

SB0942, As Passed House, March 21, 2002

**HOUSE SUBSTITUTE FOR
SENATE BILL NO. 942**

(As amended March 21, 2002)

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
(MCL 750.1 to 750.568) by adding section 543p.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 543P. (1) A PERSON SHALL NOT USE THE INTERNET OR A
2 TELECOMMUNICATIONS DEVICE OR SYSTEM OR OTHER ELECTRONIC DEVICE OR
3 SYSTEM SO AS TO DISRUPT THE FUNCTIONS OF THE PUBLIC SAFETY, EDU-
4 CATIONAL, COMMERCIAL, OR GOVERNMENTAL OPERATIONS WITHIN THIS
5 STATE WITH THE INTENT TO COMMIT A WILLFUL AND DELIBERATE ACT THAT
6 IS ALL OF THE FOLLOWING:

7 (A) AN ACT THAT WOULD BE A FELONY UNDER THE LAWS OF THIS
8 STATE, WHETHER OR NOT COMMITTED IN THIS STATE.

9 (B) [AN ACT THAT THE PERSON KNOWS OR HAS REASON TO KNOW IS]
DANGEROUS TO HUMAN LIFE AS THAT TERM IS DEFINED IN
10 SECTION 543B OF THE MICHIGAN PENAL CODE, 1931 PA 328, MCL
11 750.543B.

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1 (C) [AN ACT THAT IS] INTENDED TO INTIMIDATE OR COERCE A CIVILIAN
POPULATION

2 OR INFLUENCE OR AFFECT THE CONDUCT OF GOVERNMENT OR A UNIT OF
3 GOVERNMENT THROUGH INTIMIDATION OR COERCION.

4 (2) A PERSON WHO VIOLATES SUBSECTION (1) IS GUILTY OF A
5 FELONY PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 20 YEARS OR A
6 FINE OF NOT MORE THAN \$20,000.00, OR BOTH.

7 (3) AS USED IN THIS SECTION:

8 (A) "COMPUTER NETWORK", "COMPUTER SYSTEM", AND "INTERNET"
9 MEAN THOSE TERMS AS DEFINED IN SECTION 145D.

10 (B) "ELECTRONIC DEVICE" MEANS ANY INSTRUMENT, EQUIPMENT, OR
11 DEVICE HAVING ELECTRICAL, DIGITAL, MAGNETIC, WIRELESS, OPTICAL,
12 ELECTROMAGNETIC, OR SIMILAR CAPABILITIES.

13 (C) "ELECTRONIC SYSTEM" INCLUDES, BUT IS NOT LIMITED TO, A
14 COMPUTER SYSTEM OR COMPUTER NETWORK, DIGITAL BROADCAST SYSTEM, OR
15 SATELLITE NETWORK.

16 (D) "TELECOMMUNICATIONS DEVICE" MEANS THAT TERM AS DEFINED
17 IN SECTION 540C.

18 Enacting section 1. This amendatory act takes effect
19 April 22, 2002.

20 Enacting section 2. This amendatory act does not take
21 effect unless Senate Bill No. 930 of the 91st Legislature is
22 enacted into law.