

**SUBSTITUTE FOR
SENATE BILL NO. 73**

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
(MCL 750.1 to 750.568) by adding section 217e.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 217E. (1) AN INDIVIDUAL WHO IS NOT EMPLOYED BY THE
2 FAMILY INDEPENDENCE AGENCY SHALL NOT INFORM ANOTHER INDIVIDUAL OR
3 REPRESENT TO ANOTHER INDIVIDUAL BY IDENTIFICATION OR ANY OTHER
4 MEANS THAT HE OR SHE IS EMPLOYED BY THE FAMILY INDEPENDENCE
5 AGENCY WITH INTENT TO DO 1 OR MORE OF THE FOLLOWING:
6 (A) GAIN OR ATTEMPT TO GAIN ENTRY TO A RESIDENCE, BUILDING,
7 STRUCTURE, FACILITY, OR OTHER PROPERTY.
8 (B) REMAIN OR ATTEMPT TO REMAIN IN OR UPON A RESIDENCE,
9 BUILDING, STRUCTURE, FACILITY, OR OTHER PROPERTY.
10 (C) GAIN OR ATTEMPT TO GAIN ACCESS TO FINANCIAL ACCOUNT
11 INFORMATION.

SB 73, As Passed Senate, February 15, 2001

Senate Bill No. 73 as amended February 14, 2001

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1 (D) COMMIT OR ATTEMPT TO COMMIT A CRIME.

2 (E) OBTAIN OR ATTEMPT TO OBTAIN INFORMATION TO WHICH THE
3 INDIVIDUAL IS NOT ENTITLED UNDER SECTION 7 OF THE CHILD PROTEC-
4 TION LAW, 1975 PA 238, MCL 722.627.

5 (F) GAIN ACCESS OR ATTEMPT TO GAIN ACCESS TO A PERSON LESS
6 THAN 18 YEARS OF AGE OR A VULNERABLE ADULT. AS USED IN THIS SUB-
7 DIVISION, "VULNERABLE ADULT" MEANS AN INDIVIDUAL AGE 18 OR OLDER
8 WHO, BECAUSE OF AGE, DEVELOPMENTAL DISABILITY, MENTAL ILLNESS, OR
9 DISABILITY, WHETHER OR NOT DETERMINED BY A COURT TO BE AN INCA-
10 PACITATED INDIVIDUAL IN NEED OF PROTECTION, LACKS THE COGNITIVE
11 SKILLS REQUIRED TO MANAGE HIS OR HER PROPERTY.

12 (2) AN INDIVIDUAL WHO VIOLATES SUBSECTION (1) IS GUILTY OF A
13 FELONY PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 2 YEARS OR A
14 FINE OF NOT MORE THAN \$1,000.00, OR BOTH.

15 Enacting section 1. This amendatory act takes effect June
16 1, 2001.

Enacting section 2. This amendatory act does not take effect
unless all of the following bills of the 91st Legislature are
enacted into law:

- (a) Senate Bill No. 72.
- (b) House Bill No. 4099.