

SUBSTITUTE FOR
SENATE BILL NO. 936

A bill to amend 1927 PA 175, entitled
"The code of criminal procedure,"
by amending section 19f of chapter VII (MCL 767.19f).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

CHAPTER VII

1
2 Sec. 19f. (1) Except as otherwise provided by law, ~~it is~~
3 ~~unlawful for any~~ A person ~~to~~ SHALL NOT publish or make known
4 to any other person any testimony or exhibits obtained or used,
5 or any proceeding conducted, in connection with any grand jury
6 inquiry. ~~Any~~ A person ~~violating the provisions of~~ WHO
7 VIOLATES this ~~section~~ SUBSECTION is guilty of a misdemeanor
8 punishable by imprisonment in the county jail for not more than 1
9 year or by a fine of not more than \$1,000.00, or both. ~~The~~
10 ~~provisions of this section respecting secrecy shall~~

SB 936, As Passed Senate, February 6, 2002

Senate Bill No. 936

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1 (2) SUBSECTION (1) DOES not apply to ~~communications~~ ANY OF
2 THE FOLLOWING:

3 (A) COMMUNICATIONS between prosecuting officers for the pur-
4 pose of presenting evidence before the grand jury, for the pur-
5 pose of reviewing evidence presented to the grand jury for pro-
6 spective prosecution, or for any other purpose involving the exe-
7 cution of a public duty. ~~The provisions of this section shall~~
8 ~~apply to~~

9 (B) COMMUNICATIONS BETWEEN LAW ENFORCEMENT OFFICERS IN CASES
10 INVOLVING VIOLATIONS OF CHAPTER LXXXIII-A OF THE MICHIGAN PENAL
11 CODE, 1931 PA 328, MCL 750.543A TO 750.543Z.

12 (3) SUBSECTION (1) APPLIES TO, BUT ITS APPLICATION IS NOT
13 LIMITED TO, applications and petitions for and orders of immunity
14 and to any transcript of testimony ~~which~~ THAT may be delivered
15 to a witness pursuant to his ~~being granted~~ OR HER GRANT OF
16 immunity, except that the witness may be privileged to disclose
17 such application, petition, order, and transcript to his OR HER
18 attorney.

19 Enacting section 1. This amendatory act does not take
20 effect unless Senate Bill No. 930 of the 91st Legislature is
21 enacted into law.