

# HOUSE BILL No. 5039

July 12, 2001, Introduced by Reps. Kooiman, Stewart, Gilbert, Toy, Godchaux, Jacobs, Hansen, Schauer, Pestka, Hart and Jansen and referred to the Committee on Transportation.

A bill to amend 1931 PA 328, entitled  
"The Michigan penal code,"  
(MCL 750.1 to 750.568) by adding section 81d.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 81D. (1) AN INDIVIDUAL WHO ASSAULTS AND BATTERS  
2 ANOTHER INDIVIDUAL UNDER ANY OF THE FOLLOWING CIRCUMSTANCES AND  
3 CAUSES ANY PHYSICAL INJURY TO THAT OTHER INDIVIDUAL IS GUILTY OF  
4 A FELONY PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 4 YEARS OR  
5 A FINE OF NOT MORE THAN \$2,000.00, OR BOTH:

6 (A) THE OTHER INDIVIDUAL IS AN EMPLOYEE OF A PUBLIC TRANSIT  
7 AUTHORITY AND IS OPERATING A PUBLIC TRANSIT VEHICLE OR IS PER-  
8 FORMING DUTIES ASSOCIATED WITH THE OPERATION OF A PUBLIC TRANSIT  
9 VEHICLE.

1 (B) THE OTHER INDIVIDUAL IS A PASSENGER ON A PUBLIC TRANSIT  
2 VEHICLE OR IS ENTERING INTO OR EXITING FROM A PUBLIC TRANSIT  
3 VEHICLE.

4 (C) THE OTHER INDIVIDUAL IS IN A LOCATION DESIGNATED IN COM-  
5 PLIANCE WITH STATE OR LOCAL LAW AS AN AREA FOR USE BY PUBLIC  
6 TRANSIT VEHICLES IN PICKING UP OR DISCHARGING PASSENGERS.

7 (D) THE OTHER INDIVIDUAL IS IN A FACILITY OR AREA THAT IS  
8 OWNED OR OPERATED BY A PUBLIC TRANSIT AUTHORITY AND THAT IS FOR  
9 USE IN PROVIDING TRANSPORTATION SERVICES TO THE GENERAL PUBLIC,  
10 INCLUDING A PARKING LOT FOR VISITORS.

11 (2) AS USED IN THIS SECTION:

12 (A) "PUBLIC TRANSIT AUTHORITY" MEANS AN ENTITY OF A LOCAL  
13 UNIT OF GOVERNMENT OF THIS STATE OR A COMBINATION OF LOCAL UNITS  
14 OF GOVERNMENT OF THIS STATE THAT IS AUTHORIZED BY LAW TO PROVIDE  
15 TRANSPORTATION SERVICES TO THE GENERAL PUBLIC.

16 (B) "PUBLIC TRANSIT VEHICLE" MEANS A VEHICLE USED BY A  
17 PUBLIC TRANSIT AUTHORITY TO PROVIDE TRANSPORTATION SERVICES TO  
18 THE GENERAL PUBLIC.