

SENATE BILL No. 276

March 6, 2001, Introduced by Senators JAYE and GOSCHKA and referred to the Committee on Judiciary.

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
(MCL 750.1 to 750.568) by adding section 506b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 506B. (1) NOTWITHSTANDING ANY OTHER PROVISION OF THIS
2 ACT, AN INDIVIDUAL CONVICTED OF COMMITTING OR ATTEMPTING TO
3 COMMIT A VIOLATION OF THIS ACT IN WHICH THE VICTIM IS A VULNERA-
4 BLE ADULT, IS 65 YEARS OF AGE OR OLDER, OR IS LESS THAN 18 YEARS
5 OF AGE MAY BE SENTENCED TO 1 OF THE FOLLOWING:

6 (A) TO SERVE NOT MORE THAN TWICE THE TERM OF IMPRISONMENT
7 OTHERWISE AUTHORIZED FOR THAT VIOLATION.

8 (B) TO PAY NOT MORE THAN TWICE THE FINE OTHERWISE AUTHORIZED
9 FOR THAT VIOLATION OR, IF THE VIOLATION IS NOT OTHERWISE
10 PUNISHABLE BY A FINE, THE FINE AUTHORIZED UNDER SUBSECTION (2).

1 (C) TO SERVE BOTH THE TERM OF IMPRISONMENT AUTHORIZED UNDER
2 SUBDIVISION (A) AND TO PAY THE FINE AUTHORIZED UNDER SUBDIVISION
3 (B).

4 (2) IF THE VIOLATION IS NOT OTHERWISE PUNISHABLE BY A FINE,
5 THE COURT, IN ADDITION TO ANY AUTHORIZED PENALTY, MAY ORDER THE
6 INDIVIDUAL TO PAY A FINE AS FOLLOWS:

7 (A) A FINE OF NOT MORE THAN \$200.00 IF THE VIOLATION IS A
8 MISDEMEANOR PUNISHABLE BY IMPRISONMENT FOR LESS THAN 6 MONTHS.

9 (B) A FINE OF NOT MORE THAN \$500.00 IF THE VIOLATION IS A
10 MISDEMEANOR PUNISHABLE BY IMPRISONMENT FOR 6 MONTHS.

11 (C) A FINE OF NOT MORE THAN \$1,000.00 IF THE VIOLATION IS A
12 MISDEMEANOR PUNISHABLE BY IMPRISONMENT FOR 1 YEAR.

13 (D) A FINE OF NOT MORE THAN \$2,000.00 IF THE VIOLATION IS A
14 MISDEMEANOR PUNISHABLE BY IMPRISONMENT FOR MORE THAN 1 YEAR BUT
15 NOT MORE THAN 2 YEARS OR IF THE VIOLATION IS A FELONY PUNISHABLE
16 BY IMPRISONMENT FOR NOT MORE THAN 2 YEARS.

17 (E) A FINE OF NOT MORE THAN \$4,000.00 IF THE VIOLATION IS A
18 FELONY PUNISHABLE BY IMPRISONMENT FOR MORE THAN 2 YEARS BUT NOT
19 MORE THAN 4 YEARS.

20 (F) A FINE OF NOT MORE THAN \$5,000.00 IF THE VIOLATION IS A
21 FELONY PUNISHABLE BY IMPRISONMENT FOR 5 YEARS.

22 (G) A FINE OF NOT MORE THAN \$10,000.00 IF THE VIOLATION IS A
23 FELONY PUNISHABLE BY IMPRISONMENT FOR MORE THAN 5 YEARS.

24 (3) THIS SECTION APPLIES TO CRIMES COMMITTED ON OR AFTER THE
25 EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED THIS SECTION.

26 (4) AS USED IN THIS SECTION, "VULNERABLE ADULT" MEANS THAT
27 TERM AS DEFINED IN SECTION 145M.