

SENATE BILL No. 301

March 8, 2001, Introduced by Senator JAYE and referred to the Committee on Judiciary.

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 1e of chapter IV (MCL 764.1e), as amended by 1999 PA 76.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

CHAPTER IV

1
2 Sec. 1e. (1) For purposes of sections 1a to 1d of this
3 chapter, a complaint signed by a peace officer shall be treated
4 as made under oath if the offense alleged in the complaint is a
5 misdemeanor or ordinance violation for which the maximum permis-
6 sible penalty does not exceed 93 days in jail or a fine, or both,
7 that was committed in the signing officer's presence or that was
8 committed under circumstances permitting the officer's issuance
9 of a citation under section 625a or 728(8) of the Michigan
10 vehicle code, 1949 PA 300, MCL 257.625a and 257.728, OR UNDER

1 SECTION 80180 OF THE NATURAL RESOURCES AND ENVIRONMENTAL
2 PROTECTION ACT, 1994 PA 451, MCL 324.80180, and if the complaint
3 contains the following statement immediately above the date and
4 signature of the officer:

5 "I declare under the penalties of perjury that the state-
6 ments above are true to the best of my information, knowledge,
7 and belief."

8 (2) A peace officer who, knowing the statement is false,
9 makes a materially false statement in a complaint signed under
10 subsection (1) is guilty of perjury, a felony punishable by
11 imprisonment for not more than 15 years, and in addition, is in
12 contempt of court.

13 Enacting section 1. This amendatory act takes effect
14 April 1, 2002.

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

18 (a) Senate Bill No. 299.

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20 (b) Senate Bill No. 300.

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22 (c) Senate Bill No. 302.

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24 (d) Senate Bill No. 303.

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26 (e) Senate Bill No. 304.

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1 (f) Senate Bill No. 305.

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3 (g) Senate Bill No. 306.

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5 (h) Senate Bill No. 307.

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