

# SENATE BILL No. 944

December 11, 2001, Introduced by Senators GAST, JOHNSON, VAN REGENMORTER, SHUGARS, BULLARD, MC MANUS, SIKKEMA, GOUGEON, HAMMERSTROM, NORTH, GARCIA, SANBORN, SCHUETTE, GOSCHKA, STEIL, SCHWARZ and STILLE and referred to the Committee on Banking and Financial Institutions.

A bill to amend 1999 PA 276, entitled  
"Banking code of 1999,"  
(MCL 487.11101 to 487.15105) by adding section 4406.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1 SEC. 4406. (1) IF A PERSON OR ORGANIZATION HAS RECEIVED A  
2 TERRORIST DESIGNATION UNDER SECTION 219 OF CHAPTER 2 OF TITLE II  
3 OF THE IMMIGRATION AND NATIONALITY ACT, CHAPTER 477, 110  
4 STAT. 1248, 8 U.S.C. 1189, A BANK SHALL FREEZE ALL FUNDS AND  
5 ASSETS DEPOSITED WITH OR HELD BY THE BANK ON BEHALF OF THAT  
6 PERSON OR ORGANIZATION.

7 (2) UPON APPLICATION BY THE ATTORNEY GENERAL, A COURT MAY  
8 ORDER A BANK TO FREEZE ALL FUNDS AND ASSETS DEPOSITED WITH OR  
9 HELD BY THE BANK ON BEHALF OF AN ACCOUNT HOLDER THE ATTORNEY  
10 GENERAL HAS PROBABLE CAUSE TO BELIEVE HAS COMMITTED OR IS ABOUT  
11 TO COMMIT A TERRORIST ACT OR AN ACCOUNT HOLDER INVOLVED WITH

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1 PROVIDING MATERIAL SUPPORT OR RESOURCES TO ANOTHER PERSON WHO HAS  
2 COMMITTED OR IS ABOUT TO COMMIT A TERRORIST ACT.

3 (3) AS USED IN THIS SECTION:

4 (A) "MATERIAL SUPPORT OR RESOURCES" MEANS ANY KIND OF FINAN-  
5 CIAL SUPPORT, LODGING, TRAINING, FALSE DOCUMENTATION, COMMUNICA-  
6 TION EQUIPMENT, WEAPONS, TRANSPORTATION, OR ANY OTHER ASSET OR  
7 RESOURCE.

8 (B) "TERRORIST ACT" MEANS ANY UNLAWFUL ACT INVOLVING THE USE  
9 OF ANY WEAPON, DEVICE, OR INSTRUMENT TO CAUSE INJURY OR DAMAGE TO  
10 PERSONS OR PROPERTY FOR POLITICAL OR FINANCIAL GAIN OR TO CAUSE  
11 THE IMPAIRMENT OR INTERRUPTION OF PUBLIC COMMUNICATIONS, TRANS-  
12 PORTATION, UTILITIES, OR ANY OTHER PUBLIC SERVICE.