



Senate Fiscal Agency
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**BILL ANALYSIS**

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Senate Bill 74 (as introduced 1-25-05)
Senate Bill 134 (as introduced 2-1-05)
Sponsor: Senator Mike Goschka (S.B. 74)
Senator Nancy Cassis (S.B. 134)
Committee: Judiciary

Date Completed: 3-7-05

CONTENT

Senate Bill 74 would amend the Michigan Amber Alert Act to prohibit a person from intentionally making a false report of the abduction of a child, or intentionally causing a false report of a child abduction to be made, to a peace officer, State or local police agency, 9-1-1 operator, or any other governmental employee or contractor who was authorized to receive the report, knowing the report to be false. A violation would be a felony punishable by up to four years' imprisonment and/or a maximum fine of \$2,000.

Senate Bill 134 would amend the Code of Criminal Procedure to include a false report of a child abduction in the sentencing guidelines. The offense would be a Class F felony against the public order, with a statutory maximum sentence of four years' imprisonment, as proposed by Senate Bill 74. Senate Bill 134 is tie-barred to Senate Bill 74.

Proposed MCL 28.754 (S.B. 74)
MCL 777.11b (S.B. 134)

Legislative Analyst: Patrick Affholter

FISCAL IMPACT

The bills would have an indeterminate fiscal impact on State and local government. There are no data to indicate how many offenders would be convicted of the proposed felony. An offender convicted of a Class F offense is eligible for a sentencing guidelines minimum sentence range from 0-3 months to 17-30 months. Local governments incur the costs of local incarceration, which vary by county. The State incurs the cost of felony probation at an average annual cost of \$2,000, as well as the cost of incarceration in a State facility at an average annual cost of \$28,000.

Fiscal Analyst: Bethany Wicksall

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