

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 4865

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
(MCL 750.1 to 750.568) by adding section 217f.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 217F. (1) AN INDIVIDUAL WHO IS NOT EMPLOYED AS A
2 FIREFIGHTER OR EMERGENCY MEDICAL SERVICE PERSONNEL SHALL NOT INFORM
3 ANOTHER INDIVIDUAL OR REPRESENT TO ANOTHER INDIVIDUAL BY
4 IDENTIFICATION OR ANY OTHER MEANS THAT HE OR SHE IS EMPLOYED IN 1
5 OF THOSE CAPACITIES WITH INTENT TO DO 1 OR MORE OF THE FOLLOWING:

6 (A) PERFORM THE DUTIES OF A FIREFIGHTER OR EMERGENCY MEDICAL
7 SERVICE PERSONNEL.

8 (B) REPRESENT TO ANOTHER PERSON THAT HE OR SHE IS A

1 FIREFIGHTER OR EMERGENCY MEDICAL SERVICE PERSONNEL FOR ANY UNLAWFUL
2 PURPOSE.

3 (C) COMPEL A PERSON TO DO OR REFRAIN FROM DOING ANY ACT
4 AGAINST HIS OR HER WILL.

5 (D) GAIN OR ATTEMPT TO GAIN ENTRY TO A RESIDENCE, BUILDING,
6 STRUCTURE, FACILITY, OR OTHER PROPERTY.

7 (E) REMAIN OR ATTEMPT TO REMAIN IN OR UPON A RESIDENCE,
8 BUILDING, STRUCTURE, FACILITY, OR OTHER PROPERTY.

9 (F) GAIN OR ATTEMPT TO GAIN ACCESS TO FINANCIAL ACCOUNT
10 INFORMATION.

11 (G) COMMIT OR ATTEMPT TO COMMIT A CRIME.

12 (H) OBTAIN OR ATTEMPT TO OBTAIN INFORMATION TO WHICH THE
13 INDIVIDUAL IS NOT ENTITLED.

14 (I) GAIN ACCESS OR ATTEMPT TO GAIN ACCESS TO A PERSON LESS
15 THAN 18 YEARS OF AGE OR A VULNERABLE ADULT.

16 (2) AS USED IN THIS SECTION:

17 (A) "EMERGENCY MEDICAL SERVICE PERSONNEL" MEANS THAT TERM AS
18 DEFINED IN SECTION 20904 OF THE PUBLIC HEALTH CODE, 1978 PA 368,
19 MCL 333.20904.

20 (B) "VULNERABLE ADULT" MEANS THAT TERM AS DEFINED IN SECTION
21 145M.

22 (3) AN INDIVIDUAL WHO VIOLATES SUBSECTION (1) IS GUILTY OF A
23 FELONY PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 2 YEARS OR A
24 FINE OF NOT MORE THAN \$1,000.00, OR BOTH.

25 (4) A SENTENCE IMPOSED UNDER SUBSECTION (3) MAY BE ORDERED TO
26 BE SERVED CONSECUTIVELY TO ANY TERM OF IMPRISONMENT IMPOSED FOR
27 ANOTHER VIOLATION ARISING FROM THE SAME TRANSACTION.

1 Enacting section 1. This amendatory act takes effect January
2 1, 2006.