

SENATE BILL No. 540

May 25, 2007, Introduced by Senators JELINEK, PAPPAGEORGE, VAN WOERKOM, GARCIA and CROPSEY and referred to the Committee on Judiciary.

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
by amending section 552 (MCL 750.552).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 552. (1) ~~Any~~ A person who shall wilfully enter, upon
2 **SHALL NOT DO ANY OF THE FOLLOWING:**

3 **(A) WILLFULLY ENTER** the lands or premises of another without
4 lawful authority ~~,—~~after having been forbidden so to do by the
5 owner or occupant ~~,—OR THE~~ agent ~~or servant~~ of the owner or
6 occupant. ~~, or any person being upon~~

7 **(B) REMAIN WITHOUT LAWFUL AUTHORITY ON** the land or premises of
8 another ~~,—upon~~ **AFTER** being notified to depart ~~therefrom~~ by the
9 owner or occupant ~~,—OR the agent or servant of either, who without~~
10 ~~lawful authority neglects or refuses to depart therefrom, shall be~~

1 OF THE OWNER OR OCCUPANT.

2 (C) WILLFULLY ENTER OR REMAIN WITHOUT LAWFUL AUTHORITY ON
3 FENCED OR POSTED FARM PROPERTY OF ANOTHER PERSON WITHOUT THE
4 CONSENT OF THE OWNER OR HIS OR HER LESSEE OR AGENT. A REQUEST TO
5 LEAVE THE PREMISES IS NOT A NECESSARY ELEMENT FOR A VIOLATION OF
6 THIS SUBDIVISION. THIS SUBDIVISION DOES NOT APPLY TO A PERSON WHO
7 IS IN THE PROCESS OF ATTEMPTING, BY THE MOST DIRECT ROUTE, TO
8 CONTACT THE OWNER OR HIS OR HER LESSEE OR AGENT TO REQUEST CONSENT.

9 (2) A PERSON WHO VIOLATES SUBSECTION (1) IS guilty of a
10 misdemeanor ~~and upon conviction thereof shall be punished~~
11 **PUNISHABLE** by imprisonment in the county jail for not more than 30
12 days or by a fine of not more than \$50.00, or both. ~~, in the~~
13 ~~discretion of the court.~~