

HOUSE BILL No. 6580

November 30, 2010, Introduced by Rep. Opsommer and referred to the Committee on Judiciary.

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
by amending section 167d (MCL 750.167d), as added by 2006 PA 148.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 167d. (1) A person shall not do any of the following
2 within 500 feet of a building or other location where a funeral,
3 memorial service, or viewing of a deceased person is being
4 conducted or within 500 feet of a funeral procession or burial:
5 ~~—— (a) Make loud and raucous noise and continue to do so after~~
6 ~~being asked to stop.~~

7 **(A) ~~(b)~~ Make any statement or gesture OR ENGAGE IN ANY CONDUCT**
8 that would make a reasonable person **ATTENDING THAT FUNERAL,**
9 **MEMORIAL SERVICE, VIEWING, PROCESSION, OR BURIAL** under the
10 circumstances **TO** feel intimidated, threatened, or harassed.

~~1 (c) Engage in any other conduct that the person knows or~~
~~2 should reasonably know will disturb, disrupt, or adversely affect~~
~~3 the funeral, memorial service, viewing of the deceased person,~~
~~4 funeral procession, or burial.~~

5 (B) MAKE ANY STATEMENT OR GESTURE OR ENGAGE IN ANY CONDUCT
6 INTENDED TO INCITE OR PRODUCE AN IMMINENT BREACH OF THE PEACE AMONG
7 THOSE ATTENDING THAT FUNERAL, MEMORIAL SERVICE, VIEWING, OR BURIAL
8 OR TRAVELING IN THAT PROCESSION.

9 (C) MAKE ANY STATEMENT OR GESTURE OR ENGAGE IN ANY CONDUCT
10 INTENDED TO DISRUPT THE FUNERAL, MEMORIAL SERVICE, VIEWING,
11 PROCESSION, OR BURIAL.

12 (2) A PERSON SHALL NOT INTENTIONALLY OBSTRUCT, HINDER, IMPEDE,
13 OR BLOCK ANOTHER PERSON'S ENTRY TO OR EXIT FROM A FUNERAL, MEMORIAL
14 SERVICE, VIEWING OF A DECEASED PERSON, FUNERAL PROCESSION, OR
15 BURIAL. THIS SUBSECTION DOES NOT APPLY TO A PERSON CONDUCTING OR
16 ASSISTING IN THE CONDUCTING OF THE FUNERAL, MEMORIAL SERVICE,
17 VIEWING, FUNERAL PROCESSION, OR BURIAL.

18 (3) ~~(2)~~A person who violates subsection ~~(1)~~ **THIS SECTION** is a
19 disorderly person and is guilty of a felony punishable as provided
20 under section 168.