

SENATE BILL No. 604

May 21, 2009, Introduced by Senators KAHN, PAPPAGEORGE and BIRKHOLZ and referred to the Committee on Judiciary.

A bill to amend 1994 PA 295, entitled
"Sex offenders registration act,"
by amending section 33 (MCL 28.733), as added by 2005 PA 127.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 33. As used in this article:

2 ~~—— (a) "Listed offense" means that term as defined in section 2~~
3 ~~of the sex offenders registration act, 1994 PA 295, MCL 28.722.~~

4 (A) ~~(b)~~ "Loiter" means to remain for a period of time and
5 under circumstances that a reasonable person would determine is for
6 the primary purpose of observing or contacting minors.

7 (B) ~~(c)~~ "Minor" means an individual less than 18 years of age.

8 (C) ~~(d)~~ "School" means a public, private, denominational, or

1 parochial school offering **PRESCHOOL**, developmental kindergarten,
2 kindergarten, or any grade from 1 through 12, **OR A DAY CARE CENTER**.
3 School does not include a home school.

4 (D) ~~(e)~~—"School property" means a building, facility,
5 structure, or real property owned, leased, or otherwise controlled
6 by a school, other than a building, facility, structure, or real
7 property that is no longer in use on a permanent or continuous
8 basis, to which either of the following applies:

9 (i) It is used to impart educational instruction.

10 (ii) It is for use by students not more than 19 years of age
11 for sports or other recreational activities.

12 (iii) **IT IS USED AS A FACILITY FOR THE SUPERVISION OF MINORS,**
13 **OTHER THAN A PRIVATE RESIDENCE, RECEIVING 1 OR MORE PRESCHOOL OR**
14 **SCHOOL-AGE MINORS WHERE THE PARENTS AND GUARDIANS ARE NOT**
15 **IMMEDIATELY AVAILABLE TO THE MINOR.**

16 (E) ~~(f)~~—"Student safety zone" means the area that lies 1,000
17 feet or less from school property.