

# SENATE BILL No. 20

January 20, 2015, Introduced by Senator SHIRKEY and referred to the Committee on Judiciary.

A bill to amend 1846 RS 1, entitled  
"Of the statutes,"  
(MCL 8.1 to 8.8) by adding sections 9 and 9a.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1        SEC. 9. IN THE CONSTRUCTION OF THE STATUTES OF THIS STATE THE  
2        FOLLOWING RULE SHALL BE OBSERVED, UNLESS THE CONSTRUCTION WOULD BE  
3        INCONSISTENT WITH THE MANIFEST INTENT OF THE LEGISLATURE:

4        ANY LAW ENACTED AFTER JANUARY 1, 2016 THAT ESTABLISHES A  
5        CRIMINAL OFFENSE AND DOES NOT INDICATE WHETHER A CULPABLE MENTAL  
6        STATE IS, OR IS NOT, REQUIRED SHALL BE CONSTRUED TO REQUIRE A  
7        CULPABLE MENTAL STATE AND THAT THE PERSON ACT KNOWINGLY.

8        SEC. 9A. IF A STATUTE DEFINING AN OFFENSE PRESCRIBES A  
9        CULPABLE MENTAL STATE BUT DOES NOT SPECIFY THE ELEMENT TO WHICH IT  
10       APPLIES, THE PRESCRIBED CULPABLE MENTAL STATE APPLIES TO EACH

- 1 MATERIAL ELEMENT OF THE OFFENSE THAT NECESSARILY REQUIRES A
- 2 CULPABLE MENTAL STATE.