SUBSTITUTE FOR

HOUSE BILL NO. 5495

A bill to amend 1931 PA 328, entitled "The Michigan penal code,"

(MCL 750.1 to 750.568) by adding chapter LXXXIII-A.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1

CHAPTER LXXXIII-A

2 SEC. 543C. AS USED IN THIS CHAPTER, "TERRORIST
3 ORGANIZATION" MEANS AN ORGANIZATION THAT, ON THE EFFECTIVE DATE
4 OF THE AMENDATORY ACT THAT ADDED THIS SECTION, IS DESIGNATED BY
5 THE UNITED STATES STATE DEPARTMENT AS ENGAGING IN OR SPONSORING
6 AN ACT OF TERRORISM.

7 SEC. 543Y. THIS CHAPTER DOES NOT PROHIBIT A PERSON FROM
8 BEING CHARGED WITH, CONVICTED OF, OR SENTENCED FOR ANY OTHER VIO9 LATION OF LAW ARISING OUT OF THE SAME CRIMINAL TRANSACTION AS THE
10 VIOLATION OF THIS CHAPTER.

H05920'01 ** (H-1)

TVD

HB5495, As Passed House, February 28, 2002

House Bill No. 5495 2

1 SEC. 543Z. NOTWITHSTANDING ANY PROVISION IN THIS CHAPTER, A PROSECUTING AGENCY SHALL NOT PROSECUTE ANY PERSON OR SEIZE ANY 2 3 PROPERTY FOR CONDUCT PRESUMPTIVELY PROTECTED BY THE FIRST AMEND-4 MENT TO THE CONSTITUTION OF THE UNITED STATES IN A MANNER THAT 5 VIOLATES ANY CONSTITUTIONAL PROVISION.

6 Enacting section 1. This amendatory act takes effect May 1, 7 2002.

8 Enacting section 2. This amendatory act does not take 9 effect unless Senate Bill No. 930 of the 91st Legislature is 10 enacted into law.