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### SUBSTITUTE FOR

## HOUSE BILL NO. 5495

(As passed the House, February 28, 2002)

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 VIO-
- 9 LATION OF LAW ARISING OUT OF THE SAME CRIMINAL TRANSACTION AS THE
- 10 VIOLATION OF THIS CHAPTER.

# HB 5495, As Passed Senate, March 21, 2002

House Bill No. 5495 as amended March 21, 2002

- 1 SEC. 543Z. NOTWITHSTANDING ANY PROVISION IN THIS CHAPTER, A
- PROSECUTING AGENCY SHALL NOT PROSECUTE ANY PERSON OR SEIZE ANY 2
- PROPERTY FOR CONDUCT PRESUMPTIVELY PROTECTED BY THE FIRST AMEND-3
- MENT TO THE CONSTITUTION OF THE UNITED STATES IN A MANNER THAT 4
- VIOLATES ANY CONSTITUTIONAL PROVISION. 5
- Enacting section 1. This amendatory act takes effect April 22, 6
- 7 2002.
- Enacting section 2. This amendatory act does not take 8
- 9 effect unless Senate Bill No. 930 of the 91st Legislature is
- 10 enacted into law.