

SENATE BILL No. 73

February 1, 2001, Introduced by Senators GOUGEON, HAMMERSTROM, NORTH, BULLARD, GOSCHKA and DE BEAUSSAERT and referred to the Committee on Families, Mental Health and Human Services.

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
(MCL 750.1 to 750.568) by adding section 217e.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 217E. (1) AN INDIVIDUAL WHO IS NOT EMPLOYED BY THE
2 FAMILY INDEPENDENCE AGENCY SHALL NOT INFORM ANOTHER INDIVIDUAL OR
3 REPRESENT TO ANOTHER INDIVIDUAL BY IDENTIFICATION OR ANY OTHER
4 MEANS THAT HE OR SHE IS EMPLOYED BY THE FAMILY INDEPENDENCE
5 AGENCY WITH INTENT TO DO 1 OR MORE OF THE FOLLOWING:
6 (A) GAIN OR ATTEMPT TO GAIN ENTRY TO A RESIDENCE, BUILDING,
7 STRUCTURE, FACILITY, OR OTHER PROPERTY.
8 (B) REMAIN OR ATTEMPT TO REMAIN IN OR UPON A RESIDENCE,
9 BUILDING, STRUCTURE, FACILITY, OR OTHER PROPERTY.
10 (C) GAIN OR ATTEMPT TO GAIN ACCESS TO FINANCIAL ACCOUNT
11 INFORMATION.

1 (D) COMMIT OR ATTEMPT TO COMMIT A CRIME.

2 (E) OBTAIN OR ATTEMPT TO OBTAIN INFORMATION TO WHICH THE
3 INDIVIDUAL IS NOT ENTITLED UNDER SECTION 7 OF THE CHILD PROTEC-
4 TION LAW, 1975 PA 238, MCL 722.627.

5 (F) GAIN ACCESS OR ATTEMPT TO GAIN ACCESS TO A PERSON LESS
6 THAN 18 YEARS OF AGE TO A VULNERABLE ADULT. AS USED IN THIS SUB-
7 DIVISION, "VULNERABLE ADULT" MEANS AN INDIVIDUAL AGE 18 OR OLDER
8 WHO, BECAUSE OF AGE, DEVELOPMENTAL DISABILITY, MENTAL ILLNESS, OR
9 DISABILITY, WHETHER OR NOT DETERMINED BY A COURT TO BE AN INCA-
10 PACITATED INDIVIDUAL IN NEED OF PROTECTION, LACKS THE COGNITIVE
11 SKILLS REQUIRED TO MANAGE HIS OR HER PROPERTY.

12 (2) AN INDIVIDUAL WHO VIOLATES SUBSECTION (1) IS GUILTY OF A
13 FELONY PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 2 YEARS OR A
14 FINE OF NOT MORE THAN \$1,000.00, OR BOTH.