

**SUBSTITUTE FOR
HOUSE BILL NO. 4222**

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
by amending section 2950a (MCL 600.2950a), as amended by 2001 PA
201.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2950a. (1) Except as provided in subsections ~~(25)~~ and
2 ~~(26)~~ **(28)**, **(29)**, **AND (31)**, by commencing an independent action to
3 obtain relief under this section, by joining a claim to an action,
4 or by filing a motion in an action in which the petitioner and the
5 individual to be restrained or enjoined are parties, an individual
6 may petition the family division of circuit court to enter a
7 personal protection order to restrain or enjoin an individual from

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1 engaging in conduct that is prohibited under section 411h, ~~or~~ 411i,
 2 **OR 411S** of the Michigan penal code, 1931 PA 328, MCL 750.411h, and
 3 750.411i, **AND 750.411S**. Relief **UNDER THIS SUBSECTION** shall not be
 4 granted unless the petition alleges facts that constitute stalking
 5 as defined in section 411h or 411i, **OR [CONDUCT THAT IS PROHIBITED UNDER**
 6 **] SECTION 411S**, of the Michigan penal code, 1931 PA 328, MCL
 7 750.411h, ~~and~~ 750.411i, **AND 750.411S**. Relief may be sought and
 8 granted under this ~~section~~ **SUBSECTION** whether or not the individual
 9 to be restrained or enjoined has been charged or convicted under
 10 section 411h, ~~or~~ 411i, **OR 411S** of the Michigan penal code, 1931 PA
 11 328, MCL 750.411h, ~~and~~ 750.411i, **AND 750.411S**, for the alleged
 12 violation.

13 (2) **EXCEPT AS PROVIDED IN SUBSECTIONS (28), (29), AND (31), BY**
 14 **COMMENCING AN INDEPENDENT ACTION TO OBTAIN RELIEF UNDER THIS**
 15 **SECTION, BY JOINING A CLAIM TO AN ACTION, OR BY FILING A MOTION IN**
 16 **AN ACTION IN WHICH THE PETITIONER AND THE INDIVIDUAL TO BE**
 17 **RESTRAINED OR ENJOINED ARE PARTIES, AN INDIVIDUAL MAY PETITION THE**
 18 **FAMILY DIVISION OF CIRCUIT COURT TO ENTER A PERSONAL PROTECTION**
 19 **ORDER TO RESTRAIN OR ENJOIN AN INDIVIDUAL FROM ENGAGING IN ANY OF**
 20 **THE FOLLOWING:**

21 (A) **ONE OR MORE OF THE ACTS LISTED IN SUBSECTION (3), IF THE**
 22 **RESPONDENT HAS BEEN CONVICTED OF A SEXUAL ASSAULT OF THE**
 23 **PETITIONER, OR THE RESPONDENT HAS BEEN CONVICTED OF FURNISHING**
 24 **OBSCENE MATERIAL TO THE PETITIONER UNDER SECTION 142 OF THE**
 25 **MICHIGAN PENAL CODE, 1931 PA 328, MCL 750.142, OR A SUBSTANTIALLY**
 26 **SIMILAR LAW OF THE UNITED STATES, ANOTHER STATE [, OR A FOREIGN COUNTRY]**
 27 **OR**
TRIBAL OR MILITARY LAW. RELIEF UNDER THIS SUBDIVISION SHALL BE

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1 GRANTED IF THE COURT DETERMINES THAT THE RESPONDENT HAS BEEN
2 CONVICTED OF A SEXUAL ASSAULT OF THE PETITIONER OR THAT THE
3 RESPONDENT WAS CONVICTED OF FURNISHING OBSCENE MATERIAL TO THE
4 PETITIONER UNDER SECTION 142 OF THE MICHIGAN PENAL CODE, 1931 PA
5 328, MCL 750.142, OR A SUBSTANTIALLY SIMILAR LAW OF THE UNITED
6 STATES, ANOTHER STATE [, OR A FOREIGN COUNTRY] OR TRIBAL OR MILITARY
7 LAW.

8 (B) ONE OR MORE OF THE ACTS LISTED IN SUBSECTION (3), IF THE
9 PETITIONER HAS BEEN SUBJECTED TO, THREATENED WITH, OR PLACED IN
10 REASONABLE APPREHENSION OF SEXUAL ASSAULT BY THE INDIVIDUAL TO BE
11 ENJOINED. RELIEF UNDER THIS SUBDIVISION SHALL NOT BE GRANTED UNLESS
12 THE PETITION ALLEGES FACTS THAT DEMONSTRATE THAT THE RESPONDENT HAS
13 PERPETRATED OR THREATENED SEXUAL ASSAULT AGAINST THE PETITIONER.
14 EVIDENCE THAT A RESPONDENT HAS FURNISHED OBSCENE MATERIAL TO A
15 MINOR PETITIONER SHALL CONSTITUTE EVIDENCE THAT THE RESPONDENT HAS
16 THREATENED SEXUAL ASSAULT AGAINST THE PETITIONER. RELIEF MAY BE
17 SOUGHT AND GRANTED UNDER THIS SUBDIVISION REGARDLESS OF WHETHER THE
18 INDIVIDUAL TO BE RESTRAINED OR ENJOINED HAS BEEN CHARGED WITH OR
19 CONVICTED OF SEXUAL ASSAULT OR AN OFFENSE UNDER SECTION 142 OF THE
20 MICHIGAN PENAL CODE, 1931 PA 328, MCL 750.142, OR A SUBSTANTIALLY
21 SIMILAR LAW OF THE UNITED STATES, ANOTHER STATE [, OR A FOREIGN COUNTRY]
OR
22 TRIBAL OR MILITARY LAW.

23 (3) THE COURT MAY RESTRAIN OR ENJOIN AN INDIVIDUAL AGAINST
24 WHOM A PROTECTION ORDER IS SOUGHT UNDER SUBSECTION (2) FROM 1 OR
25 MORE OF THE FOLLOWING:

26 (A) ENTERING ONTO PREMISES.

27 (B) THREATENING TO SEXUALLY ASSAULT, KILL, OR PHYSICALLY
INJURE PETITIONER OR A NAMED INDIVIDUAL.

1 (C) PURCHASING OR POSSESSING A FIREARM.

2 (D) INTERFERING WITH THE PETITIONER'S EFFORTS TO REMOVE THE
3 PETITIONER'S CHILDREN OR PERSONAL PROPERTY FROM PREMISES THAT ARE
4 SOLELY OWNED OR LEASED BY THE INDIVIDUAL TO BE RESTRAINED OR
5 ENJOINED.

6 (E) INTERFERING WITH THE PETITIONER AT THE PETITIONER'S PLACE
7 OF EMPLOYMENT OR EDUCATION OR ENGAGING IN CONDUCT THAT IMPAIRS THE
8 PETITIONER'S EMPLOYMENT OR EDUCATIONAL RELATIONSHIP OR ENVIRONMENT.

9 (F) FOLLOWING OR APPEARING WITHIN THE SIGHT OF THE PETITIONER.

10 (G) APPROACHING OR CONFRONTING THE PETITIONER IN A PUBLIC
11 PLACE OR ON PRIVATE PROPERTY.

12 (H) APPEARING AT THE PETITIONER'S WORKPLACE OR RESIDENCE.

13 (I) ENTERING ONTO OR REMAINING ON PROPERTY OWNED, LEASED, OR
14 OCCUPIED BY THE PETITIONER.

15 (J) CONTACTING THE PETITIONER BY TELEPHONE.

16 (K) SENDING MAIL OR ELECTRONIC COMMUNICATIONS TO THE
17 PETITIONER.

18 (L) PLACING AN OBJECT ON, OR DELIVERING AN OBJECT TO, PROPERTY
19 OWNED, LEASED, OR OCCUPIED BY THE PETITIONER.

20 (M) ENGAGING IN CONDUCT THAT IS PROHIBITED UNDER SECTION 411S
21 OF THE MICHIGAN PENAL CODE, 1931 PA 328, MCL 750.411S.

22 (N) ANY OTHER SPECIFIC ACT OR CONDUCT THAT IMPOSES UPON OR
23 INTERFERES WITH PERSONAL LIBERTY OR THAT CAUSES A REASONABLE
24 APPREHENSION OF VIOLENCE OR SEXUAL ASSAULT.

25 (4) SECTION 520J OF THE MICHIGAN PENAL CODE, 1931 PA 328, MCL
26 750.520J, APPLIES IN ANY HEARING ON A PETITION FOR, A MOTION TO
27 MODIFY OR TERMINATE, OR AN ALLEGED VIOLATION OF A PERSONAL

1 PROTECTION ORDER REQUESTED OR ISSUED UNDER SUBSECTION (2), EXCEPT
2 AS FOLLOWS:

3 (A) THE WRITTEN MOTION AND OFFER OF PROOF SHALL BE FILED AT
4 LEAST 24 HOURS BEFORE A HEARING ON A PETITION TO ISSUE A PERSONAL
5 PROTECTION ORDER OR ON AN ALLEGED VIOLATION OF A PERSONAL
6 PROTECTION ORDER.

7 (B) THE WRITTEN MOTION AND OFFER OF PROOF SHALL BE FILED AT
8 THE SAME TIME THAT A MOTION TO MODIFY OR TERMINATE A PERSONAL
9 PROTECTION ORDER IS FILED.

10 (5) ~~(2)~~—If the respondent TO A PETITION UNDER THIS SECTION is
11 a person who is issued a license to carry a concealed weapon and is
12 required to carry a weapon as a condition of his or her employment,
13 a police officer certified by the commission on law enforcement
14 standards act, 1965 PA 203, MCL 28.601 to 28.616, a sheriff, a
15 deputy sheriff or a member of the Michigan department of state
16 police, a local corrections officer, a department of corrections
17 employee, or a federal law enforcement officer who carries a
18 firearm during the normal course of his or her employment, the
19 petitioner shall notify the court of the respondent's occupation
20 ~~prior to the issuance of~~ **BEFORE** the personal protection order **IS**
21 **ISSUED**. This subsection does not apply to a petitioner who does not
22 know the respondent's occupation.

23 (6) ~~(3)~~—A petitioner may omit his or her address of residence
24 from documents filed with the court under this section. If a
25 petitioner omits his or her address of residence, the petitioner
26 shall provide the court a mailing address.

27 (7) ~~(4)~~—If a court **ISSUES OR** refuses to ~~grant~~ **ISSUE** a personal

1 protection order, the court shall immediately state in writing the
2 specific reasons for issuing or refusing to issue a ~~THE~~ personal
3 protection order. If a hearing is held, the court shall also
4 immediately state on the record the specific reasons for issuing or
5 refusing to issue a personal protection order.

6 (8) ~~(5)~~—A personal protection order shall not be made mutual.
7 Correlative separate personal protection orders are prohibited
8 unless both parties have properly petitioned the court ~~according to~~
9 **UNDER** subsection (1) **OR** (2).

10 (9) ~~(6)~~—A personal protection order is effective and
11 immediately enforceable anywhere in this state when signed by a
12 judge. Upon service, a personal protection order also may be
13 enforced by another state, an Indian tribe, or a territory of the
14 United States.

15 (10) ~~(7)~~—The court shall designate the law enforcement agency
16 that is responsible for entering the personal protection order into
17 the L.E.I.N.

18 (11) ~~(8)~~—A personal protection order issued under this section
19 shall include all of the following, ~~and~~ to the extent practicable
20 ~~contained~~ in a single form:

21 (a) A statement that the personal protection order has been
22 entered to enjoin or restrain conduct listed in the order and that
23 violation of the personal protection order will subject the
24 individual restrained or enjoined to 1 or more of the following:

25 (i) If the respondent is 17 years of age or ~~more~~ **OLDER**,
26 immediate arrest and the civil and criminal contempt powers of the
27 court. ~~, and that if he or she~~ **IF THE RESPONDENT** is found guilty of

1 criminal contempt, he or she shall be imprisoned for not more than
2 93 days and may be fined not more than \$500.00.

3 (ii) If the respondent is less than 17 years of age, ~~to~~
4 immediate apprehension or being taken into custody, ~~and subject to~~
5 the dispositional alternatives listed in section 18 of chapter XIIA
6 of the probate code of 1939, 1939 PA 288, MCL 712A.18.

7 (iii) If the respondent violates the personal protection order
8 in a jurisdiction other than this state, ~~the respondent is subject~~
9 ~~to~~ the enforcement procedures and penalties of the state, Indian
10 tribe, or United States territory under whose jurisdiction the
11 violation occurred.

12 (b) A statement that the personal protection order is
13 effective and immediately enforceable anywhere in this state when
14 signed by a judge, and that upon service, a personal protection
15 order also may be enforced by another state, an Indian tribe, or a
16 territory of the United States.

17 (c) A statement listing each type of conduct enjoined.

18 (d) An expiration date stated clearly on the face of the
19 order.

20 (e) A statement that the personal protection order is
21 enforceable anywhere in Michigan by any law enforcement agency.

22 (f) The law enforcement agency designated by the court to
23 enter the personal protection order into the L.E.I.N.

24 (g) For an ex parte order, a statement that the individual
25 restrained or enjoined may file a motion to modify or rescind the
26 personal protection order and request a hearing within 14 days
27 after the individual restrained or enjoined ~~has been served or has~~

1 ~~received~~ **IS SERVED OR RECEIVES** actual notice of the personal
2 protection order and that motion forms and filing instructions are
3 available from the clerk of the court.

4 (12) ~~(9)~~—An ex parte personal protection order shall not be
5 issued and effective without written or oral notice to the
6 individual enjoined or his or her attorney unless it clearly
7 appears from specific facts shown by verified complaint, written
8 motion, or affidavit that immediate and irreparable injury, loss,
9 or damage will result from the delay required to effectuate notice
10 or that the notice will precipitate adverse action before a
11 personal protection order can be issued.

12 (13) ~~(10)~~—A personal protection order issued under subsection
13 ~~(9)~~ **(12)** is valid for not less than 182 days. The individual
14 restrained or enjoined may file a motion to modify or rescind the
15 personal protection order and request a hearing under the Michigan
16 court rules. The motion to modify or rescind the personal
17 protection order shall be filed within 14 days after the order is
18 served or after the individual restrained or enjoined ~~has received~~
19 **RECEIVES** actual notice of the personal protection order unless good
20 cause is shown for filing the motion after 14 days have elapsed.

21 (14) ~~(11)~~—Except as otherwise provided in this subsection, the
22 court shall schedule a hearing on the motion to modify or rescind
23 the ex parte personal protection order within 14 days after ~~the~~
24 ~~filing of~~ the motion to modify or rescind **IS FILED**. If the
25 respondent is a person described in subsection ~~(2)~~ **(5)** and the
26 personal protection order prohibits him or her from purchasing or
27 possessing a firearm, the court shall schedule a hearing on the

1 motion to modify or rescind the ex parte personal protection order
2 within 5 days after the ~~filing of the~~ motion to modify or rescind
3 **IS FILED**.

4 (15) ~~(12)~~ The clerk of the court that issues a personal
5 protection order shall do all of the following immediately upon
6 issuance without requiring proof of service on the individual
7 restrained or enjoined:

8 (a) File a true copy of the personal protection order with the
9 law enforcement agency designated by the court in the personal
10 protection order.

11 (b) Provide **THE** petitioner with ~~not less than 2~~ **OR MORE** true
12 copies of the personal protection order.

13 (c) If ~~respondent~~ **THE INDIVIDUAL RESTRAINED OR ENJOINED** is
14 identified in the pleadings as a law enforcement officer, notify
15 the officer's employing law enforcement agency ~~about~~ **OF** the
16 existence of the personal protection order.

17 (d) If the personal protection order prohibits the ~~respondent~~
18 **INDIVIDUAL RESTRAINED OR ENJOINED** from purchasing or possessing a
19 firearm, notify the concealed weapon licensing board in
20 ~~respondent's~~ **THE INDIVIDUAL'S** county of residence ~~about~~ **OF** the
21 existence and content of the personal protection order.

22 (e) If the ~~respondent~~ **INDIVIDUAL RESTRAINED OR ENJOINED** is
23 identified in the pleadings as a department of corrections
24 employee, notify the ~~state~~ department of corrections ~~about~~ **OF** the
25 existence of the personal protection order.

26 (f) If the ~~respondent~~ **INDIVIDUAL RESTRAINED OR ENJOINED** is
27 identified in the pleadings as ~~being~~ a person who may have access

1 to information concerning the petitioner or a child of the
2 petitioner or ~~respondent~~ **INDIVIDUAL** and that information is
3 contained in friend of the court records, notify the friend of the
4 court for the county in which the information is located ~~about~~ **OF**
5 the existence of the personal protection order.

6 (16) ~~(13)~~ The clerk of ~~the~~ **A** court **THAT ISSUES A PERSONAL**
7 **PROTECTION ORDER** shall inform the petitioner that he or she may
8 take a true copy of the personal protection order to the law
9 enforcement agency designated by the court ~~in~~ **UNDER** subsection ~~(7)~~
10 **(10)** to be immediately entered into the L.E.I.N.

11 (17) ~~(14)~~ The law enforcement agency that receives a true copy
12 of ~~the~~ **A** personal protection order under subsection ~~(12)~~ ~~or~~ ~~(13)~~
13 **(15) OR (16)** shall immediately, without requiring proof of service,
14 enter the personal protection order into the L.E.I.N.

15 (18) ~~(15)~~ A personal protection order issued under this
16 section shall be served personally, ~~or~~ by registered or certified
17 mail, return receipt requested, delivery restricted to the
18 addressee at the last known address or addresses of the individual
19 restrained or enjoined or by any other ~~manner provided in~~ **METHOD**
20 **ALLOWED BY** the Michigan court rules. If the individual restrained
21 or enjoined has not been served, a law enforcement officer or clerk
22 of the court who knows that a personal protection order exists may,
23 at any time, serve the individual restrained or enjoined with a
24 true copy of the order or advise the individual restrained or
25 enjoined ~~about~~ **OF** the existence of the personal protection order,
26 the specific conduct enjoined, the penalties for violating the
27 order, and where the individual restrained or enjoined may obtain a

1 copy of the order. If the ~~respondent~~ **INDIVIDUAL RESTRAINED OR**
2 **ENJOINED** is less than 18 years of age, the parent, guardian, or
3 custodian of ~~that~~ **THE** individual shall also be served personally or
4 by registered or certified mail, return receipt requested, delivery
5 restricted to the addressee at the last known address or addresses
6 of the parent, guardian, or custodian. ~~of the individual restrained~~
7 ~~or enjoined.~~ A proof of service or proof of oral notice shall be
8 filed with the clerk of the court issuing the personal protection
9 order. This subsection does not prohibit the immediate
10 effectiveness of a personal protection order or immediate
11 enforcement under subsection ~~(18) or (19)~~ **(21) OR (22)**.

12 **(19)** ~~(16)~~ The clerk of the court **THAT ISSUED A PERSONAL**
13 **PROTECTION ORDER** shall immediately notify the law enforcement
14 agency that received the personal protection order under subsection
15 ~~(12) (15) or (13) (16)~~ if either **OR BOTH** of the following ~~occurs~~
16 **OCCUR:**

17 (a) The clerk of the court ~~has received~~ **RECEIVES** proof that
18 the individual restrained or enjoined has been served.

19 (b) The personal protection order is rescinded, modified, or
20 extended by court order.

21 **(20)** ~~(17)~~ The law enforcement agency that receives information
22 under subsection ~~(16) (19)~~ shall enter the information or cause the
23 information to be entered into the L.E.I.N.

24 **(21)** ~~(18)~~ Subject to subsection ~~(19) (22)~~, a personal
25 protection order is immediately enforceable anywhere in this state
26 by any law enforcement agency that has received a true copy of the
27 order, is shown a copy of it, or has verified its existence on the

1 L.E.I.N.

2 (22) ~~(19)~~—If the individual restrained or enjoined **BY A**
3 **PERSONAL PROTECTION ORDER** has not been served, ~~the~~**A** law
4 enforcement agency or officer responding to a call alleging a
5 violation of ~~a~~**THE** personal protection order shall serve the
6 individual restrained or enjoined with a true copy of the order or
7 advise the individual restrained or enjoined ~~about~~**OF** the existence
8 of the personal protection order, the specific conduct enjoined,
9 the penalties for violating the order, and where the individual
10 restrained or enjoined may obtain a copy of the order. The law
11 enforcement officer shall enforce the personal protection order and
12 immediately enter or cause to be entered into the L.E.I.N. that the
13 individual restrained or enjoined has actual notice of the personal
14 protection order. The law enforcement officer also shall file a
15 proof of service or proof of oral notice with the clerk of the
16 court ~~issuing~~**THAT ISSUED** the personal protection order. If the
17 individual restrained or enjoined has not received notice of the
18 personal protection order, the individual restrained or enjoined
19 shall be given an opportunity to comply with the personal
20 protection order before the law enforcement officer makes a
21 custodial arrest for violation of the personal protection order.
22 Failure to immediately comply with the personal protection order is
23 grounds for an immediate custodial arrest. This subsection does not
24 preclude an arrest under section 15 or 15a of chapter IV of the
25 code of criminal procedure, 1927 PA 175, MCL 764.15 and 764.15a, or
26 a proceeding under section 14 of chapter XIIA of the probate code
27 of 1939, 1939 PA 288, MCL 712A.14.

1 (23) ~~(20)~~—An individual 17 years of age or ~~more~~ **OLDER** who
2 refuses or fails to comply with a personal protection order issued
3 under this section is subject to the criminal contempt powers of
4 the court and, if found guilty of criminal contempt, shall be
5 imprisoned for not more than 93 days and may be fined not more than
6 \$500.00. An individual less than 17 years of age who refuses or
7 fails to comply with a personal protection order issued under this
8 section is subject to the dispositional alternatives listed in
9 section 18 of chapter XIIIA of the probate code of 1939, 1939 PA
10 288, MCL 712A.18. The criminal penalty ~~provided for~~ under this
11 section may be imposed in addition to any penalty that may be
12 imposed for any other criminal offense arising from the same
13 conduct.

14 (24) ~~(21)~~—An individual who knowingly and intentionally makes
15 a false statement to ~~the~~ **A** court in support of his or her petition
16 for a personal protection order is subject to the contempt powers
17 of the court.

18 (25) ~~(22)~~—A personal protection order issued under this
19 section is also enforceable under chapter XIIIA of the probate code
20 of 1939, 1939 PA 288, MCL 712A.1 to 712A.32, and section 15b of
21 chapter IV of the code of criminal procedure, 1927 PA 175, MCL
22 764.15b.

23 (26) ~~(23)~~—A personal protection order issued under this
24 section may enjoin or restrain an individual from purchasing or
25 possessing a firearm.

26 (27) ~~(24)~~—A personal protection order issued under this
27 section is also enforceable under chapter 17.

1 (28) ~~(25)~~—A court shall not issue a personal protection order
2 that restrains or enjoins conduct described in subsection (1) OR
3 (3) if any of the following apply:

4 (a) The respondent is the unemancipated minor child of the
5 petitioner.

6 (b) The petitioner is the unemancipated minor child of the
7 respondent.

8 (c) The respondent is a minor child less than 10 years of age.

9 (29) ~~(26)~~—If the respondent is less than 18 years of age OLD,
10 issuance of a personal protection order under this section is
11 subject to chapter XIIIA of the probate code of 1939, 1939 PA 288,
12 MCL 712A.1 to 712A.32.

13 (30) ~~(27)~~—A personal protection order ~~that is~~ issued before
14 March 1, 1999 is not invalid on the ground that it does not comply
15 with 1 or more of the requirements added by 1998 PA 476.

16 (31) ~~(28)~~—A court shall not issue a personal protection order
17 under this section if the petitioner is a prisoner. If a personal
18 protection order is issued in violation of this subsection, a court
19 shall rescind the personal protection order upon notification and
20 verification that the petitioner is a prisoner.

21 (32) ~~(29)~~—As used in this section:

22 (A) "CONVICTED" MEANS 1 OF THE FOLLOWING:

23 (i) THE SUBJECT OF A JUDGMENT OF CONVICTION OR A PROBATION
24 ORDER ENTERED IN A COURT THAT HAS JURISDICTION OVER CRIMINAL
25 OFFENSES, INCLUDING A TRIBAL COURT OR A MILITARY COURT.

26 (ii) ASSIGNED TO YOUTHFUL TRAINEE STATUS UNDER SECTIONS 11 TO
27 15 OF CHAPTER II OF THE CODE OF CRIMINAL PROCEDURE, 1927 PA 175,

1 MCL 762.11 TO 762.15, IF THE INDIVIDUAL'S STATUS OF YOUTHFUL
2 TRAINEE IS REVOKED AND AN ADJUDICATION OF GUILT IS ENTERED.

3 (iii) THE SUBJECT OF AN ORDER OF DISPOSITION ENTERED UNDER
4 SECTION 18 OF CHAPTER XIIIA OF THE PROBATE CODE OF 1939, 1939 PA
5 288, MCL 712A.18, THAT IS OPEN TO THE GENERAL PUBLIC UNDER SECTION
6 28 OF CHAPTER XIIIA OF THE PROBATE CODE OF 1939, 1939 PA 288, MCL
7 712A.28.

8 (iv) THE SUBJECT OF AN ORDER OF DISPOSITION OR OTHER
9 ADJUDICATION IN A JUVENILE MATTER IN ANOTHER STATE OR COUNTRY.

10 (B) ~~(a)~~—"Federal law enforcement officer" means an officer or
11 agent employed by a law enforcement agency of the United States
12 government whose primary responsibility is the enforcement of laws
13 of the United States.

14 (C) ~~(b)~~—"L.E.I.N." means the law enforcement information
15 network administered under the ~~L.E.I.N.-C.J.I.S.~~ policy council
16 act, ~~of 1974,~~ 1974 PA 163, MCL 28.211 to ~~28.216~~ 28.215.

17 (D) ~~(c)~~—"Personal protection order" means an injunctive order
18 issued by **THE** circuit court or the family division of circuit court
19 restraining or enjoining conduct prohibited under ~~section 411h or~~
20 ~~411i of the Michigan penal code, 1931 PA 328, MCL 750.411h and~~
21 ~~750.411i~~—SUBSECTION (1) OR (3).

22 (E) ~~(d)~~—"Prisoner" means a person subject to incarceration,
23 detention, or admission to a prison who is accused of, convicted
24 of, sentenced for, or adjudicated delinquent for violations of
25 federal, state, or local law or the terms and conditions of parole,
26 probation, pretrial release, or a diversionary program.

27 (F) "SEXUAL ASSAULT" MEANS AN ACT, ATTEMPTED ACT, OR

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1 CONSPIRACY TO ENGAGE IN AN ACT OF CRIMINAL CONDUCT AS DEFINED IN
2 SECTION 520B, 520C, 520D, 520E, OR 520G OF THE MICHIGAN PENAL CODE,
3 1931 PA 328, MCL 750.520B, 750.520C, 750.520D, 750.520E, AND
4 750.520G, OR AN OFFENSE UNDER A LAW OF THE UNITED STATES, ANOTHER
5 STATE[, OR A FOREIGN COUNTRY] OR TRIBAL OR MILITARY LAW THAT IS
6 SUBSTANTIALLY
7 SIMILAR TO AN OFFENSE LISTED IN THIS SUBDIVISION.

7 Enacting section 1. This amendatory act does not take effect
8 unless House Bill No. 4221 of the 95th Legislature is enacted into
9 law.