

# HOUSE BILL No. 4166

February 2, 2005, Introduced by Reps. Pastor and Gosselin and referred to the Committee on Judiciary.

A bill to amend 1931 PA 328, entitled  
"The Michigan penal code,"  
(MCL 750.1 to 750.568) by adding section 81e.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1        SEC. 81E. (1) A PERSON WHO IS NOT A SPORTS PARTICIPANT WHO  
2        ASSAULTS, OR ASSAULTS AND BATTERS, A SPORTS PARTICIPANT UNDER  
3        EITHER OF THE FOLLOWING CIRCUMSTANCES IS GUILTY OF A MISDEMEANOR  
4        PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 90 DAYS OR A FINE OF  
5        NOT MORE THAN \$5,000.00, OR BOTH:

6        (A) THE SPORTS PARTICIPANT IS PERFORMING DUTIES OR  
7        RESPONSIBILITIES IN HIS OR HER CAPACITY AS A SPORTS PARTICIPANT.

8        (B) THE ASSAULT, OR ASSAULT AND BATTERY, IS CARRIED OUT IN  
9        RETALIATION FOR OR ON ACCOUNT OF THE SPORTS PARTICIPANT'S

1 PERFORMANCE OF A DUTY OR RESPONSIBILITY WITHIN HIS OR HER CAPACITY  
2 AS A SPORTS PARTICIPANT.

3 (2) AS USED IN THIS SECTION, "SPORTS PARTICIPANT" MEANS AN  
4 INDIVIDUAL WHO IS PARTICIPATING IN ANY OFFICIAL CAPACITY IN AN  
5 INTERSCHOLASTIC OR OTHER ORGANIZED ATHLETIC COMPETITION BETWEEN  
6 INDIVIDUALS UNDER THE AGE OF 18, INCLUDING, BUT NOT LIMITED TO, 1  
7 OR MORE OF THE FOLLOWING:

- 8 (A) AN ATHLETE.
- 9 (B) A REFEREE.
- 10 (C) AN UMPIRE.
- 11 (D) A LINESMAN.
- 12 (E) A COACH.
- 13 (F) AN INSTRUCTOR.
- 14 (G) AN ADMINISTRATOR.
- 15 (H) A STAFF MEMBER.