

Legislative Analysis



MARY'S LAW

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House Bill 4453

Sponsor: Rep. Bill Caul

Committee: Judiciary

Complete to 4-22-08

A SUMMARY OF HOUSE BILL 4453 AS INTRODUCED 3-13-07

The bill, known as "Mary's Law," would amend the Code of Criminal Procedure (MCL 765.6b). Under the bill, a court could, after consultation with the victim, order a defendant charged with a crime involving domestic violence who is released on bail to carry or wear a global positioning system device as a condition of release. "Domestic violence" would mean that term as defined in Section 1 of Public Act 389 of 1978.

The defendant would also have to provide the victim with an electronic receptor device capable of receiving the global positioning system information from the defendant's device that would notify the victim if the defendant was located within a proximity to the victim that had been determined by the court.

The victim would also have to be furnished with a telephone contact with the local law enforcement agency so that he or she could request immediate assistance if the defendant were located within the proximity established by the court.

A defendant charged with a domestic violence-related crime could only be released under the bill's provisions if he or she agreed to pay the cost of the device and any monitoring of the device as a condition of release.

FISCAL IMPACT:

A fiscal analysis is in process.

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■ This analysis was prepared by nonpartisan House staff for use by House members in their deliberations, and does not constitute an official statement of legislative intent.