

HOUSE BILL No. 5104

December 1, 2015, Introduced by Reps. McCready, Graves, Glardon, Sheppard, Bizon, Kesto, Victory, Kelly, Canfield and LaFontaine and referred to the Committee on Criminal Justice.

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
by amending section 167 (MCL 750.167), as amended by 2014 PA 199.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 167. (1) A person is a disorderly person if the person is
2 any of the following:

3 (a) A person of sufficient ability who refuses or neglects to
4 support his or her family.

5 (b) A common prostitute.

6 (c) A window peeper.

7 (d) A person who engages in an illegal occupation or business.

8 (e) A person who is intoxicated in a public place and who is
9 either endangering directly the safety of another person or of

1 property or is acting in a manner that causes a public disturbance.

2 (f) A person who is engaged in indecent or obscene conduct in
3 a public place.

4 (g) A vagrant.

5 ~~—(h) A person found begging in a public place.~~

6 (H) ~~(i)~~ A person found loitering in a house of ill fame or
7 prostitution or place where prostitution or lewdness is practiced,
8 encouraged, or allowed.

9 (I) ~~(j)~~ A person who knowingly loiters in or about a place
10 where an illegal occupation or business is being conducted.

11 (J) ~~(k)~~ A person who loiters in or about a police station,
12 police headquarters building, county jail, hospital, court
13 building, or other public building or place for the purpose of
14 soliciting employment of legal services or the services of sureties
15 upon criminal recognizances.

16 (K) ~~(l)~~ A person who is found jostling or roughly crowding
17 people unnecessarily in a public place.

18 (2) If a person who has been convicted of refusing or
19 neglecting to support his or her family under this section is
20 charged with subsequent violations within a period of 2 years, that
21 person shall be prosecuted as a second offender or third and
22 subsequent offender as provided in section 168, if the family of
23 that person is then receiving public relief or support.

24 (3) A mother's breastfeeding of a child or expressing breast
25 milk does not constitute indecent or obscene conduct under
26 subsection (1) regardless of whether or not her areola or nipple is
27 visible during or incidental to the breastfeeding or expressing of

1 breast milk.

2 Enacting section 1. This amendatory act takes effect 90 days
3 after the date it is enacted into law.

4 Enacting section 2. This amendatory act does not take effect
5 unless Senate Bill No. _____ or House Bill No. 5103 (request no.
6 02780'15) of the 98th Legislature is enacted into law.