

# SENATE BILL NO. 1213

November 10, 2022, Introduced by Senator HOLLIER and referred to the Committee on Judiciary and Public Safety.

A bill to amend 1931 PA 328, entitled  
"The Michigan penal code,"  
by amending section 543b (MCL 750.543b), as added by 2002 PA 113.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1       Sec. 543b. As used in this chapter:
- 2       (a) "Act of terrorism" means a willful and deliberate act that
- 3       is all of the following **as described in subparagraphs (i) to (iii) or**
- 4       **is a willful and deliberate act described in subparagraph (iv):**
- 5       (i) An act that would be a violent felony under the laws of

1 this state, whether or not committed in this state.

2 (ii) An act that the person knows or has reason to know is  
3 dangerous to human life.

4 (iii) An act that is intended to intimidate or coerce a civilian  
5 population or influence or affect the conduct of government or a  
6 unit of government through intimidation or coercion.

7 (iv) **A threat to take the life of, to kidnap, or to inflict**  
8 **bodily harm upon a government official in an attempt to influence**  
9 **the government official to take or not take an action in his or her**  
10 **official capacity.**

11 (b) "Dangerous to human life" means that which causes a  
12 substantial likelihood of death or serious injury or that is a  
13 violation of section 349 or 350.

14 (c) **"Government official" means any individual who is serving**  
15 **on or employed by a public board or commission, is employed or**  
16 **contracted by a governmental entity, agency, or department,**  
17 **including, but not limited to, a public school or public school**  
18 **academy, or is performing work that is paid for with public**  
19 **funding.**

20 (d) ~~(e)~~—"Harmful biological substance", "harmful biological  
21 device", "harmful chemical substance", "harmful chemical device",  
22 "harmful radioactive material", and "harmful radioactive device"  
23 mean those terms as defined in section 200h.

24 (e) ~~(d)~~—"Material support or resources" means currency or  
25 other financial securities, financial services, lodging, training,  
26 safe houses, false documentation or identification, communications  
27 equipment, facilities, weapons, lethal substances, explosives,  
28 personnel, transportation, including any related physical assets or  
29 intangible property, or expert services or expert assistance.

1       **(f)** ~~(e)~~—"Person" means an individual, agent, association,  
2     charitable organization, corporation, joint apprenticeship  
3     committee, joint stock company, labor organization, legal  
4     representative, mutual company, partnership, receiver, trust,  
5     trustee, trustee in bankruptcy, unincorporated organization, or any  
6     other legal or commercial entity.

7       **(g)** ~~(f)~~—"Renders criminal assistance" means that the person  
8     with the intent to avoid, prevent, hinder, or delay the discovery,  
9     apprehension, prosecution, trial, or sentencing of a person who he  
10    or she knows or has reason to know has violated this chapter or is  
11    wanted as a material witness in connection with an act of terrorism  
12    pursuant to section 39 of chapter VII of the code of criminal  
13    procedure, 1927 PA 175, MCL 767.39, does any of the following:

14       (i) Harbors or conceals that other person.

15       (ii) Warns that other person of impending discovery or  
16     apprehension.

17       (iii) Provides that other person with money, transportation, a  
18     weapon, a disguise, or false identification, or any other means of  
19     avoiding discovery or apprehension.

20       (iv) Prevents or obstructs, by means of force, intimidation, or  
21     deception, anyone from performing an act that might aid in the  
22     discovery, apprehension, or prosecution of that other person.

23       (v) Suppresses, by any act of concealment, alteration, or  
24     destruction, any physical evidence that might aid in the discovery,  
25     apprehension, or prosecution of that other person.

26       (vi) Engages in conduct proscribed under section 120, 120a, or  
27     122 or chapter XXXII.

28       **(h)** ~~(g)~~—"Terrorist" means any person who engages or is about  
29     to engage in an act of terrorism.

1           **(i)** ~~(h)~~ "Violent felony" means a felony in which an element is  
2 the use, attempted use, or threatened use of physical force against  
3 an individual, or the use, attempted use, or threatened use of a  
4 harmful biological substance, a harmful biological device, a  
5 harmful chemical substance, a harmful chemical device, a harmful  
6 radioactive substance, a harmful radioactive device, an explosive  
7 device, or an incendiary device.

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