

SUBSTITUTE FOR
SENATE BILL NO. 1175

A bill to amend 2020 PA 301, entitled
"Address confidentiality program act,"
by amending section 3 (MCL 780.853).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 3. As used in this act:

2 (a) "Application assistant" means an employee or volunteer at
3 an agency or organization that serves **reproductive health care**
4 **providers and patients or** victims of domestic violence, stalking,
5 human trafficking, or sexual assault who has received training and
6 certification from the department of the attorney general to help
7 individuals complete applications to become program participants.

8 (b) "Confidential address" means the address of a program
9 participant's residence, as specified on an application to be a

1 program participant or on a notice of change of information as
2 provided under section 5 that is classified confidential by the
3 department of the attorney general.

4 (c) "Designated address" means the mailing address at which
5 the department of technology, management, and budget receives mail
6 to forward to program participants.

7 (d) "Domestic violence" means the occurrence of any of the
8 following acts by a person that is not an act of self-defense:

9 (i) Causing or attempting to cause physical or mental harm to a
10 family or household member.

11 (ii) Placing a family or household member in fear of physical
12 or mental harm.

13 (iii) Causing or attempting to cause a family or household
14 member to engage in involuntary sexual activity by force, threat of
15 force, or duress.

16 (iv) Engaging in **an** activity toward a family or household
17 member that would cause a reasonable person to feel terrorized,
18 frightened, intimidated, threatened, harassed, or molested.

19 (e) "Family or household member" means that term as defined in
20 section 1 of 1978 PA 389, MCL 400.1501.

21 (f) "Governmental entity" means this state, a local unit of
22 government, or any department, agency, board, commission, or other
23 instrumentality of this state or a local unit of government.

24 (g) "Guardian of a ward" means a person who has qualified as a
25 guardian of a legally incapacitated individual under a court
26 appointment.

27 (h) "Human trafficking" means a violation of chapter LXVIIA of
28 the Michigan penal code, 1931 PA 328, MCL 750.462a to 750.462h.

29 (i) "Law enforcement agency" means that term as defined in

1 section 2 of the Michigan commission on law enforcement standards
2 act, 1965 PA 203, MCL 28.602.

3 (j) "Local unit of government" means a city, village,
4 township, or county in this state.

5 (k) "Minor" means an individual under the age of 18 who is not
6 emancipated under 1968 PA 293, MCL 722.1 to 722.6.

7 (l) "Municipally owned utility" means electric, gas, or water
8 services provided by a municipality.

9 (m) "Program" means the address confidentiality program
10 created under this act.

11 (n) "Program participant" means an individual who is certified
12 by the department of the attorney general as a program participant
13 under section 5.

14 (o) **"Reproductive health care provider and patient" means any**
15 **of the following:**

16 (i) **A health professional who provides reproductive health care**
17 **services.**

18 (ii) **An individual who assists other individuals seeking or**
19 **receiving reproductive health care services.**

20 (iii) **An employee, volunteer, or immediate family member of a**
21 **health professional described under subparagraph (i) .**

22 (iv) **An individual who receives reproductive health care**
23 **services from a health professional described under subparagraph**
24 **(i) .**

25 (v) **An individual who owns or operates a health facility or**
26 **agency in which reproductive health care services are provided.**

27 (p) ~~(o)~~ "Sexual assault" means a violation, attempted
28 violation, or solicitation or conspiracy to commit a violation of
29 section 520b, 520c, 520d, 520e, or 520g of the Michigan penal code,

1 1931 PA 328, MCL 750.520b, 750.520c, 750.520d, 750.520e, and
2 750.520g.

3 **(q)** ~~(p)~~ "Stalking" means that term as defined in section 411h
4 or 411i of the Michigan penal code, 1931 PA 328, MCL 750.411h and
5 750.411i.

6 **(r)** ~~(q)~~ "Victim" means an individual who suffers direct or
7 threatened physical, financial, or emotional harm as the result of
8 a commission of a crime.

9 **(s)** ~~(r)~~ "Victim advocate" means an employee of the department
10 of the attorney general, the department of state, or the department
11 of technology, management, and budget, or an employee of a county
12 prosecutor's office, who has received training and certification
13 from the department of the attorney general to help individuals
14 complete applications to become program participants, and who is
15 available to help individuals complete the applications and is
16 responsible for assisting program participants in navigating
17 through and accessing all aspects of the program.

18 **(t)** ~~(s)~~ "Ward" means that term as defined in section 1108 of
19 the estates and protected individuals code, 1998 PA 386, MCL
20 700.1108.