

# SENATE BILL No. 625

September 8, 2011, Introduced by Senator ROCCA 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 145e.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           SEC. 145E. (1) AN INDIVIDUAL WHO IS RESPONSIBLE FOR THE CARE  
2 OF A MINOR WHO KNOWS THAT THE MINOR HAS DIED SHALL, NOT MORE THAN  
3 24 HOURS AFTER THE INDIVIDUAL KNOWS THAT THE MINOR HAS DIED, REPORT  
4 THE DEATH TO A POLICE AGENCY OR OTHER EMERGENCY SERVICE PROVIDER.

5 THIS SUBSECTION DOES NOT APPLY IF EITHER OF THE FOLLOWING APPLIES:

6           (A) THE DEATH OCCURRED WHILE THE MINOR WAS UNDER THE CARE OF  
7 ANOTHER PERSON WHO IS REQUIRED BY LAW TO REPORT THE DEATH.

8           (B) THE INDIVIDUAL IS UNABLE TO REPORT THE DEATH AS PRESCRIBED  
9 IN THIS SUBSECTION, IF HE OR SHE IMMEDIATELY REPORTS THE DEATH WHEN  
10 ABLE TO DO SO.

1           (2) AN INDIVIDUAL WHO IS RESPONSIBLE FOR THE CARE OF A CHILD  
2 WHO KNOWS OR HAS REASON TO KNOW THAT THE CHILD IS MISSING SHALL,  
3 NOT MORE THAN 48 HOURS AFTER THE INDIVIDUAL KNOWS OR HAS REASON TO  
4 KNOW THAT THE CHILD IS MISSING, REPORT THAT THE CHILD IS MISSING TO  
5 A POLICE AGENCY. FOR PURPOSES OF THIS SECTION, AN INDIVIDUAL HAS  
6 REASON TO KNOW THE CHILD IS MISSING IF THE INDIVIDUAL DOES NOT KNOW  
7 THE LOCATION OF THE CHILD AND HAS NOT BEEN IN CONTACT WITH THE  
8 CHILD WITHIN A 48-HOUR PERIOD. THIS SUBSECTION DOES NOT APPLY IF  
9 EITHER OF THE FOLLOWING APPLIES:

10           (A) THE CHILD GOES MISSING WHILE THE CHILD WAS UNDER THE CARE  
11 OF ANOTHER PERSON WHO IS REQUIRED BY LAW TO REPORT THE ABSENCE OF  
12 THE CHILD.

13           (B) THE INDIVIDUAL IS UNABLE TO REPORT THE CHILD AS MISSING AS  
14 PRESCRIBED IN THIS SUBSECTION, IF HE OR SHE IMMEDIATELY REPORTS THE  
15 CHILD AS MISSING WHEN ABLE TO DO SO.

16           (3) THE REQUIREMENTS FOR REPORTING THE DEATH OF A MINOR UNDER  
17 SUBSECTION (1) OR A MISSING CHILD UNDER SUBSECTION (2) ARE MET IF  
18 THE INDIVIDUAL DOES 1 OF THE FOLLOWING:

19           (A) CONTACTS A LAW ENFORCEMENT AGENCY BY TELEPHONE AND REPORTS  
20 THE MINOR'S DEATH OR REPORTS THE CHILD AS MISSING AND PROVIDES HIS  
21 OR HER OWN NAME AND ADDRESS TO THE LAW ENFORCEMENT AGENCY.

22           (B) REPORTS TO A LAW ENFORCEMENT OFFICER IN PERSON THAT THE  
23 MINOR HAS DIED OR THAT THE CHILD IS MISSING, AS APPLICABLE.

24           (4) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A FELONY  
25 PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 2 YEARS OR A FINE OF  
26 NOT MORE THAN \$5,000.00, OR BOTH.

27           (5) THIS SECTION SHALL BE KNOWN AND MAY BE CITED AS "CAYLEE

1 ANTHONY'S LAW".

2 (6) AS USED IN THIS SECTION:

3 (A) "CHILD" MEANS AN INDIVIDUAL LESS THAN 13 YEARS OF AGE.

4 (B) "MINOR" MEANS AN INDIVIDUAL LESS THAN 18 YEARS OF AGE.