

Senate Fiscal Agency
P. O. Box 30036
Lansing, Michigan 48909-7536

SFA

BILL ANALYSIS

Telephone: (517) 373-5383
Fax: (517) 373-1986
TDD: (517) 373-0543

Senate Bill 731 (as introduced 10-17-01)
Sponsor: Senator William Van Regenmorter
Committee: Judiciary

Date Completed: 10-30-01

CONTENT

The bill would amend the Code of Criminal Procedure to include a dating relationship in circumstances that require a peace officer to provide certain information to a victim of domestic violence and to prepare a domestic violence report after a domestic violence incident.

Currently, "domestic violence incident" means an incident reported to a law enforcement agency involving allegations of either or both of the following:

- A violation of a personal protection order restraining or enjoining acts of domestic violence.
- A crime committed by an individual against his or her spouse or former spouse, an individual with whom he or she has had a child, or an individual who resides or formerly resided in the same household.

The bill would include in that provision a crime committed by an individual against another individual with whom he or she currently or previously had a "dating relationship". "Dating relationship" would mean that term as it is defined in the domestic violence prevention and treatment Act. That Act defines dating relationship as frequent, intimate associations that are primarily characterized by the expectation of affectional involvement.

(The Code requires that, after investigating or intervening in a domestic violence incident, a peace officer provide the victim with a written notice that includes the police agency's name and telephone number; the peace officer's name and badge number; and specific statements about the victim's rights and services available to him or her. The peace officer also must prepare a domestic violence report that contains identifying information about the victim, suspect, and any witnesses; specific information about the incident being investigated; a description of previous domestic violence incidents between the victim and the suspect; the date and time of the report; and the name, badge number, and signature of the peace officer completing the report.)

MCL 764.15c

Legislative Analyst: P. Affholter

FISCAL IMPACT

The bill could result in a minimal fiscal impact on State and local police agencies with its inclusion of a "dating relationship" under the definition of "a domestic violence incident" and the resultant reporting that would be required.

Fiscal Analyst: B. Baker

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.