

HOUSE BILL No. 6100

May 8, 2008, Introduced by Reps. Brown, Palmer, Espinoza, Condino, Valentine, Young, Robert Jones, Griffin, Leland, Polidori, Ball, Simpson, Meadows, Accavitti and Dean and referred to the Committee on Judiciary.

A bill to amend 1985 PA 87, entitled
"William Van Regenmorter crime victim's rights act,"
by amending the title and sections 4a, 33b, and 64a (MCL 780.754a, 780.783b, and 780.814a), the title as amended by 1988 PA 22 and sections 4a, 33b, and 64a as added by 2004 PA 456.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 TITLE
2 An act to establish the rights of victims of crime and
3 juvenile offenses; to provide for certain procedures; to establish
4 certain immunities and duties; to limit convicted criminals from
5 deriving profit under certain circumstances; to prohibit certain
6 conduct of employers or employers' agents toward victims; TO
7 PROVIDE FOR THE POWERS AND DUTIES OF CERTAIN STATE AND LOCAL

1 **GOVERNMENTAL OFFICERS AND ENTITIES;** and to provide for penalties
2 and remedies.

3 Sec. 4a. (1) To facilitate compliance with 15 USC 1681g **AND**
4 **SECTIONS 11 AND 13 OF THE IDENTITY THEFT PROTECTION ACT, 2004 PA**
5 **452, MCL 445.71 AND 445.73,** a bona fide victim of identity theft is
6 entitled to file a police report with a law enforcement agency in a
7 jurisdiction where the alleged violation of identity theft may be
8 prosecuted as provided under section 10c of chapter II of the code
9 of criminal procedure, 1927 PA 175, MCL 762.10c, and to obtain a
10 copy of that report from that law enforcement agency.

11 **(2) THE DEPARTMENT OF STATE POLICE SHALL DEVELOP AND MAKE**
12 **AVAILABLE TO LAW ENFORCEMENT AGENCIES AND VICTIMS OF IDENTITY THEFT**
13 **A MODEL FORM OF POLICE REPORT OF IDENTITY THEFT.**

14 (3) ~~(2)~~—As used in this section, "identity theft" means that
15 term as defined in section 3 of the identity theft protection act,
16 2004 PA 452, MCL 445.63.

17 Sec. 33b. (1) To facilitate compliance with 15 USC 1681g **AND**
18 **SECTIONS 11 AND 13 OF THE IDENTITY THEFT PROTECTION ACT, 2004 PA**
19 **452, MCL 445.71 AND 445.73,** a bona fide victim of identity theft is
20 entitled to file a police report with a law enforcement agency in a
21 jurisdiction where the alleged violation of identity theft may be
22 prosecuted as provided under section 10c of chapter II of the code
23 of criminal procedure, 1927 PA 175, MCL 762.10c, and to obtain a
24 copy of that report from that law enforcement agency.

25 **(2) THE DEPARTMENT OF STATE POLICE SHALL DEVELOP AND MAKE**
26 **AVAILABLE TO LAW ENFORCEMENT AGENCIES AND VICTIMS OF IDENTITY THEFT**
27 **A MODEL FORM OF POLICE REPORT OF IDENTITY THEFT.**

(3) ~~(2)~~—As used in this section, "identity theft" means that term as defined in section 3 of the identity theft protection act, 2004 PA 452, MCL 445.63.

Sec. 64a. (1) To facilitate compliance with 15 USC 1681g **AND SECTIONS 11 AND 13 OF THE IDENTITY THEFT PROTECTION ACT, 2004 PA 452, MCL 445.71 AND 445.73**, a bona fide victim of identity theft is entitled to file a police report with a law enforcement agency in a jurisdiction where the alleged violation of identity theft may be prosecuted as provided under section 10c of chapter II of the code of criminal procedure, 1927 PA 175, MCL 762.10c, and to obtain a copy of that report from that law enforcement agency.

(2) THE DEPARTMENT OF STATE POLICE SHALL DEVELOP AND MAKE AVAILABLE TO LAW ENFORCEMENT AGENCIES AND VICTIMS OF IDENTITY THEFT A MODEL FORM OF POLICE REPORT OF IDENTITY THEFT.

(3) ~~(2)~~—As used in this section, "identity theft" means that term as defined in section 3 of the identity theft protection act, 2004 PA 452, MCL 445.63.

Enacting section 1. This amendatory act does not take effect unless all of the following bills of the 94th Legislature are enacted into law:

(a) Senate Bill No. _____ or House Bill No. 6099(request no. 05635'07).

(b) Senate Bill No. _____ or House Bill No. 6101(request no. 05637'07).

(c) Senate Bill No. _____ or House Bill No. 6102(request no. 05638'07).

(d) Senate Bill No. _____ or House Bill No. 6103(request no.

1 05639'07).

2 (e) Senate Bill No.____ or House Bill No. 6104(request no.
3 05979'07).

4 (f) Senate Bill No.____ or House Bill No. 6105(request no.
5 05980'07).

6 (g) Senate Bill No.____ or House Bill No. 6106(request no.
7 05981'07).

8 (h) Senate Bill No.____ or House Bill No. 6107(request no.
9 05982'07).