



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

BILL ANALYSIS



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

Senate Bill 848 (as introduced 11-10-11)
Sponsor: Senator Steven Bieda
Committee: Judiciary

Date Completed: 1-13-12

CONTENT

The bill would amend the Michigan Penal Code to include assault by strangulation or suffocation in assault with intent to do great bodily harm.

Under the Code, a person who assaults another with intent to do great bodily harm, less than murder, is guilty of a felony punishable by up to 10 years' imprisonment and/or a maximum fine of \$5,000. Under the bill, assault with intent to do great bodily harm would include assaulting another by strangulation or suffocation.

The bill would define "strangulation or suffocation" as intentionally impeding normal breathing or circulation of the blood by applying pressure on the throat or neck or by blocking the nose or mouth of another person.

MCL 750.84

Legislative Analyst: Patrick Affholter

FISCAL IMPACT

The bill would have an indeterminate fiscal impact on State and local government. The impact this bill would have on fines and length of sentence would vary based on the circumstances of each offense. If the aggregate impact resulted in lengthened average prison terms, the State would incur increased incarceration costs, which average approximately \$34,000 per prisoner annually. The bill also could affect local government costs as it could result in an offender being housed at a State facility instead of a local facility.

Fiscal Analyst: Dan O'Connor

S1112\848sa.

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.