

SUBSTITUTE FOR  
SENATE BILL NO. 848

A bill to amend 1931 PA 328, entitled  
"The Michigan penal code,"  
by amending section 84 (MCL 750.84).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 84. (1) ~~Assault with intent to do great bodily harm less~~  
2 ~~than murder.~~ Any ~~A~~ person who shall assault **DOES EITHER OF THE**  
3 **FOLLOWING IS GUILTY OF A FELONY PUNISHABLE BY IMPRISONMENT FOR NOT**  
4 **MORE THAN 10 YEARS OR A FINE OF NOT MORE THAN \$5,000.00, OR BOTH:**

5       **(A) ASSAULTS** another **PERSON** with intent to do great bodily  
6 harm, less than the crime of murder. ~~, shall be guilty of a felony~~  
7 ~~punishable by imprisonment in the state prison not more than 10~~  
8 ~~years, or by fine of not more than 5,000 dollars.~~

9       **(B) ASSAULTS ANOTHER PERSON BY STRANGULATION OR SUFFOCATION.**

1           (2) AS USED IN THIS SECTION, "STRANGULATION OR SUFFOCATION"  
2 MEANS INTENTIONALLY IMPEDING NORMAL BREATHING OR CIRCULATION OF THE  
3 BLOOD BY APPLYING PRESSURE ON THE THROAT OR NECK OR BY BLOCKING THE  
4 NOSE OR MOUTH OF ANOTHER PERSON.

5           (3) THIS SECTION DOES NOT PROHIBIT A PERSON FROM BEING CHARGED  
6 WITH, CONVICTED OF, OR PUNISHED FOR ANY OTHER VIOLATION OF LAW  
7 ARISING OUT OF THE SAME CONDUCT AS THE VIOLATION OF THIS SECTION.

8           Enacting section 1. This amendatory act takes effect July 1,  
9 2012.