

HOUSE BILL NO. 4573

March 24, 2021, Introduced by Reps. Eisen, Sabo, Paquette, Bezotte, Outman, Roth, Borton, Howell, Slagh, Coleman, Hauck, Brann and Rendon and referred to the Committee on Rules and Competitiveness.

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
(MCL 750.1 to 750.568) by amending the title, as amended by 2010 PA
107, and by adding section 81f.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 TITLE
2 An act to revise, consolidate, codify, and add to the statutes
3 relating to crimes; to define crimes **and other violations** and
4 prescribe the penalties, **sanctions**, and remedies; to provide for

1 restitution under certain circumstances; to provide for the
2 competency of evidence at the trial of persons accused of crime; to
3 provide immunity from prosecution for certain witnesses appearing
4 at criminal trials; to provide for liability for damages; and to
5 repeal certain acts and parts of acts inconsistent with or
6 contravening any of the provisions of this act.

7 **Sec. 81f. (1) Except as otherwise provided in this section, a**
8 **person who assaults, batters, or assaults and batters an individual**
9 **who performs his or her duties as a sports official immediately**
10 **before, during, or after a sporting event, or at any other time if**
11 **the assault, battery, or assault and battery directly arises from**
12 **the sports official's execution of his or her duty as a sports**
13 **official, is guilty of a misdemeanor punishable by imprisonment for**
14 **not more than 1 year or a fine of not more than \$1,000.00, or both.**

15 **(2) A person who assaults, batters, or assaults and batters an**
16 **individual who performs his or her duties as a sports official**
17 **immediately before, during, or after a sporting event, or at any**
18 **other time if the assault, battery, or assault and battery arises**
19 **from the sports official's execution of his or her duty as a sports**
20 **official, causing the individual bodily injury requiring medical**
21 **attention or medical care, is guilty of a felony punishable by**
22 **imprisonment for not more than 2 years or a fine of not more than**
23 **\$2,000.00, or both.**

24 **(3) A person who assaults, batters, or assaults and batters an**
25 **individual who performs his or her duties as a sports official**
26 **immediately before, during, or after a sporting event, or at any**
27 **other time if the assault, battery, or assault and battery arises**
28 **from the sports official's execution of his or her duty as a sports**
29 **official, causing the individual serious impairment of a body**

1 function, is guilty of a felony punishable by imprisonment for not
2 more than 5 years or a fine of not less than \$1,000.00 or more than
3 \$5,000.00, or both.

4 (4) This section does not prohibit a person from being charged
5 with, convicted of, or punished for any other violation of law
6 arising out of the same transaction as the violation of this
7 section.

8 (5) An entity that owns or operates a facility at which an
9 individual performs duties as a sports official shall post a sign
10 in that facility that includes the text of subsections (1) to (3)
11 and, if requested by a sports official, shall provide an escort. An
12 entity that violates this subsection is responsible for a state
13 civil infraction and may be ordered to pay a civil fine of not more
14 than \$500.00.

15 (6) As used in this section:

16 (a) "Serious impairment of a body function" means that term as
17 defined in section 58c of the Michigan vehicle code, 1949 PA 300,
18 MCL 257.58c.

19 (b) "Sporting event" means an organized competitive athletic
20 activity between 2 or more individuals.

21 (c) "Sports official" means an individual who officially
22 administers or officially assists in administering the rules at any
23 sporting event, including, but not limited to, a referee.

24 Enacting section 1. This amendatory act takes effect 90 days
25 after the date it is enacted into law.