

HOUSE BILL NO. 5625

December 09, 2021, Introduced by Reps. LaFave, Bezotte, Steven Johnson, Maddock and Berman and referred to the Committee on Judiciary.

A bill to amend 1927 PA 175, entitled
"The code of criminal procedure,"
by amending section 5 of chapter III (MCL 763.5).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1

CHAPTER III

2

3 Sec. 5. ~~(1) No person shall~~ **An individual must not** be held to
4 he ~~has been~~ **or she was** acquitted ~~upon~~ **on** the facts and merits ~~of~~
5 ~~the former~~ **at** trial. ~~but such~~ **A previous** acquittal may be pleaded
6 or given in evidence by ~~him~~ **in an individual to** bar of any

1 subsequent prosecution for the same offense.

2 (2) An individual who was charged for an offense by the United
3 States and acquitted on the facts and merits at trial must not be
4 subsequently charged and tried for the same offense by this state.