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BILL ANALYSIS

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Senate Bill 1100 (Substitute S-1 as reported)  
Sponsor: Senator Ed McBroom  
Committee: Civil Rights, Judiciary, and Public Safety

### **CONTENT**

The bill would amend Public Act 563 of 2006, which restricts the use and disclosure of involuntary statements made by law enforcement officers, to specify that an "involuntary statement" would not include intentionally false or misleading information concerning a material fact made by a law enforcement officer compelled under the threat of sanction or dismissal.

The bill would take effect 90 days after its enactment.

MCL 15.391

### **BRIEF RATIONALE**

The Michigan Supreme Court ruled that false or inaccurate information compelled under threat of sanction cannot be used against a law enforcement officer in subsequent criminal proceedings.<sup>1</sup> According to testimony before the Senate Committee on Civil Rights, Judiciary, and Public Safety, the ruling applies to false statements made by officers as well. Some believe that an involuntary statement should not include intentionally false or misleading information, and so the change has been suggested.

Legislative Analyst: Eleni Lionas

### **FISCAL IMPACT**

The bill would have no impact on State or local governments.

Date Completed: 12-9-24

Fiscal Analyst: Bruce R. Baker

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<sup>1</sup>*People v Hughes*, 306 Mich Appeals 116 (2014) & *People v Harris*, 497 Mich 958 (2015).