

# HOUSE BILL No. 4252

February 10, 2005, Introduced by Reps. Williams, Zelenko, Cheeks, Phillips, Tobocman, Lipsey, Hunter and Farrah and referred to the Committee on Judiciary.

A bill to amend 1931 PA 328, entitled  
"The Michigan penal code,"  
(MCL 750.1 to 750.568) by adding section 377d.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           SEC. 377D. (1) A PERSON WHO CONTAMINATES OR DESTROYS  
2   AGRICULTURAL PROPERTY WITH THE INTENT TO CREATE TERROR IS GUILTY OF  
3   A FELONY PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 4 YEARS OR A  
4   FINE OF NOT MORE THAN \$2,000.00, OR BOTH.

5           (2) THIS SECTION DOES NOT PROHIBIT THE PERSON FROM BEING  
6   CHARGED WITH, CONVICTED OF, AND SENTENCED FOR THE CONTAMINATION OR  
7   DESTRUCTION AS WELL AS FOR THE VIOLATION OF THIS SECTION.

8           (3) AS USED IN THIS SECTION:

9           (A) "AGRICULTURAL PROPERTY" MEANS ANY REAL PROPERTY OR

1 PERSONAL PROPERTY USED IN A FARM OPERATION.

2 (B) "FARM OPERATION" MEANS THAT TERM AS DEFINED IN SECTION 2  
3 OF THE MICHIGAN RIGHT TO FARM ACT, 1981 PA 93, MCL 286.472.