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STALKING A MINOR

**Senate Bill 342 with House committee
amendments
Addendum to SFA analysis (6-5-97)**

**Sponsor: Sen. Art Miller
Senate Committee: Judiciary
House Committee: Judiciary**

ADDENDUM TO SENATE FISCAL AGENCY ANALYSIS OF SB 342 DATED 4-28-97:

The Senate Fiscal Agency Analysis reflects the bill as originally introduced. Subsequent to that analysis, the Senate adopted Substitute S-1, which specifies that the bill's provisions would apply if, in addition to the victim being less than 18 years of age, the stalker were two or more years older than the victim.

HOUSE COMMITTEE ACTION:

As amended by the House Judiciary Committee, Senate Bill 342 would add to the list of circumstances that would make an individual guilty of aggravated stalking. Currently, an individual is guilty of aggravated stalking if he or she stalks someone and that conduct is aggravated by any of a number of listed circumstances, for example, the conduct was in violation of a restraining order or the conduct included credible threats against the victim. The bill would provide that an offender would be guilty of aggravated stalking if at least one of his or her actions in stalking his or her victim had been carried out in violation of a condition of parole.

In addition, the bill would lower the penalty for aggravated stalking of a minor. The bill as passed by the Senate included a punishment of not more than 20 years imprisonment and/or a fine of not more than \$20,000 for individuals who were convicted of aggravated stalking where the victim was less than 18 years old at any time during the course of the offender's conduct and the offender was two or more years older than his or her victim. As amended by the House Judiciary Committee, the bill would limit the penalty for such a violation to imprisonment for not more than 10 years and/or a fine of not more than \$15,000.

Analyst: W. Flory

■ This analysis was prepared by nonpartisan House staff for use by House members in their deliberations, and does not constitute an official statement of legislative intent.