

# SENATE BILL No. 1198

April 4, 2000, Introduced by Senators DE BEAUSSAERT, YOUNG, HART, BYRUM, PETERS and JAYE 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 136c.

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

1 SEC. 136C. (1) A PERSON WHO IS THE PARENT, GUARDIAN, OR  
2 OTHER PERSON WHO CARES FOR, HAS CUSTODY OF, OR HAS AUTHORITY OVER  
3 AN INDIVIDUAL REGARDLESS OF THE LENGTH OF TIME THAT THE INDIVID-  
4 UAL IS CARED FOR, IN THE CUSTODY OF, OR SUBJECT TO THE AUTHORITY  
5 OF THAT PERSON SHALL NOT TRANSFER OR ATTEMPT TO TRANSFER THE  
6 LEGAL OR PHYSICAL CUSTODY OF THE INDIVIDUAL TO ANOTHER PERSON FOR  
7 MONEY OR OTHER VALUABLE CONSIDERATION, EXCEPT AS OTHERWISE PER-  
8 MITTED BY LAW.

9 (2) A PERSON SHALL NOT ACQUIRE OR ATTEMPT TO ACQUIRE THE  
10 LEGAL OR PHYSICAL CUSTODY OF AN INDIVIDUAL FOR MONEY OR OTHER  
11 VALUABLE CONSIDERATION TO A PERSON WHO IS THE PARENT, GUARDIAN,

1 OR OTHER PERSON WHO CARES FOR, HAS CUSTODY OF, OR HAS AUTHORITY  
2 OVER AN INDIVIDUAL REGARDLESS OF THE LENGTH OF TIME THAT THE  
3 INDIVIDUAL IS CARED FOR, IN THE CUSTODY OF, OR SUBJECT TO THE  
4 AUTHORITY OF THAT PERSON, OR TO A THIRD PARTY, EXCEPT AS OTHER-  
5 WISE PERMITTED BY LAW.

6 (3) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A FELONY  
7 PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 20 YEARS OR A FINE  
8 OF NOT MORE THAN \$100,000.00, OR BOTH.