

**SUBSTITUTE FOR
HOUSE BILL NO. 5442**

A bill to prescribe the public threat alert system as the official response to public threat situations in this state; and to provide for the powers and duties of certain state and local governmental officers and authorities.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. This act shall be known and may be cited as the
2 "public threat alert system act".

3 Sec. 2. As used in this act, "public threat" means a clear,
4 present, persistent, ongoing, and random threat to public safety. A
5 public threat includes, but is not limited to, an act of terrorism,
6 an unresolved mass shooting, or an unresolved mass shooting spree.

7 Sec. 3. (1) The department of state police shall establish and
8 maintain the public threat alert system plan.

1 (2) The public threat alert system plan shall be designed to
2 rapidly disseminate useful information in a predetermined manner to
3 radio and televisions stations within this state and to send text
4 messages to wireless 2-way communication devices, including
5 cellular telephones.

6 (3) The public threat alert system plan shall be activated
7 only in accordance with the policies established by the department
8 of state police.

9 Sec. 4. (1) A person shall not intentionally make a false
10 report of a public threat, or intentionally cause a false report of
11 a public threat to be made, to a peace officer, police agency of
12 this state or of a local unit of government, 9-1-1 operator, or any
13 other governmental employee or contractor or employee of a
14 contractor who is authorized to receive the report, knowing that
15 the report is false. A person who violates this section is guilty
16 of a felony punishable by imprisonment for not more than 4 years or
17 a fine of not more than \$2,000.00, or both.

18 (2) The court may order a person convicted under this section
19 to pay to the state or a local unit of government and the media the
20 costs of responding to the false report or threat, including, but
21 not limited to, the use of police or fire emergency response
22 vehicles and teams, under section 1f of chapter IX of the code of
23 criminal procedure, 1927 PA 175, MCL 769.1f.

24 Enacting section 1. This act takes effect 90 days after the
25 date it is enacted into law.

26 Enacting section 2. This act does not take effect unless House
27 Bill No. 5449 of the 98th Legislature is enacted into law.