

HOUSE SUBSTITUTE FOR
SENATE BILL NO. 368

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
(MCL 750.1 to 750.568) by adding section 136a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 136A. (1) A PERSON SHALL NOT KNOWINGLY TRANSPORT A PERSON
2 FROM THIS STATE FOR THE PURPOSE OF CONDUCT WITH REGARD TO THAT
3 PERSON THAT WOULD BE A VIOLATION OF SECTION 136 IF THE CONDUCT
4 OCCURRED IN THIS STATE.

5 (2) A PERSON SHALL NOT KNOWINGLY FACILITATE A VIOLATION OF
6 SUBSECTION (1).

7 (3) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A FELONY
8 PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 15 YEARS.

9 (4) IT IS NOT A DEFENSE TO PROSECUTION UNDER THIS SECTION THAT

1 THE PERSON ON WHOM THE OPERATION IS PERFORMED, OR ANY OTHER PERSON,
2 BELIEVES THAT THE OPERATION IS REQUIRED AS A MATTER OF CUSTOM OR
3 RITUAL, OR THAT THE PERSON ON WHOM THE OPERATION IS PERFORMED, OR
4 THAT PERSON'S PARENT OR GUARDIAN, CONSENTED TO THE OPERATION.

5 (5) A VIOLATION OF THIS SECTION BY A PERSON LICENSED UNDER THE
6 PUBLIC HEALTH CODE, 1978 PA 368, MCL 333.1101 TO 333.25211, IS
7 GROUNDS FOR PERMANENT REVOCATION OF THAT LICENSE.

8 (6) THIS SECTION DOES NOT PROHIBIT A PERSON FROM BEING CHARGED
9 WITH, CONVICTED OF, OR PUNISHED FOR ANY OTHER VIOLATION OF LAW
10 ARISING OUT OF THE SAME TRANSACTION AS THE VIOLATION OF THIS
11 SECTION.

12 Enacting section 1. This amendatory act takes effect 90 days
13 after the date it is enacted into law.