

# HOUSE BILL No. 6170

June 12, 2018, Introduced by Reps. Chang, Sabo, Cochran, Lasinski, Brinks, Guerra, Geiss, Greig, Green, Pagan, Yancey, Gay-Dagnogo, Wittenberg, Rabhi and Jones and referred to the Committee on Law and Justice.

A bill to amend 1931 PA 328, entitled  
"The Michigan penal code,"  
by amending section 167 (MCL 750.167), as amended by 2014 PA 199.

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

1           Sec. 167. (1) A person is a disorderly person if the person is  
2 any of the following:

3           (a) A person of sufficient ability who refuses or neglects to  
4 support his or her family.

5           ~~— (b) A common prostitute.~~

6           **(B)** ~~(e)~~ A window peeper.

7           **(C)** ~~(d)~~ A person who engages in an illegal occupation or  
8 business.

9           **(D)** ~~(e)~~ A person who is intoxicated in a public place and who

1 is either endangering directly the safety of another person or of  
2 property or is acting in a manner that causes a public disturbance.

3 (E) ~~(f)~~—A person who is engaged in indecent or obscene conduct  
4 in a public place.

5 (F) ~~(g)~~—A vagrant.

6 (G) ~~(h)~~—A person found begging in a public place.

7 (H) ~~(i)~~—A person found loitering in a house of ill fame or  
8 prostitution or place where prostitution or lewdness is practiced,  
9 encouraged, or allowed.

10 (I) ~~(j)~~—A person who knowingly loiters in or about a place  
11 where an illegal occupation or business is being conducted.

12 (J) ~~(k)~~—A person who loiters in or about a police station,  
13 police headquarters building, county jail, hospital, court  
14 building, or other public building or place for the purpose of  
15 soliciting employment of legal services or the services of sureties  
16 upon criminal recognizances.

17 (K) ~~(l)~~—A person who is found jostling or roughly crowding  
18 people unnecessarily in a public place.

19 (2) If a person who has been convicted of refusing or  
20 neglecting to support his or her family under this section is  
21 charged with subsequent violations within a period of 2 years, that  
22 person ~~shall~~**MUST** be prosecuted as a second offender or third and  
23 subsequent offender as provided in section 168, if the family of  
24 that person is then receiving public relief or support.

25 (3) A mother's breastfeeding of a child or expressing breast  
26 milk does not constitute indecent or obscene conduct under  
27 subsection (1) regardless of whether or not her areola or nipple is

1 visible during or incidental to the breastfeeding or expressing of  
2 breast milk.

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