

# HOUSE BILL NO. 6464

October 11, 2022, Introduced by Reps. Clemente, Kuppa, Brabec, Sowerby and Cynthia Johnson and referred to the Committee on Health Policy.

A bill to amend 1978 PA 389, entitled

"An act to provide for the prevention and treatment of domestic and sexual violence; to develop and establish policies, procedures, and standards for providing domestic and sexual violence assistance programs and services; to declare the powers and duties of the Michigan domestic and sexual violence prevention and treatment board; to establish a domestic violence prevention and treatment fund and provide for its use; to provide for the powers and duties of certain state governmental officers and entities; to prescribe immunities and liabilities of certain persons and officials; and to prescribe penalties for violations of this act,"

by amending section 1 (MCL 400.1501), as amended by 2018 PA 281.

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

**1**           Sec. 1. As used in this act:

1 (a) "Board" means the Michigan domestic and sexual violence  
2 prevention and treatment board created under Executive Order No.  
3 2012-17.

4 (b) "Dating relationship" means frequent, intimate  
5 associations primarily characterized by the expectation of  
6 affectional involvement. Dating relationship does not include a  
7 casual relationship or an ordinary fraternization between 2  
8 individuals in a business or social context.

9 (c) "Department" means the department of health and human  
10 services.

11 (d) "Domestic violence" means the occurrence of any of the  
12 following acts by ~~a person~~ **an individual** that is not an act of  
13 self-defense:

14 (i) Causing or attempting to cause physical or mental harm to a  
15 family or household member.

16 (ii) Placing a family or household member in fear of physical  
17 or mental harm.

18 (iii) Causing or attempting to cause a family or household  
19 member to engage in involuntary sexual activity by force, threat of  
20 force, or duress.

21 (iv) Engaging in activity toward a family or household member  
22 that would cause a reasonable ~~person~~ **individual** to feel terrorized,  
23 frightened, intimidated, threatened, harassed, or molested.

24 (e) "Family or household member" includes any of the  
25 following:

26 (i) A spouse or former spouse.

27 (ii) An individual with whom the person resides or has resided.

28 (iii) An individual with whom the person has or has had a dating  
29 relationship.

1           (iv) An individual with whom the person is or has engaged in a  
2 sexual relationship.

3           (v) An individual to whom the person is related or was  
4 formerly related by marriage.

5           (vi) An individual with whom the person has a child in common.

6           (vii) The minor child of an individual described in  
7 subparagraphs (i) to (vi).

8           (f) "Fund" means the domestic violence prevention and  
9 treatment fund created in section 5.

10           (g) "Prime sponsor" means a county, city, village, or township  
11 of this state, or a combination thereof, **a federally recognized**  
12 **Indian tribe that has trust land located within this state**, or a  
13 private, nonprofit association or organization.