

SENATE BILL NO. 913

June 12, 2024, Introduced by Senators SHINK, GEISS and BAYER and referred to the Committee on Civil Rights, Judiciary, and Public Safety.

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 9 of chapter VIIA (MCL 767A.9), as added by 1995 PA 148.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 CHAPTER VIIA

2 Sec. 9. (1) ~~A person~~ **An individual** who makes a **materially**
3 false statement under oath in an examination conducted under this
4 chapter knowing the statement is false is guilty of perjury
5 punishable as follows:

6 (a) Except as provided in subdivision (b), by imprisonment for

1 not more than 15 years.

2 (b) If the false statement was made during the investigation
3 of a crime punishable by imprisonment for life, by imprisonment for
4 life or for any term of years.

5 (2) ~~A person~~ **An individual** who neglects or refuses to comply
6 with an investigative subpoena in violation of a court order is
7 guilty of contempt punishable by imprisonment for not more than 1
8 year or by a fine of not more than \$10,000.00, or both. If the
9 witness appears before the court to purge ~~himself or herself~~ **the**
10 **witness's self** of that contempt, ~~he or she shall~~ **the witness must**
11 be allowed to appear before the prosecuting attorney to answer any
12 proper question concerning the matter under investigation, and
13 after the witness appears before the prosecuting attorney, upon
14 transcript of the testimony, the witness ~~shall~~ **must** be brought
15 before the court and after examination, the court shall determine
16 whether the witness has purged ~~himself or herself~~ **the witness's**
17 **self** of the contempt. The court shall commute the sentence if the
18 court finds the witness has purged ~~himself or herself~~ **the witness's**
19 **self** of that contempt.