

SUBSTITUTE FOR
HOUSE BILL NO. 4544

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
by amending section 508 (MCL 750.508), as amended by 2002 PA 672.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 508. (1) ~~Any person who shall equip a vehicle with a~~
2 ~~radio receiving set that will receive signals sent on frequencies~~
3 ~~assigned by the federal communications commission of the United~~
4 ~~States of America for police purposes, or use the same in this~~
5 ~~state unless the vehicle is used or owned by a peace officer, or a~~
6 ~~bona fide amateur radio operator holding a technician class,~~
7 ~~general, advanced, or extra class amateur license issued by the~~
8 ~~federal communications commission, without first securing a permit~~

House Bill No. 4544 (H-2) as amended May 17, 2005

1 ~~so to do from the director of the department of state police upon~~
2 ~~application as he or she may prescribe,~~ **A PERSON [SHALL NOT CARRY OR**
3 **HAVE IN HIS OR HER POSSESSION IN THE COMMISSION OR ATTEMPTED COMMISSION**
4 **OF A CRIME A RADIO RECEIVING SET THAT WILL RECEIVE SIGNALS SENT ON A**
5 **FREQUENCY ASSIGNED BY THE FEDERAL COMMUNICATIONS COMMISSION OF THE UNITED**
6 **STATES FOR POLICE, FIRE FIGHTING, OR EMERGENCY MEDICAL PURPOSES.]**

7 (2) A PERSON WHO VIOLATES SUBSECTION (1) IS GUILTY OF A CRIME
8 AS FOLLOWS:

9 (A) IF THE UNDERLYING CRIME IS A MISDEMEANOR WITH A MAXIMUM
10 TERM OF IMPRISONMENT OF LESS THAN 1 YEAR, THE PERSON is guilty of a
11 misdemeanor punishable by imprisonment for not more than 1 year or
12 a fine of not more than \$1,000.00, or both.

13 (B) IF THE UNDERLYING CRIME IS A MISDEMEANOR OR A FELONY WITH
14 A MAXIMUM TERM OF IMPRISONMENT OF 1 YEAR OR MORE, THE PERSON IS
15 GUILTY OF A FELONY PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 2
16 YEARS OR A FINE OF NOT MORE THAN \$2,000.00, OR BOTH.

17 (3) ~~(2)~~ This section does not apply to the use of radar
18 detectors.

19 Enacting section 1. This amendatory act takes effect 90 days
20 after the date it is enacted.