

HOUSE BILL No. 5536

April 12, 1988, Introduced by Reps. Pridnia, Bryant and Willis Bullard
and referred to the Committee on Judiciary.

A bill to amend Act No. 328 of the Public Acts of 1931,
entitled

"The Michigan penal code,"

as amended, being sections 750.1 to 750.568 of the Michigan
Compiled Laws, by adding section 520m.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 328 of the Public Acts of 1931, as
2 amended, being sections 750.1 to 750.568 of the Michigan Compiled
3 Laws, is amended by adding section 520m to read as follows:

4 SEC. 520M. (1) A PERSON WHO KNOWS THAT HE OR SHE HAS, MAY
5 HAVE, OR HAS BEEN DIAGNOSED AS HAVING AIDS OR ARC, OR HAS TESTED
6 POSITIVE FOR THE PRESENCE IN HIS OR HER BODY OF HIV OR THE ANTI-
7 BODY TO HIV, AND WHO ENGAGES IN SEXUAL PENETRATION WITH ANOTHER
8 PERSON WITHOUT HAVING FIRST INFORMED THE OTHER PERSON THAT HE OR

1 SHE IS OR MAY BE INFECTED WITH AIDS OR THE AIDS VIRUS, IS GUILTY
2 OF A FELONY.

3 (2) AS USED IN THIS SECTION:

4 (A) "AIDS" MEANS ACQUIRED IMMUNODEFICIENCY SYNDROME.

5 (B) "ARC" MEANS AIDS-RELATED COMPLEX.

6 (C) "HIV" MEANS HUMAN IMMUNODEFICIENCY VIRUS.

7 (D) "SEXUAL PENETRATION" MEANS SEXUAL INTERCOURSE, CUNNILIN-
8 GUS, FELLATIO, ANAL INTERCOURSE, OR ANY OTHER INTRUSION, HOWEVER
9 SLIGHT, OF ANY PART OF A PERSON'S BODY OR OF ANY OBJECT INTO THE
10 GENITAL OR ANAL OPENINGS OF ANOTHER PERSON'S BODY, BUT EMISSION
11 OF SEMEN IS NOT REQUIRED.