

# SENATE BILL No. 454

July 31, 2013, Introduced by Senator SCHUITMAKER and referred to the Committee on Judiciary.

A bill to amend 1994 PA 295, entitled  
"Sex offenders registration act,"  
(MCL 28.721 to 28.736) by adding section 9a.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1        SEC. 9A. (1) AN INDIVIDUAL WHO IS REGISTERED UNDER THIS ACT  
2        FOR COMMITTING A LISTED OFFENSE AGAINST AN INDIVIDUAL WAS LESS THAN  
3        16 YEARS OF AGE AT TIME THE OFFENSE WAS COMMITTED SHALL NOT DO ANY  
4        OF THE FOLLOWING DURING THE PERIOD IN WHICH HE OR SHE IS REQUIRED  
5        TO BE REGISTERED UNDER THIS ACT:

6        (A) DISTRIBUTE CANDY OR ANY OTHER FOOD OR GIFT ITEMS DIRECTLY  
7        TO ANY INDIVIDUAL WHO IS LESS THAN 16 YEARS OF AGE. THIS  
8        SUBDIVISION DOES NOT PROHIBIT THE INDIVIDUAL FROM DISTRIBUTING  
9        CANDY OR ANY OTHER FOOD OR GIFT ITEM TO ONLY HIS OR HER SIBLING,

1 CHILD, OR WARD, OR TO AN INDIVIDUAL LESS THAN 16 YEARS OF AGE WHO  
2 RESIDES IN THE SAME HOUSEHOLD AS THAT INDIVIDUAL, UNLESS THE  
3 INDIVIDUAL IS PROHIBITED BY COURT ORDER FROM HAVING CONTACT WITH  
4 THAT SIBLING, CHILD, WARD, OR INDIVIDUAL LESS THAN 16 YEARS OF AGE.

5 (B) WEAR A COSTUME OR INTENTIONALLY CONCEAL HIS OR HER  
6 IDENTITY IN THE PRESENCE OF ANY INDIVIDUAL WHO IS LESS THAN 16  
7 YEARS OF AGE. THIS SUBDIVISION DOES NOT PROHIBIT THE INDIVIDUAL  
8 FROM WEARING A COSTUME OR INTENTIONALLY CONCEALING HIS OR HER  
9 IDENTITY IN ONLY THE PRESENCE OF HIS OR HER SIBLING, CHILD, OR  
10 WARD, OR IN THE PRESENCE OF AN INDIVIDUAL LESS THAN 16 YEARS OF AGE  
11 WHO RESIDES IN THE SAME HOUSEHOLD AS THAT INDIVIDUAL, UNLESS THE  
12 INDIVIDUAL IS PROHIBITED BY COURT ORDER FROM HAVING CONTACT WITH  
13 THAT SIBLING, CHILD, WARD, OR INDIVIDUAL LESS THAN 16 YEARS OF AGE.

14 (C) PERFORM ANY ORGANIZATIONAL OR ENTERTAINMENT FUNCTION AT A  
15 GATHERING THAT IS CONDUCTED TO CELEBRATE A BIRTHDAY OR OTHER  
16 ACHIEVEMENT OF AN INDIVIDUAL LESS THAN 16 YEARS OF AGE OR THAT IS  
17 COMPOSED PRIMARILY OF INDIVIDUALS LESS THAN 16 YEARS OF AGE. THIS  
18 SUBDIVISION DOES NOT PROHIBIT THE INDIVIDUAL FROM PERFORMING A  
19 FUNCTION AT A GATHERING OF ONLY HIS OR HER SIBLINGS, CHILDREN, OR  
20 WARDS, OR INDIVIDUALS LESS THAN 16 YEARS OF AGE WHO RESIDE IN THE  
21 SAME HOUSEHOLD AS THAT INDIVIDUAL, UNLESS THE INDIVIDUAL IS  
22 PROHIBITED BY COURT ORDER FROM HAVING CONTACT WITH ANY OF THOSE  
23 SIBLINGS, CHILDREN, WARDS, OR INDIVIDUALS LESS THAN 16 YEARS OF  
24 AGE.