

# SENATE BILL NO. 337

May 29, 2025, Introduced by Senators SANTANA, ANTHONY, CHANG, GEISS, IRWIN, MCMORROW, BAYER, SHINK, CAVANAGH and CAMILLERI and referred to Committee on Civil Rights, Judiciary, and Public Safety.

A bill to amend 1931 PA 328, entitled  
"The Michigan penal code,"  
by amending section 483a (MCL 750.483a), as amended by 2023 PA 49.

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

1           Sec. 483a. (1) A person shall not do any of the following:

2           (a) Withhold or refuse to produce any testimony, information,  
3 document, or thing after the court has ordered it to be produced  
4 following a hearing.

5           (b) Prevent or attempt to prevent through the unlawful use of

1 physical force another person from reporting a crime committed or  
2 attempted by another person.

3 (c) Intentionally use the person's professional position of  
4 authority over another person to prevent or attempt to prevent the  
5 other person from reporting a crime ~~listed in~~**under** section 136b,  
6 520b, 520c, 520d, 520e, or 520g, that is committed or attempted by  
7 another person.

8 (d) Retaliate or attempt to retaliate against another person  
9 for having reported or ~~attempted~~**attempting** to report a crime  
10 committed or attempted by another person. As used in this  
11 subdivision, "retaliate" means to do any of the following:

12 (i) Commit or attempt to commit a crime against any person.

13 (ii) Threaten to kill or injure any person or threaten to cause  
14 property damage.

15 (2) A person who violates subsection (1) is guilty of a crime  
16 as follows:

17 (a) Except as provided in subdivision (b), the person is  
18 guilty of a misdemeanor punishable by imprisonment for not more  
19 than 1 year or a fine of not more than \$1,000.00, or both.

20 (b) If the violation involves committing or attempting to  
21 commit a crime or a threat to kill or injure any person or to cause  
22 property damage, the person is guilty of a felony punishable by  
23 imprisonment for not more than 10 years or a fine of not more than  
24 \$20,000.00, or both.

25 (3) A person shall not do ~~any~~**either** of the following:

26 (a) Give, offer to give, or promise anything of value to any  
27 person to influence a person's statement to a police officer  
28 conducting a lawful investigation of a crime or the presentation of  
29 evidence to a police officer conducting a lawful investigation of a

1 crime.

2 (b) Threaten or intimidate any person to influence a person's  
3 statement to a police officer conducting a lawful investigation of  
4 a crime or the presentation of evidence to a police officer  
5 conducting a lawful investigation of a crime.

6 (4) A person who violates subsection (3) is guilty of a crime  
7 as follows:

8 (a) Except as provided in subdivision (b), the person is  
9 guilty of a misdemeanor punishable by imprisonment for not more  
10 than 1 year or a fine of not more than \$1,000.00, or both.

11 (b) If the violation involves committing or attempting to  
12 commit a crime or a threat to kill or injure any person or to cause  
13 property damage, the person is guilty of a felony punishable by  
14 imprisonment for not more than 10 years or a fine of not more than  
15 \$20,000.00, or both.

16 (5) A person shall not do any of the following:

17 (a) Knowingly and intentionally remove, alter, conceal,  
18 destroy, or otherwise tamper with evidence, **including, but not**  
19 **limited to, a digital image or video or audio recording from a**  
20 **body-worn camera used for law enforcement purposes**, to be offered  
21 in a present or future official proceeding.

22 (b) Offer evidence at an official proceeding that the person  
23 recklessly disregards as false.

24 (c) **Knowingly and intentionally deactivate a body-worn camera**  
25 **used for law enforcement purposes while using excessive force.**

26 (6) A person who violates subsection ~~(5)~~ **(5) (a) or (b)** is  
27 guilty of a crime as follows:

28 (a) Except as provided in subdivision (b), the person is  
29 guilty of a felony punishable by imprisonment for not more than 4

1 years or a fine of not more than \$5,000.00, or both.

2 (b) If the violation is committed in a criminal case for which  
3 the maximum term of imprisonment for the violation is more than 10  
4 years, or the violation is punishable by imprisonment for life or  
5 any term of years, the person is guilty of a felony punishable by  
6 imprisonment for not more than 10 years or a fine of not more than  
7 \$20,000.00, or both.

8 **(7) A person who violates subsection (5) (c) is guilty of a**  
9 **felony punishable by imprisonment for not more than 2 years or a**  
10 **fine of not more than \$1,000.00, or both.**

11 (8) ~~(7)~~—It is an affirmative defense under subsection (3), for  
12 which the defendant has the burden of proof by a preponderance of  
13 the evidence, that the conduct consisted solely of lawful conduct  
14 and that the defendant's sole intention was to encourage, induce,  
15 or cause the other person to provide a statement or evidence  
16 truthfully.

17 (9) ~~(8)~~—Subsections (1) (a), (3) (b), and (5) (b) do not apply to  
18 any of the following:

19 (a) The lawful conduct of an attorney in the performance of  
20 the attorney's duties, such as advising a client.

21 (b) The lawful conduct or communications of a person as  
22 permitted by statute or other lawful privilege.

23 (10) ~~(9)~~—This section does not prohibit a person from being  
24 charged with, convicted of, or punished for any other violation of  
25 law arising out of the same transaction as the violation of this  
26 section.

27 (11) ~~(10)~~—The court may order a term of imprisonment imposed  
28 for a violation of this section to be served consecutively to a  
29 term of imprisonment imposed for any other crime including any

1 other violation of law arising out of the same transaction as the  
2 violation of this section.

3 (12) ~~(11)~~—As used in this section:

4 (a) "Official proceeding" means a proceeding heard before a  
5 legislative, judicial, administrative, or other governmental agency  
6 or official authorized to hear evidence under oath, including a  
7 referee, prosecuting attorney, hearing examiner, commissioner,  
8 notary, or other person taking testimony or deposition in that  
9 proceeding.

10 (b) "Threaten or intimidate" does not mean a communication  
11 regarding the otherwise lawful access to courts or other branches  
12 of government, such as the lawful filing of any civil action or  
13 police report of which the purpose is not to harass the other  
14 person in violation of section 2907 of the revised judicature act  
15 of 1961, 1961 PA 236, MCL 600.2907.

16 Enacting section 1. This amendatory act takes effect 90 days  
17 after the date it is enacted into law.