

THE MICHIGAN PENAL CODE (EXCERPT)
Act 328 of 1931

750.552 Trespass upon lands or premises of another; exception; violation; penalty; "process server" defined.

Sec. 552.

(1) Except as otherwise provided in subsection (2), a person shall not do any of the following:

(a) Enter the lands or premises of another without lawful authority after having been forbidden to do so by the owner or occupant or the agent of the owner or occupant.

(b) Remain without lawful authority on the land or premises of another after being notified to depart by the owner or occupant or the agent of the owner or occupant.

(c) Enter or remain without lawful authority on fenced or posted farm property of another person without the consent of the owner or his or her lessee or agent. A request to leave the premises is not a necessary element for a violation of this subdivision. This subdivision does not apply to a person who is in the process of attempting, by the most direct route, to contact the owner or his or her lessee or agent to request consent.

(2) Subsection (1) does not apply to a process server who is on the land or premises of another while in the process of attempting, by the most direct route, to serve process upon any of the following:

(a) An owner or occupant of the land or premises.

(b) An agent of the owner or occupant of the land or premises.

(c) A lessee of the land or premises.

(3) A person who violates subsection (1) is guilty of a misdemeanor punishable by imprisonment in the county jail for not more than 30 days or by a fine of not more than \$250.00, or both.

(4) As used in this section, "process server" means a person authorized under the revised judicature act of 1961, 1961 PA 236, MCL 600.101 to 600.9947, or supreme court rule to serve process.

History: Add. 1951, Act 102, Imd. Eff. May 31, 1951 ;-- Am. [2007, Act 167](#), Eff. Mar. 20, 2008 ;-- Am. 2013, Act 230, Imd. Eff. Dec. 26, 2013

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THE MICHIGAN PENAL CODE (EXCERPT)
Act 328 of 1931

750.552b Trespass upon property of state correctional facility; violation as felony; penalty; "state correctional facility" defined.

Sec. 552b.

(1) A person who willfully trespasses by entering or remaining upon the property of a state correctional facility without authority or permission to enter or remain is guilty of a felony punishable by imprisonment for not more than 4 years or a fine of not more than \$2,000.00, or both.

(2) As used in this section, "state correctional facility" means a facility or institution that houses a prisoner population under the jurisdiction of the department of corrections. State correctional facility does not include a community corrections center or a community residential home.

History: Add. [1996, Act 232](#), Eff. Jan. 1, 1997

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THE CODE OF CRIMINAL PROCEDURE (EXCERPT)
Act 175 of 1927

764.23a Trespass upon state correctional facility; violation; arrest without warrant; "state correctional facility" defined.

Sec. 23a.

(1) A person who trespasses upon a state correctional facility in violation of section 552b of the Michigan penal code, Act No. 328 of the Public Acts of 1931, being section 750.552b of the Michigan Compiled Laws, may be arrested without a warrant by any employee of the department of corrections whom the director of the department of corrections designates as having authority to arrest those persons.

(2) As used in this section, "state correctional facility" means a facility or institution that houses a prisoner population under the jurisdiction of the department of corrections. State correctional facility does not include a community corrections center or a community residential home.

History: Add. 1996, Act 230, Eff. Jan. 1, 1997

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