

Senate Fiscal Agency  
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**SFA**



**BILL ANALYSIS**

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Senate Bill 894 (Substitute S-2 as reported)  
Sponsor: Senator Mike Rogers  
Committee: Judiciary

## **CONTENT**

The bill would amend the Michigan Penal Code to revise offenses and penalties for certain crimes involving use of the Internet or a computer, and provide for reimbursement to the State or a local unit for investigation and prosecution of those crimes. The bill would take effect 90 days after its enactment.

The Penal Code prohibits use of the Internet, a computer, or a computer program, network, or system to communicate with any person for the purpose of committing, attempting to commit, conspiring to commit, or soliciting another to commit any of several crimes against children; stalking or aggravated stalking; certain explosives offenses; or various gambling or gaming offenses.

The bill would delete from this provision the gambling and gaming offenses, and would restructure the penalties. Under the bill, the penalty would vary based on the penalty for the underlying crime, as shown in the table below.

Underlying Crime	Offense Level	Maximum Imprisonment	Maximum Fine
Less than 1 year	misdemeanor	1 year	\$5,000
1-2 years	felony	2 years	\$5,000
2-4 years	felony	4 years	\$5,000
4-10 years	felony	10 years	\$5,000
10-15 years	felony	15 years	\$10,000
15 years - life	felony	20 years	\$20,000

In addition, under the bill, a person convicted of an Internet or computer offense described above could be ordered to reimburse the State or a local unit of government for expenses incurred in relation to the investigation and prosecution of the violation.

MCL 750.145d

Legislative Analyst: P. Affholter

## **FISCAL IMPACT**

The bill would have an indeterminate fiscal impact on State and local government. The bill provides that a court could order reimbursement of law enforcement expenses to be made to a State or local unit of government, but the frequency and amount of such reimbursement cannot be determined at this time.

Please also see **FISCAL IMPACT** on Senate Bill 1162.

Date Completed: 3-10-00

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[floor/sb894](#)

Analysis available @ <http://www.michiganlegislature.org>

This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.