

SUBSTITUTE FOR
HOUSE BILL NO. 5184

A bill to amend 1927 PA 175, entitled
"The code of criminal procedure,"
by amending section 17 of chapter XVII (MCL 777.17), as amended
by 1999 PA 67.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 CHAPTER XVII

2 Sec. 17. (1) This chapter applies to the following felonies
3 enumerated in chapters 751 to 830 of the Michigan Compiled Laws:

4	M.C.L. Stat Max	Category	Class	Description
5	752.191 2	Pub saf	G	Felonious driving
6	752.365(3) 2	Pub ord	G	Obscenity -- second offense
7	752.541 10	Pub saf	D	Riot
8	752.542 10	Pub saf	D	Incitement to riot

HB5184, As Passed House, February 16, 2000

House Bill No. 5184

2

1	752.542a	Pub saf	D	Riot in state correctional
2	10			facilities
3	752.543	Pub saf	G	Unlawful assembly
5				
4	752.701	Property	H	Destruction or removal of
5	1			timber
6	752.797(1)(c)	Property	E	Computer fraud -- 2 prior con-
7				victions or value between
8	5			\$1,000 and \$20,000
9	752.797(1)(d)	Property	D	Computer fraud -- 3 or more
10				prior convictions or value
11	10			over \$20,000
12	752.797(2)(A)	PROPERTY	E	UNLAWFULLY ACCESSING COMPUTER,
13				COMPUTER SYSTEM, OR COMPUTER
14	5			PROGRAM
15	752.797(2)(B)	PROPERTY	D	UNLAWFULLY ACCESSING COMPUTER,
16				COMPUTER SYSTEM, OR COMPUTER
17	10			PROGRAM, WITH PRIOR
18	752.797(3)(A)	VARIABLE	G	USING COMPUTER TO COMMIT CRIME
19				PUNISHABLE BY A MAXIMUM TERM
20				OF IMPRISONMENT OF AT LEAST
21	2			1 YEAR BUT LESS THAN 2 YEARS
22	752.797(3)(B)	VARIABLE	F	USING COMPUTER TO COMMIT CRIME
23				PUNISHABLE BY A MAXIMUM TERM
24				OF IMPRISONMENT OF AT LEAST
25				2 YEARS BUT LESS THAN 4
26	4			YEARS
27	752.797(3)(C)	VARIABLE	D	USING COMPUTER TO COMMIT CRIME
28				PUNISHABLE BY A MAXIMUM TERM
29				OF IMPRISONMENT OF AT LEAST
30				4 YEARS BUT LESS THAN 10
31	7			YEARS
32	752.797(3)(D)	VARIABLE	C	USING COMPUTER TO COMMIT CRIME
33				PUNISHABLE BY A MAXIMUM TERM
34				OF IMPRISONMENT OF AT LEAST
35				10 YEARS BUT LESS THAN 20
36	10			YEARS
37	752.797(3)(E)	VARIABLE	C	USING COMPUTER TO COMMIT CRIME
38				PUNISHABLE BY A MAXIMUM TERM
39				OF IMPRISONMENT OF AT LEAST
40	20			20 YEARS OR FOR LIFE
41	752.802	Property	H	Vending machines --
42	5			manufacture/sale of slugs

HB5184, As Passed House, February 16, 2000

House Bill No. 5184

3

1 2	752.811 3	Property	H	Breaking and entering a coin operated device
3 4	752.861 2	Person	G	Careless discharge of firearm causing injury or death
5 6	752.881 2	Person	G	Reckless use of bow and arrow resulting in injury or death
7 8 9	752.1003 4	Property	F	Health care fraud -- false claim/state, unnecessary, conceal information
10 11	752.1004 4	Property	F	Health care fraud -- kickbacks/referral fees
12 13	752.1005 10	Property	H	Health care fraud -- conspiracy
14 15	752.1006 20	Property	D	Health care fraud -- second offense
16	752.1027 4	Person	F	Assisted suicide
17 18	752.1054(2) 5	Property	G	Copying audio/video recordings for gain
19 20	764.1e 15	Pub trst	C	Peace officer -- false state- ment in a complaint
21 22	767.4a 4	Pub trst	F	Disclosing or possessing grand jury information
23 24	800.281(1) 5	Pub saf	H	Furnishing prisoner with contraband
25 26	800.281(2) 5	Pub saf	H	Furnishing prisoner with con- traband outside
27 28	800.281(3) 5	Pub saf	H	Bringing contraband into prisons
29	800.281(4) 5	Pub saf	E	Prisoner possessing contraband
30 31	800.283(1) 5	Pub saf	E	Furnishing weapon to prisoner in prison
32 33 34	800.283(2) 5	Pub saf	E	Prisons -- knowledge of a weapon in a correctional facility
35	800.283(3) 5	Pub saf	E	Bringing weapon into prison

HB5184, As Passed House, February 16, 2000

03514'99 a * (H-4)

HB5184, As Passed House, February 16, 2000

House Bill No. 5184

4

1	800.283(4)	Pub saf	E	Prisoner possessing weapon
5				
2	801.262(1)(a)	Pub saf	E	Bringing weapon into jail
5				
3	801.262(1)(b)	Pub saf	E	Furnishing weapon to prisoner
4				in jail
5				
5	801.262(2)	Pub saf	E	Prisoner in jail possessing
6				weapon
5				
7	801.263(1)	Pub saf	H	Furnishing contraband to pris-
8				oner in jail
5				
9	801.263(2)	Pub saf	H	Prisoner in jail possessing
10				contraband
5				
11	(2) FOR A VIOLATION OF SECTION 797(3)(A), (B), (C), (D), OR			
12	(E) OF 1979 PA 53, MCL 752.797, THE OFFENSE CATEGORY IS THE SAME			
13	AS FOR THE UNDERLYING OFFENSE.			
14	Enacting section 1. This amendatory act takes effect July			
15	1, 2000.			
16	Enacting section 2. This amendatory act does not take			
17	effect unless all of the following bills of the 90th Legislature			
18	are enacted into law:			
19	(a) House Bill No. 5185.			
20	(b) House Bill No. 5186.			
21	(c) House Bill No. 5187.			