

HB 4997, As Passed Senate, September 28, 2000

**SENATE SUBSTITUTE FOR
HOUSE BILL NO. 4997**

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 2000 PA 279.

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.	Category	Class	Description	Stat	Max
5 752.191	Pub saf	G	Felonious driving		2
6 752.273(2)(C)	PUB SAF	F	SALE OR DISTRIBUTION OF NITROUS OXIDE DEVICE -- 2 OR MORE PRIOR CONVICTIONS		4
7 8					
9 752.365(3)	Pub ord	G	Obscenity -- subsequent offense		2
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1	752.541	Pub saf	D	Riot	10
2	752.542	Pub saf	D	Incitement to riot	10
3	752.542a	Pub saf	D	Riot in state correctional facilities	10
4					
5	752.543	Pub saf	G	Unlawful assembly	5
6	752.797(1)(c)	Property	E	Computer fraud -- 2 prior convictions or value of \$1,000 to \$20,000	5
7					
8					
9	752.797(1)(d)	Property	D	Computer fraud -- 3 or more prior convictions or value of \$20,000 or more	10
10					
11					
12	752.797(2)(a)	Property	E	Unlawfully accessing computer, computer system, or computer program	5
13					
14					
15	752.797(2)(b)	Property	D	Unlawfully accessing computer, computer system, or computer program, with prior conviction	10
16					
17					
18					
19	752.797(3)(b)	Variable	G	Using computer to commit crime punishable by a maximum term of imprisonment of more than 1 year but less than 2 years	2
20					
21					
22					
23					
24	752.797(3)(c)	Variable	F	Using computer to commit crime punishable by a maximum term of imprisonment of at least 2 years but less than 4 years	4
25					
26					
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29	752.797(3)(d)	Variable	D	Using computer to commit crime punishable by a maximum term of imprisonment of at least 4 years but less than 10 years	7
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31					
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34	752.797(3)(e)	Variable	D	Using computer to commit crime punishable by a maximum term of imprisonment of at least 10 years but less than 20 years	10
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39	752.797(3)(f)	Variable	B	Using computer to commit crime punishable by a maximum term of imprisonment of at least 20 years or for life	20
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1	752.802	Property	H	Vending machines --	
2				manufacture/sale of slugs	5
3	752.811	Property	H	Breaking and entering a coin	
4				operated device	3
5	752.861	Person	G	Careless discharge of firearm	
6				causing injury or death	2
7	752.881	Person	G	Reckless use of bow and arrow	
8				resulting in injury or death	
9					2
10	752.1003	Property	F	Health care fraud -- false	
11				claim/state, unnecessary,	
12				conceal information	4
13	752.1004	Property	F	Health care fraud --	
14				kickbacks/referral fees	4
15	752.1005	Property	H	Health care fraud --	
16				conspiracy	10
17	752.1006	Property	D	Health care fraud -- subse-	
18				quent offense	20
19	752.1054(2)	Property	G	Copying audio/video recordings	
20				for gain	5
21	764.1e	Pub trst	C	Peace officer -- false state-	
22				ment in a complaint	15
23	767.4a	Pub trst	F	Disclosing or possessing grand	
24				jury information	4
25	767a.9(a)	Pub trst	C	Perjury committed in	
26				prosecutor's investigative	
27				hearing -- noncapital crime	15
28	767a.9(b)	Pub trst	B	Perjury committed in	
29				prosecutor's investigative	
30				hearing -- capital crime	Life
31	800.281(1)	Pub saf	H	Furnishing prisoner with	
32				contraband	5
33	800.281(2)	Pub saf	H	Furnishing prisoner with con-	
34				traband outside	5
35	800.281(3)	Pub saf	H	Bringing contraband into	
36				prisons	5
37	800.281(4)	Pub saf	E	Prisoner possessing contraband	
38					5

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1	800.283(1)	Pub saf	E	Furnishing weapon to prisoner	
2				in prison	5
3	800.283(2)	Pub saf	E	Prisons -- knowledge of a	
4				weapon in a correctional	
5				facility	5
6	800.283(3)	Pub saf	E	Bringing weapon into prison	5
7	800.283(4)	Pub saf	E	Prisoner possessing weapon	5
8	801.262(1)(a)	Pub saf	E	Bringing weapon into jail	5
9	801.262(1)(b)	Pub saf	E	Furnishing weapon to prisoner	
10				in jail	5
11	801.262(2)	Pub saf	E	Prisoner in jail possessing	
12				weapon	5
13	801.263(1)	Pub saf	H	Furnishing contraband to pris-	
14				oner in jail	5
15	801.263(2)	Pub saf	H	Prisoner in jail possessing	
16				contraband	5
17	(2) For a violation of section 797(3)(b), (c), (d), (e), or				
18	(f) 797(3) of 1979 PA 53, MCL 752.797, determine the offense				
19	category, offense variable level, and prior record variable level				
20	based on the underlying offense.				
21	Enacting section 1. This amendatory act takes effect				
22	January 1, 2001.				
23	Enacting section 2. This amendatory act does not take				
24	effect unless House Bill No. 4996 of the 90th Legislature is				
25	enacted into law.				