

SUBSTITUTE FOR
HOUSE BILL NO. 5758

A bill to amend 1927 PA 175, entitled
"The code of criminal procedure,"
by amending section 14 of chapter XVII (MCL 777.14), as amended
by 2000 PA 279.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 CHAPTER XVII

2 Sec. 14. This chapter applies to the following felonies
3 enumerated in chapters 400 to 499 of the Michigan Compiled Laws:

4	M.C.L. Max	Category Class Description			Stat
5	400.60(2)	Property	H	Welfare -- obtaining over \$500	4
6				by failure to inform	
7	400.603	Pub trst	G	Medicaid fraud -- false state-	4
8				ment in benefit/concealing	
9				information	
10	400.604	Pub trst	G	Medicaid fraud --	4
11				kickback/referral fees	

HB5758, As Passed House, September 27, 2000

House Bill No. 5758

2

1	400.605	Pub trst	G	Medicaid fraud -- false	
2				statement regarding	
3				institutions	4
4	400.606	Property	E	Medicaid fraud -- conspiracy	10
5	400.607	Pub trst	G	Medicaid fraud -- false	
6				claim/medically unnecessary	4
7	400.609	Property	D	Medicaid fraud -- fourth or	
8				subsequent offense	10
9	400.713(13)	Pub saf	H	Adult foster care -- unli-	
10				censed facility -- first	
11				offense	2
12		Pub saf	F	Adult foster care -- unli-	
13				censed facility -- second or	
14				subsequent violation	5
15	400.722(4)	Pub saf	F	Adult foster care -- maintain-	
16				ing operation after refusal	
17				of licensure	5
18	408.1035(5)	Person	H	MIOSHA violation causing	
19				employee death	1
20		Person	G	MIOSHA violation causing	
21				employee death -- subsequent	
22				offense	3
23	408.1035a(5)	Person	H	MIOSHA violation causing	
24				employee death	1
25		Person	G	MIOSHA violation causing	
26				employee death -- subsequent	
27				offense	3
28	409.122(2)	Person	G	Employment of children during	
29				certain hours -- second	
30				offense	2
31		Person	E	Employment of children during	
32				certain hours -- third or	
33				subsequent offense	10
34	409.122(3)	Person	D	Employment of children in	
35				child sexually abusive	
36				activity	20
37	421.54(a)(ii)(B)	Property	H	Unemployment comp fraud --	
38				failure to comply with	
39				act/rule \$25,000-\$100,000	2

HB5758, As Passed House, September 27, 2000

House Bill No. 5758

3

1 2 3	421.54(a)(ii)(C)	Property	G	Unemployment comp fraud -- failure to comply with act/rule over \$100,000	5
4 5 6	421.54(a)(iv)(B)	Property	H	Unemployment comp fraud -- willful violation of act/rule over \$100,000	2
7 8 9	421.54(b)(ii)(B)	Property	H	Unemployment comp fraud -- false statement or misrepres- ent over \$25,000	2
10 11 12 13	421.54(b)(ii)(C)	Property	H	Unemployment comp fraud -- false statement or misrepres- entation without actual loss	2
14 15 16	421.54(d)	Property	H	Unemployment comp fraud -- disclose confidential infor- mation for financial gain	1
17 18 19	421.54a	Property	G	Unemployment comp fraud -- false statement as condition of employment	10
20 21 22	421.54b(b)(i)	Property	H	Unemployment comp fraud -- conspiracy with loss of \$25,000 or less	2
23 24 25	421.54b(b)(ii)	Property	G	Unemployment comp fraud -- conspiracy with loss over \$25,000	5
26 27 28	421.54b(b)(iii)	Property	H	Unemployment comp fraud -- conspiracy with no actual loss	2
29 30 31	421.54c(b)(ii)	Property	H	Unemployment comp fraud -- embezzlement of \$25,000 to under \$100,000	2
32 33 34	421.54c(b)(iii)	Property	G	Unemployment comp fraud -- embezzlement of \$100,000 or more	5
35 36 37	421.54c(b)(iv)	Property	H	Unemployment comp fraud -- embezzlement with no actual loss	2
38 39	431.257	Pub trst	G	Racing, boxing and exhibition racing	2

HB5758, As Passed House, September 27, 2000

House Bill No. 5758

4

1	431.307(8)	Pub trst	G	Horse racing -- testifying falsely to commissioner while under oath	4
2					
3					
4	431.330(4)	Pub trst	G	Horse racing -- administering a drug that could affect racing condition	5
5					
6					
7	431.332	Pub trst	G	Horse racing -- influencing or attempting to influence result of race	5
8					
9					
10	432.30	Property	G	Lottery -- forgery of tickets	5
11	432.218	Pub ord	D	Casino gaming offenses	10
12	436.1701(2)	Person	D	Selling alcohol to a minor and causing death	10
13					
14	436.1909(3)	Pub ord	H	Liquor violation	1
15	436.1919	Pub ord	H	Fraudulent documents, labels, or stamps	1
16					
17	438.41	Property	E	Criminal usury	5
18	440.9307(4)				
19	440.9320(8)	Property	G	Farming -- illegal sale of secured products	3
20					
21	442.219	Pub trst	E	Sales -- false statement	5
22	443.50	Pub trst	E	Issuing warehouse receipt for goods not received	5
23					
24	443.52	Pub trst	E	Issuing duplicate warehouse receipt not so marked	5
25					
26	444.13	Pub trst	H	Warehousemen and warehouse receipts	2
27					
28	444.107	Pub trst	E	Warehouse certificates -- willfully alter or destroy	5
29					
30	445.487(2)	Pub ord	H	Precious metal and gem dealer failure to record material matter -- subsequent offense	2
31					
32					
33	445.488(2)	Pub ord	H	Precious metal and gem dealer violations -- subsequent offense	2
34					
35					
36	445.489	Pub ord	H	Precious metal and gem dealer violations	2
37					

02120'99 r (H-2)

HB5758, As Passed House, September 27, 2000

House Bill No. 5758

5

1	445.490	Pub ord	H	Precious metal and gem dealer	
2				failure to obtain a certifi-	
3				cate of registration	2
4	445.779	Pub ord	H	Antitrust violation	2
5	445.1505	Pub trst	G	Franchise investment law --	
6				fraudulent filing/offers	7
7	445.1508	Pub trst	G	Franchise investment law --	
8				sale without proper	
9				disclosure	7
10	445.1513	Pub trst	G	Franchise investment law --	
11				illegal offers/sales	7
12	445.1520	Pub trst	G	Franchise investment law --	
13				keeping records	7
14	445.1521	Pub trst	G	Franchise investment law --	
15				false representation	7
16	445.1523	Pub trst	G	Franchise investment law --	
17				false statements of material	
18				fact	7
19	445.1525	Pub trst	G	Franchise investment law --	
20				false advertising	7
21	445.1528	Pub trst	D	Pyramid/chain promotions --	
22				offer or sell	7
23	445.1671	Pub trst	E	Mortgage brokers, lenders --	
24				knowingly giving a false	
25				statement	15
26	445.1679	Pub trst	H	Mortgage brokers act -- gen-	
27				eral violations	3
28	450.775	Pub ord	H	Corporations -- minority and	
29				woman owned businesses	2
30	450.795	Pub ord	H	Corporations -- handicapper	
31				business opportunity act	2
32	451.319	Pub trst	G	Securities, real estate, and	
33				debt management -- violation	2
34	451.434	Pub trst	H	Debt management act --	
35				licensee violations	2
36	451.501	Pub trst	E	Blue sky laws -- fraudulent	
37				schemes/statements	10

HB5758, As Passed House, September 27, 2000

House Bill No. 5758

6

1 2	451.502	Pub trst	E	Blue sky laws -- investment advisor/agent fraud	10
3 4	451.503	Pub trst	E	Blue sky laws -- make/sell false bullion/certificates	10
5 6	451.601	Pub trst	E	Blue sky laws -- unregistered broker/dealer/agent/advisor	10
7 8 9	451.603(h)	Pub trst	E	Blue sky laws -- fail to notify administrator of sanctions	10
10 11 12	451.604(a)(1)(J) to (S) and (V) to (Z)	Pub trst	E	Blue sky laws -- various violations	10
13 14	451.701	Pub trst	E	Blue sky laws -- offer/sell unregistered securities	10
15 16	451.802	Pub trst	E	Blue sky laws -- unlawfully selling securities	10
17 18	451.804	Pub trst	E	Blue sky laws -- willful false statements	10
19 20 21	451.805(b)	Pub trst	E	Blue sky laws -- false repre- sentation of administrative approval	10
22 23 24	451.806(b)	Pub trst	E	Blue sky laws -- improper dis- closure by cor and sec bur employee	10
25	462.257(1)	Person	A	Trains -- endangering travel	Life
26 27 28	462.353(5)	Pub saf	F	Operating a locomotive under the influence -- third or subsequent offense	4
29 30	472.36	Pub saf	A	Street railways -- obstruction of track	Life
31 32	482.44	Property	H	Bills of lading -- issuance for goods not received	5
33 34	482.46	Property	H	Bills of lading -- issuance of duplicate not so marked	5
35 36 37	482.48	Property	H	Bills of lading -- negotiation when goods not in carriers' possession	5

HB5758, As Passed House, September 27, 2000

House Bill No. 5758

7

1	482.49	Property	H	Bills of lading -- inducing	
2				carrier to issue when goods	
3				have not been received	5
4	482.50	Property	H	Bills of lading -- issuance of	
5				non-negotiable bill not so	
6				marked	5
7	483.226	Pub trst	E	Officer of a pipeline company	
8				-- intent to defraud --	
9				stock	10
10	487.1505(6)	Pub trst	E	BIDCO act -- knowingly receiv-	
11				ing money or property at an	
12				interest rate exceeding 25%	5
13	492.137(a)	Pub trst	H	Installment sales of motor	
14				vehicles	3
15	493.56a(13)	Pub trst	C	False statement in reports --	
16				secondary mortgage	15
17	493.77(2)	Pub trst	H	Regulatory loans	3
18	Enacting section 1. This amendatory act does not take				
19	effect unless House Bill No. 5228 of the 90th Legislature is				
20	enacted into law.				
21	Enacting section 2. This amendatory act takes effect July				
22	1, 2001.				