

**HB 5758, As Passed Senate, December 5, 2000**

**SENATE 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:

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

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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 -- <del>first</del>	
11				<del>offense</del>	2
12		Pub saf	F	Adult foster care -- unli-	
13				censed facility -- <del>second</del>	
14				<del>or</del> 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

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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 misrepre- sent over \$25,000	2
10 11 12 13	421.54(b)(ii)(C)	Property	H	Unemployment comp fraud -- false statement or misrepre- sentation 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

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

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

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

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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.				