

SENATE BILL NO. 390

February 24, 1999, Introduced by Senator VAN REGENMORTER and referred to the Committee on Judiciary.

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 12 of chapter XVII (MCL 777.12), as added by 1998 PA 317.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 CHAPTER XVII

2 Sec. 12. This chapter applies to the following felonies
3 enumerated in chapters 200 to 299 of the Michigan Compiled Laws:

| 4 | M.C.L. | Category | Class | Description | Stat | Max |
|----------|---------------|-----------------|--------------|--------------------|------------------------------|------------|
| 5 | 205.27(1)(a) | Pub | trst | G | Failure to file or false tax | |
| 6 | | | | | return or payment | 5 |
| 7 | 205.27(1)(b) | Pub | trst | G | Aiding and abetting tax eva- | |
| 8 | | | | | sion or filing false | |
| 9 | | | | | returns RETURN | 5 |

| | | | | | |
|----|--------------|----------|---|--|----|
| 1 | 205.27(1)(c) | Pub trst | G | Making OR OR permitting false | |
| 2 | | | | tax returns RETURN or | |
| 3 | | | | payments PAYMENT | 5 |
| 4 | 205.27(3) | Pub trst | G | False tax returns RETURN AS | |
| 5 | | | | perjury | 15 |
| 6 | 205.28 | Pub trst | G | Compromising OR TAXES DUE OR | |
| 7 | | | | unauthorized disclosure of | |
| 8 | | | | tax information | 5 |
| 9 | 205.28(1)(e) | Pub trst | G | State employee compromising | |
| 10 | | | | taxes | 5 |
| 11 | 205.28(1)(f) | Pub trst | G | Unauthorized disclosure of tax | |
| 12 | | | | information | 5 |
| 13 | 205.428(2) | Pub trst | G | Tobacco products tax act | |
| 14 | | | | violations | 5 |
| 15 | 207.118a | Pub ord | G | Gasoline tax embezzlement | |
| 16 | | | | EMBEZZLING GASOLINE TAX over | |
| 17 | | | | \$100 | 10 |
| 18 | 207.119 | Pub trst | G | Gasoline or motor fuel tax | |
| 19 | | | | violation | 4 |
| 20 | 207.127c | Pub ord | G | Diesel EMBEZZLING DIESEL | |
| 21 | | | | fuel tax embezzlement | |
| 22 | | | | over \$100 | 10 |
| 23 | 207.754(3) | Pub trst | G | State treasurer --- municipal- | |
| 24 | | | | ity tax --- divulging confi- | |
| 25 | | | | dential information | |
| 26 | | | | CONCERNING MUNICIPALITY TAX | 5 |
| 27 | 252.311 | PROPERTY | H | DESTROYING TREES OR SHRUBS TO | |
| 28 | | | | MAKE A SIGN MORE VISIBLE | 2 |
| 29 | 257.233a(7) | Pub ord | G | Odometer tampering | 5 |
| 30 | 257.254 | Property | E | Possessing stolen vehicle | |
| 31 | | | | title | 10 |
| 32 | 257.257(1) | Property | G | Altering or forging vehicle | |
| 33 | | | | documents, --- first | |
| 34 | | | | offense | 5 |
| 35 | 257.257(2) | Property | G | Altering or forging vehicle | |
| 36 | | | | documents, --- second | |
| 37 | | | | offense | 7 |

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|----|---------------|----------|---|--|----|
| 1 | 257.257(3) | Property | E | Altering or forging vehicle documents, --- third offense | 15 |
| 2 | | | | | |
| 3 | | | | | |
| 4 | 257.329(1) | Property | G | Possession / OR sale of stolen or counterfeit insurance certificates CERTIFICATE | 5 |
| 5 | | | | | |
| 6 | | | | | |
| 7 | | | | | |
| 8 | 257.329(2) | Property | E | Possession / OR sale of stolen or counterfeit insurance certificates CERTIFICATE, second offense | 7 |
| 9 | | | | | |
| 10 | | | | | |
| 11 | | | | | |
| 12 | 257.329(3) | Property | E | Possession / OR sale of stolen or counterfeit insurance certificates CERTIFICATE, third offense | 15 |
| 13 | | | | | |
| 14 | | | | | |
| 15 | | | | | |
| 16 | 257.602a(2) | Pub saf | G | Fleeing FOURTH DEGREE FLEEING and eluding --- fourth degree | 2 |
| 17 | | | | | |
| 18 | | | | | |
| 19 | 257.602a(3) | Pub saf | E | Fleeing THIRD DEGREE FLEEING and eluding --- third degree | 5 |
| 20 | | | | | |
| 21 | | | | | |
| 22 | 257.602a(4) | Person | D | Fleeing SECOND DEGREE FLEEING and eluding --- second degree | 10 |
| 23 | | | | | |
| 24 | | | | | |
| 25 | 257.602a(5) | Person | C | Fleeing FIRST DEGREE FLEEING and eluding --- first degree | 15 |
| 26 | | | | | |
| 27 | | | | | |
| 28 | 257.617 | Person | E | Failure to stop at scene of a serious personal injury accident | 5 |
| 29 | | | | | |
| 30 | | | | | |
| 31 | 257.625(4) | Person | C | OUIL OPERATING A VEHICLE UNDER THE INFLUENCE OR WHILE IMPAIRED causing death | 15 |
| 32 | | | | | |
| 33 | | | | | |
| 34 | 257.625(5) | Person | E | OUIL OPERATING A VEHICLE UNDER THE INFLUENCE OR WHILE IMPAIRED causing serious impairment of body function | 5 |
| 35 | | | | | |
| 36 | | | | | |
| 37 | | | | | |
| 38 | 257.625(7)(d) | Pub saf | E | OUIL OPERATING A VEHICLE UNDER THE INFLUENCE, third OR SUBSEQUENT offense COMMITTED BEFORE OCTOBER 1, 1999 | 5 |
| 39 | | | | | |
| 40 | | | | | |
| 41 | | | | | |
| 42 | | | | | |

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|----|----------------|----------|---|--|----|
| 1 | 257.625(8)(C) | | E | OPERATING A VEHICLE UNDER THE INFLUENCE, THIRD OR SUBSEQUENT OFFENSE COMMITTED ON OR AFTER OCTOBER 1, 1999 | 5 |
| 2 | | | | | |
| 3 | | | | | |
| 4 | | | | | |
| 5 | 257.625(9)(B) | | E | ALLOWING VEHICLE TO BE OPERATED WHILE UNDER THE INFLUENCE OR IMPAIRED CAUSING DEATH | 5 |
| 6 | | | | | |
| 7 | | | | | |
| 8 | | | | | |
| 9 | 257.625(9)(C) | | G | ALLOWING VEHICLE TO BE OPERATED WHILE UNDER THE INFLUENCE OR IMPAIRED CAUSING SERIOUS IMPAIRMENT | 2 |
| 10 | | | | | |
| 11 | | | | | |
| 12 | | | | | |
| 13 | 257.625(10)(C) | | E | IMPAIRED DRIVING, THIRD OR SUBSEQUENT OFFENSE | 5 |
| 14 | | | | | |
| 15 | 257.625K(7) | | D | KNOWINGLY PROVIDING FALSE INFORMATION CONCERNING IGNITION INTERLOCK | 10 |
| 16 | | | | | |
| 17 | | | | | |
| 18 | 257.625K(9) | | D | FAILURE TO REPORT THAT IGNITION INTERLOCK DOES NOT MEET LEGAL REQUIREMENTS | 10 |
| 19 | | | | | |
| 20 | | | | | |
| 21 | 257.625M(5) | | E | COMMERCIAL DRUNK DRIVING, THIRD OR SUBSEQUENT OFFENSE | 5 |
| 22 | | | | | |
| 23 | 257.625n(10) | Pub ord | G | Disposing of vehicle to avoid forfeiture COMMITTED BEFORE OCTOBER 1, 1999 | 4 |
| 24 | | | | | |
| 25 | | | | | |
| 26 | 257.626C | PUB SAF | F | FIRST DEGREE CRIMINAL ROAD ENDANGERMENT | 4 |
| 27 | | | | | |
| 28 | 257.744a | Pub saf | D | False statement in citation perjury | 15 |
| 29 | | | | | |
| 30 | 257.902 | Pub saf | E | Motor MISCELLANEOUS MOTOR vehicle code violations | 5 |
| 31 | | | | | |
| 32 | 257.903(1) | Property | E | Motor vehicle code false FALSE certification first offense | 5 |
| 33 | | | | | |
| 34 | | | | | |
| 35 | 257.903(2) | Property | E | Motor vehicle code false FALSE certification, second offense | 7 |
| 36 | | | | | |
| 37 | | | | | |
| 38 | 257.903(3) | Property | D | Motor vehicle code false FALSE certification, third offense | 15 |
| 39 | | | | | |
| 40 | | | | | |

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|----|-------------|----------|---|--|----|
| 1 | 257.904(4) | | C | OPERATING VEHICLE WITHOUT | |
| 2 | | | | LICENSE CAUSING DEATH | 15 |
| 3 | 257.904(5) | | E | OPERATING VEHICLE WITHOUT | |
| 4 | | | | LICENSE CAUSING SERIOUS | |
| 5 | | | | IMPAIRMENT | 5 |
| 6 | 257.904(7) | | G | ALLOWING VEHICLE TO BE OPER- | |
| 7 | | | | ATED WITHOUT LICENSE CAUSING | |
| 8 | | | | SERIOUS IMPAIRMENT | 2 |
| 9 | | | E | ALLOWING VEHICLE TO BE OPER- | |
| 10 | | | | ATED WITHOUT LICENSE CAUSING | |
| 11 | | | | DEATH | 5 |
| 12 | 257.1353(2) | Pub trst | H | Motor vehicle --- fail- | |
| 13 | | | | FAILURE to record material | |
| 14 | | | | matter, --- second offense | 2 |
| 15 | 257.1354(2) | Pub trst | H | Motor MISCELLANEOUS MOTOR | |
| 16 | | | | vehicle --- general- | |
| 17 | | | | violations, --- second | |
| 18 | | | | offense | 2 |
| 19 | 257.1355 | Pub trst | H | Motor vehicle --- fail- | |
| 20 | | | | FAILURE to record transac- | |
| 21 | | | | tion /falsify records- OR | |
| 22 | | | | FALSIFYING RECORD | 2 |
| 23 | 259.183 | Property | E | Aircraft --- unlawful- | |
| 24 | | | | UNLAWFULLY taking or tamper- | |
| 25 | | | | ing WITH AIRCRAFT | 5 |
| 26 | 259.185(8) | Pub saf | G | Aircraft --- OUIL --- | |
| 27 | | | | OPERATING AIRCRAFT UNDER THE | |
| 28 | | | | INFLUENCE, third OR | |
| 29 | | | | SUBSEQUENT offense | 5 |
| 30 | 285.82 | Pub trst | H | Grain dealers act violations- | |
| 31 | | | | VIOLATION | 5 |
| 32 | 285.279 | Pub trst | E | Falsely obtaining money --- | |
| 33 | | | | FOR agricultural land | 10 |
| 34 | 286.455(2) | Pub saf | G | Agriculture --- AGRICULTURAL | |
| 35 | | | | hazardous substance- | |
| 36 | | | | SUBSTANCES | 5 |
| 37 | 287.77(1) | Pub saf | H | Agriculture --- livestock- | |
| 38 | | | | LIVESTOCK condemnation | 4 |
| 39 | 287.323(1) | Person | C | Dangerous animal causing death | 15 |

| | | | | | |
|----|-------------|----------|---|---|---|
| 1 | 287.323(2) | Person | G | Dangerous animal causing | |
| 2 | | | | serious injury | 4 |
| 3 | 287.679 | Pub ord | H | Dead animals ANIMAL | |
| 4 | | | | VIOLATION | 1 |
| 5 | 287.744(1) | Pub ord | G | Animal industry act | |
| 6 | | | | violations VIOLATION | 5 |
| 7 | 287.855 | Pub saf | G | Agriculture -- contaminating | |
| 8 | | | | CONTAMINATING livestock, / | |
| 9 | | | | false statement, / OR vio- | |
| 10 | | | | lation of quarantine | 5 |
| 11 | 288.223 | Pub saf | G | Sale IMPROPER SALE or label- | |
| 12 | | | | ing of oleomargarine | |
| 13 | | | | violations | 3 |
| 14 | 288.257 | Pub saf | G | Margarine violations | |
| 15 | | | | VIOLATION | 3 |
| 16 | 288.284 | Pub trst | H | Selling falsely branded cheese | 2 |
| 17 | 290.629(1) | Person | G | Weights ASSAULTING WEIGHTS | |
| 18 | | | | and measures --- assaults | |
| 19 | | | | enforcement officer | 2 |
| 20 | 290.631(3) | Pub trst | G | Weights MISCELLANEOUS | |
| 21 | | | | WEIGHTS and measures | |
| 22 | | | | VIOLATIONS | 5 |
| 23 | 290.650 | Person | G | Motor fuels -- assaulting/ | |
| 24 | | | | ASSAULTING OR obstructing | |
| 25 | | | | director or authorized | |
| 26 | | | | representative | 2 |
| 27 | 290.650b(3) | Pub trst | H | Motor MISCELLANEOUS MOTOR | |
| 28 | | | | fuels violations | 2 |

29 Enacting section 1. This amendatory act does not take
30 effect unless Senate Bill No. 287
31 of the 90th Legislature is enacted into
32 law.