

Senate Fiscal Agency
P. O. Box 30036
Lansing, Michigan 48909-7536

SFA**BILL ANALYSIS**

Telephone: (517) 373-5383
Fax: (517) 373-1986
TDD: (517) 373-0543

Senate Bill 505 (Substitute S-4 as reported)
Sponsor: Senator Philip E. Hoffman
Committee: Judiciary

CONTENT

The bill would amend the Code of Criminal Procedure to add to the sentencing guidelines the felony of possessing a weapon in a sterile area of a commercial airport, as proposed by Senate Bill 502. The offense would be categorized as a Class D felony against the public safety, with a statutory maximum sentence of 10 years' imprisonment.

The bill is tie-barred to Senate Bill 502 and would take effect on January 1, 2002.

MCL 777.12

Legislative Analyst: P. Affholter

FISCAL IMPACT

Senate Bills 502 (S-3) and 505 (S-4) would have an indeterminate fiscal impact on State and local government.

There are no data available to indicate how many offenders would be convicted of possessing or carrying a firearm; explosive; knife with blade of any length; razor, box cutter, or item with similar blade; or any dangerous weapon in a sterile area of a commercial airport.

Under the bills, an offender convicted of possessing, carrying, or attempting to possess or carry an item listed above in a sterile area of a commercial airport would receive a misdemeanor sentence of 0-12 months. Offenders convicted of a misdemeanor are subject to probation or incarceration in a local facility. Local units incur the cost of probation as well as the cost of incarceration, which vary depending on county between \$27 and \$62 per day.

Under the bills, an offender convicted of possessing or carrying any of the above items while getting on an airplane, while placing a prohibited item on an airplane, or while committing a felony, would be guilty of a Class D felony for which the minimum sentencing range is 0-6 months to 43-76 months. In the absence of data, if one assumes that 10 offenders a year would be convicted of this offense and receive the longest minimum sentence, given that the average annual cost of incarceration is \$22,000, the cost to the State would be \$1.4 million.

Date Completed: 10-2-01

Fiscal Analyst: B. Wicksall