

SUBSTITUTE FOR
HOUSE BILL NO. 5033

A bill to amend 1927 PA 175, entitled
"The code of criminal procedure,"
by amending section 16g of chapter XVII (MCL 777.16g), as amended
by 2000 PA 279.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 CHAPTER XVII

2 Sec. 16g. (1) This chapter applies to the following felo-
3 nies enumerated in chapter 750 of the Michigan Compiled Laws:

4	M.C.L.	Category Class Description			Stat Max
5	750.135	Person	D	Exposing children with	
6				intent to injure or	
7				abandon	10
8	750.136b(f)(2)				
9	750.136B(2)	Person	B	Child abuse -- first	
10				degree	15
11	750.136b(f)(3)				
12	750.136B(4)	Person	F	Child abuse -- second	
13				degree	4

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1	750.136b(f)(4)					
2	750.136B(5)	Person	G	Child abuse -- third		
3				degree		2
4	750.136c	Person	B	Buying or selling an		
5				individual		20
6	750.145A	PERSON	F	SOLICITING CHILD TO		
7				COMMIT AN IMMORAL ACT		4
8	750.145b	Person	F D	Accosting children for		
9				immoral purposes --		
10				subsequent offense	-4	10
11	750.145c(2)	Person	B	Child sexually abusive		
12				activity or materials		
13				-- active involvement		20
14	750.145c(3)	Person	D	Child sexually abusive		
15				activity or materials		
16				-- distributing, pro-		
17				moting, or financing		7
18	750.145d(2)(b)	Variable	G	Using internet or com-		
19				puter to commit crime		
20				punishable by a maximum		
21				term of imprisonment of		
22				at least 1 year but		
23				less than 2 years		2
24	750.145d(2)(c)	Variable	F	Using internet or com-		
25				puter to commit crime		
26				punishable by a maximum		
27				term of imprisonment of		
28				at least 2 years but		
29				less than 4 years		4
30	750.145d(2)(d)	Variable	D	Using internet or com-		
31				puter to commit crime		
32				punishable by a maximum		
33				term of imprisonment of		
34				at least 4 years but		
35				less than 10 years		10
36	750.145d(2)(e)	Variable	C	Using internet or com-		
37				puter to commit crime		
38				punishable by a maximum		
39				term of imprisonment of		
40				at least 10 years but		
41				less than 15 years		15
42	750.145d(2)(f)	Variable	B	Using internet or		
43				computer to commit		
44				crime punishable by a		

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1				maximum term of	
2				imprisonment of at	
3				least 15 years or for	
4				life	20
5	750.145n(1)	Person	C	Vulnerable adult abuse --	
6				first degree	15
7	750.145n(2)	Person	F	Vulnerable adult abuse --	
8				second degree	4
9	750.145n(3)	Person	G	Vulnerable adult abuse --	
10				third degree	2
11	750.145o	Person	E	Death of vulnerable adult	
12				caused by unlicensed	
13				caretaker	5
14	750.145p(1)	Person	G	Vulnerable adult -- com-	
15				mingling funds,	
16				obstructing investiga-	
17				tion, or filing false	
18				information	2
19	750.145p(2)	Person	G	Retaliation or discrimi-	
20				nation by caregiver	
21				against vulnerable	
22				adult	2
23	750.145p(5)	Person	E	Vulnerable adult -- care-	
24				giver violations --	
25				subsequent offense	5
26	750.147b	Person	G	Ethnic intimidation	2
27	(2) For a violation of section 145d of the Michigan penal				
28	code, 1931 PA 328, MCL 750.145d, determine the offense category,				
29	offense variable level, and prior record variable level based on				
30	the underlying offense.				
31	Enacting section 1. This amendatory act takes effect				
32	March 1, 2002.				
33	Enacting section 2. This amendatory act does not take				
34	effect unless House Bill No. 5032 of the 91st Legislature is				
35	enacted into law.				