

HOUSE BILL No. 6096

May 21, 2002, Introduced by Reps. Meyer, Faunce, Kowall, Tabor, Shackleton, Hager, Julian, Gilbert, Rocca, Patterson, LaSata, Kuipers, Vander Roest, Middaugh, Caul, Vander Veen and Howell and referred to the Committee on Criminal Justice.

A bill to amend 1927 PA 175, entitled
 "The code of criminal procedure,"
 by amending section 13m of chapter XVII (MCL 777.13m), as added
 by 2002 PA 30.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

CHAPTER XVII

Sec. 13m. This chapter applies to the following felonies
 enumerated in chapter 333 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat	Max
333.7341(8)	CS	G	Delivery or manufacture of imitation controlled substance		2
333.7401(2)(a)(i)	CS	A	Delivery or manufacture of 650 or more grams of certain schedule 1 or 2 controlled substances		Life
333.7401(2)(a)(ii)	CS	A	Delivery or manufacture of 225 or more but less		

HB6096, As Passed House, June 27, 2002

2

1				than 650 grams of	
2				certain schedule 1 or 2	
3				controlled substances	30
4	333.7401(2)(a)(iii)CS	B	Delivery or manufacture		
5			of 50 or more but less		
6			than 225 grams of cer-		
7			tain schedule 1 or 2		
8			controlled substances		20
9	333.7401(2)(a)(iv) CS	D	Delivery or manufacture		
10			of less than 50 grams		
11			of certain schedule 1		
12			or 2 controlled		
13			substances		20
14	333.7401(2)(b)(i) CS	B	Delivery or manufacture		
15			of methamphetamine OR		
16			3,4-METHYLENEDIOXYMETH-		
17			AMPHETAMINE		20
18	333.7401(2)(b)(ii) CS	E	Delivery or manufacture		
19			of certain schedule 1,		
20			2, or 3 controlled		
21			substances		7
22	333.7401(2)(c) CS	F	Delivery or manufacture		
23			of schedule 4 con-		
24			trolled substance		4
25	333.7401(2)(d)(i) CS	C	Delivery or manufacture		
26			of 45 or more kilograms		
27			of marijuana		15
28	333.7401(2)(d)(ii) CS	D	Delivery or manufacture		
29			of 5 or more but less		
30			than 45 kilograms of		
31			marijuana		7
32	333.7401(2)(d)(iii)CS	F	Delivery or manufacture		
33			of less than 5 kilo-		
34			grams or 20 plants of		
35			marijuana		4
36	333.7401(2)(e) CS	G	Delivery or manufacture		
37			of schedule 5 con-		
38			trolled substance		2
39	333.7401(2)(f) CS	D	Delivery or manufacture		
40			of an official or coun-		
41			terfeit prescription		
42			form		20

HB6096, As Passed House, June 27, 2002

			3			
1	333.7401(2)(g)	CS	D	Delivery or manufacture		
2				of prescription or		
3				counterfeit form (other		
4				than official)	7	
5	333.7401a	Person	B	Delivering a controlled		
6				substance or GBL with		
7				intent to commit crimi-		
8				nal sexual conduct	20	
9	333.7401b(3)(a)	CS	E	Delivery or manufacture		
10				of GBL	7	
11	333.7401b(3)(b)	CS	G	Possession of GBL	2	
12	333.7401c(2)(a)	CS	D	Operating or maintaining		
13				controlled substance		
14				laboratory	10	
15	333.7401c(2)(b)	CS	B	Operating or maintaining		
16				controlled substance		
17				laboratory in presence		
18				of minor	20	
19	333.7401c(2)(c)	CS	B	Operating or maintaining		
20				controlled substance		
21				laboratory involving		
22				hazardous waste	20	
23	333.7401c(2)(d)	CS	B	Operating or maintaining		
24				controlled substance		
25				laboratory near certain		
26				places	20	
27	333.7401c(2)(e)	CS	A	Operating or maintaining		
28				controlled substance		
29				laboratory involving		
30				firearm or other harm-		
31				ful device	25	
32	333.7402(2)(a)	CS	D	Delivery or manufacture		
33				of certain imitation		
34				controlled substances	10	
35	333.7402(2)(b)	CS	E	Delivery or manufacture		
36				of schedule 1, 2, or 3		
37				imitation controlled		
38				substance	5	
39	333.7402(2)(c)	CS	F	Delivery or manufacture		
40				of imitation schedule 4		
41				controlled substance	4	

HB6096, As Passed House, June 27, 2002

			4			
1	333.7402(2)(d)	CS	G	Delivery or manufacture		
2				of imitation schedule 5		
3				controlled substance	2	
4	333.7402(2)(e)	CS	C	Delivery or manufacture		
5				of controlled substance		
6				analogue	15	
7	333.7403(2)(a)(i)	CS	A	Possession of 650 or more		
8				grams of certain sched-		
9				ule 1 or 2 controlled		
10				substances by juvenile	Life	
11	333.7403(2)(a)(ii)	CS	A	Possession of 225 or more		
12				but less than 650 grams		
13				of certain schedule 1		
14				or 2 controlled		
15				substances	30	
16	333.7403(2)(a)(iii)	CS	B	Possession of 50 or more		
17				but less than 225 grams		
18				of certain schedule 1		
19				or 2 controlled		
20				substances	20	
21	333.7403(2)(a)(iv)	CS	G	Possession of 25 or more		
22				but less than 50 grams		
23				of certain schedule 1		
24				or 2 controlled		
25				substances	4	
26	333.7403(2)(a)(v)	CS	G	Possession of less than		
27				25 grams of certain		
28				schedule 1 or 2 con-		
29				trolled substances	4	
30	333.7403(2)(b)(i)	CS	D	Possession of methamphet-		
31				amine OR		
32				3,4-METHYLENEDIOXYMETH-		
33				AMPHETAMINE	10	
34	333.7403(2)(b)(ii)	CS	G	Possession of certain		
35				schedule 1, 2, 3, or 4		
36				controlled substances		
37				or controlled sub-		
38				stances analogue	2	
39	333.7403(2)(e)	CS	H	Possession of official		
40				prescription form	1	
41	333.7405(a)	CS	G	Controlled substance vio-		
42				lations by licensee	2	

HB6096, As Passed House, June 27, 2002

HB 6096 as amended June 19, 2002

5

1	333.7405(b)	CS	G	Manufacturing or	
2				distribution violations	
3				by licensee	2
4	333.7405(c)	CS	G	Refusing lawful	
5				inspection	2
6	333.7405(d)	CS	G	Maintaining drug house	2
7	333.7407(1)(a)	CS	G	Controlled substance vio-	
8				lations by licensee	4
9	333.7407(1)(b)	CS	G	Use of fictitious,	
10				revoked, or suspended	
11				license number	4
12	333.7407(1)(c)	CS	G	Obtaining controlled sub-	
13				stance by fraud	4
14	333.7407(1)(d)	CS	G	False reports under con-	
15				trolled substance	
16				article	4
17	333.7407(1)(e)	CS	G	Possession of counter-	
18				feiting implements	4
19	333.7407(1)(f)	CS	F	Disclosing or obtaining	
20				prescription	
21				information	4
22	333.7407(1)(g)	CS	F	Possession of counterfeit	
23				prescription form	4
24	333.7407(2)	CS	G	Refusing to furnish	
25				records under con-	
26				trolled substance	
27				article	4
28	333.7410a	CS	G	Controlled substance	
29				offense or offense	
30				involving GBL in or	
31				near a park	2

[Enacting section 1. This amendatory act takes effect January 1, 2003.]

32 Enacting section [2]. This amendatory act does not take
33 effect unless House Bill No. 6095
34 of the 91st Legislature is enacted into
35 law.