

# HOUSE BILL No. 4205

February 13, 2001, Introduced by Reps. Schermesser, Bovin, O'Neil, Plakas, Wojno, Jacobs, Anderson, Dennis, Hale, Gielegem, Schauer and Spade and referred to the Committee on Criminal Justice.

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:

CHAPTER XVII

Sec. 16g. (1) This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat	Max
750.135	Person	D	Exposing children with intent to injure or abandon	10	
750.136b(f)(2)	Person	B	Child abuse -- first degree	15	
750.136b(f)(3)	Person	F	Child abuse -- second degree	4	
750.136b(f)(4)	Person	G	Child abuse -- third degree	2	

1	750.136c	Person	B	Buying or selling an individual	20
2					
3	750.145b	Person	F	Accosting children for immoral purposes -- subsequent offense	4
4					
5					
6	750.145c(2)	Person	B	Child sexually abusive activity or materials -- active involvement	20
7					
8					
9	750.145c(3)	Person	D	Child sexually abusive activity or materials -- distributing, promoting, or financing	7
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12					
13	750.145d(2)(b)	Variable	G	Using internet or computer to commit crime punishable by a maximum term of imprisonment of at least 1 year but less than 2 years	2
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18	750.145d(2)(c)	Variable	F	Using internet or computer to commit crime punishable by a maximum term of imprisonment of at least 2 years but less than 4 years	4
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23	750.145d(2)(d)	Variable	D	Using internet or computer to THREATEN TO KILL OR INJURE OR TO commit crime punishable by a maximum term of imprisonment of at least 4 years but less than 10 years	10
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30	750.145d(2)(e)	Variable	C	Using internet or computer to commit crime punishable by a maximum term of imprisonment of at least 10 years but less than 15 years	15
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35	750.145d(2)(f)	Variable	B	Using internet or computer to commit crime punishable by a maximum term of imprisonment of at least 15 years or for life	20
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40	750.145n(1)	Person	C	Vulnerable adult abuse -- first degree	15
41					
42	750.145n(2)	Person	F	Vulnerable adult abuse -- second degree	4
43					

1	750.145n(3)	Person	G	Vulnerable adult abuse --	
2				third degree	2
3	750.145o	Person	E	Death of vulnerable adult	
4				caused by unlicensed	
5				caretaker	5
6	750.145p(1)	Person	G	Vulnerable adult -- commingl-	
7				ing funds, obstructing	
8				investigation, or filing	
9				false information	2
10	750.145p(2)	Person	G	Retaliation or discrimination	
11				by caregiver against vulner-	
12				able adult	2
13	750.145p(5)	Person	E	Vulnerable adult -- caregiver	
14				violations -- subsequent	
15				offense	5
16	750.147b	Person	G	Ethnic intimidation	2

17       (2) For a violation of section 145d of the Michigan penal  
18 code, 1931 PA 328, MCL 750.145d, determine the offense category,  
19 offense variable level, and prior record variable level based on  
20 the underlying offense.

21       Enacting section 1. This amendatory act does not take  
22 effect unless Senate Bill No. \_\_\_\_\_ or House Bill No. 4204  
23 (request no. 00895'01) of the 91st Legislature is enacted into  
24 law.