

HOUSE BILL No. 4663

April 24, 2001, Introduced by Reps. McConico, Godchaux, Kolb, Jacobs, Thomas, Woodward, Minore, Lipsey, Rivet, Plakas, Neumann, Rich Brown, Schauer, Gielegthem, Dennis, Garza, Clark, Murphy, Phillips, Zelenko, Waters, Williams, Switalski, Stallworth, Basham and Lemmons 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	C	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 2	750.136c	Person	B	Buying or selling an individual	20
3 4	750.145b	Person	F	Accosting children for immoral purposes -- second offense	4
5 6 7	750.145c(2)	Person	B	Child sexually abusive activity or materials -- active involvement	20
8 9 10 11	750.145c(3)	Person	D	Child sexually abusive activity or materials -- distributing, promoting, or financing	7
12 13 14 15 16	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
17 18 19 20 21	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
22 23 24 25 26	750.145d(2)(d)	Variable	D	Using internet or computer to commit crime punishable by a maximum term of imprisonment of at least 4 years but less than 10 years	10
27 28 29 30 31	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
32 33 34 35 36	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
37 38	750.145n(1)	Person	C	Vulnerable adult abuse -- first degree	15
39 40	750.145n(2)	Person	F	Vulnerable adult abuse -- second degree	4
41 42	750.145n(3)	Person	G	Vulnerable adult abuse -- third degree	2

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

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

19 Enacting section 1. This amendatory act does not take
20 effect unless Senate Bill No. _____ or House Bill No. 4662
21 (request no. 01090'01) of the 91st Legislature is enacted into
22 law.