

# SENATE BILL No. 411

April 19, 2001, Introduced by Senator PETERS and referred to the Committee on Judiciary.

A bill to amend 1927 PA 175, entitled  
"The code of criminal procedure,"  
by amending section 13 of chapter XVII (MCL 777.13), as amended  
by 2000 PA 412.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 CHAPTER XVII  
2 Sec. 13. This chapter applies to the following felonies  
3 enumerated in chapters 300 to 399 of the Michigan Compiled Laws:

4	M.C.L.	Category Class Description			Stat Max
5	324.1608	Person	G	Resisting and obstructing con-	2
6				servation officer	
7	<del>324.2157(3)</del>	<del>Property</del>	<del>H</del>	<del>State owned property -- dam-</del>	<del>180</del>
8				<del>ages of \$1,000 or more</del>	
9					<del>days</del>

01929'01 a TVD

1 2 3	324.2157(1)(B)(ii)	PROPERTY	G	DAMAGING STATE PROPERTY HAVING VALUE OF \$100 TO \$500 WITH PRIOR CONVICTION	2
4 5	324.2157(1)(C)	PROPERTY	G	DAMAGING STATE PROPERTY HAVING VALUE OF \$500 OR MORE	2
6	324.3115(2)	Pub saf	H	Waste discharge violations	2
7 8	324.3115(4)	Pub saf	G	Waste discharge violations -- substantial endangerment	5
9	324.5531(4)	Pub saf	H	Knowingly releasing pollutants	2
10 11 12	324.5531(5)	Pub saf	G	Knowingly releasing pollutants -- causing death or serious bodily injury	6
13 14 15	324.5531(6)	Pub saf	C	Knowingly releasing pollutants -- resulting in death or serious bodily injury	15
16 17 18	324.8905(2)	Pub saf	H	Infectious waste/pathological waste/sharps -- littering violation	2
19 20 21 22	324.8905(3)	Pub saf	G	Infectious waste/pathological waste/sharps -- littering violation -- subsequent offense	5
23 24	324.11151(2)	Pub saf	H	Hazardous waste violations -- subsequent offense	2
25 26 27	324.11151(3)	Pub saf	H	Hazardous waste violation -- with disregard for human life	2
28 29 30	324.11151(3)	Pub saf	G	Hazardous waste violation -- with extreme indifference for human life	5
31 32 33	324.12116(2)	Pub saf	H	Waste -- false statement or entry in a license application	2
34 35 36	324.20139(3)	Pub saf	H	Hazardous waste -- knowingly releases or causes the release	2
37 38 39	324.21324(1)	Pub saf	G	Underground storage tanks -- false or misleading information	5

1	324.21548(1)	Pub trst	H	False statement, report,	
2				claim, bid, work invoice, or	
3				other request for payment	5
4	324.30316(3)	Pub saf	H	NREPA violation -- subsequent	
5				offense	2
6	324.31525	Person	G	NREPA -- imminent danger of	
7				death or serious injury --	
8				subsequent offense	2
9	324.33939(1)	Pub trst	H	NREPA violation for commercial	
10				purposes	2
11	324.40118(11)	Pub ord	G	Wildlife conservation --	
12				buying selling protected	
13				animals -- subsequent	
14				offense	4
15	324.51120(2)	Property	H	Removing forest products over	
16				\$2,500	3
17	324.51512	Pub saf	D	Willfully setting forest fires	10
18	<del>324.52908(3)</del>	<del>Property</del>	<del>H</del>	<del>Illegally cutting, removing,</del>	
19				<del>or transporting tree or</del>	
20				<del>other plant involving \$1,000</del>	
21				<del>or more</del>	<del>180</del>
22					days
23	324.52908(1)(B)(ii)	PROPERTY	G	CUTTING, REMOVING, OR TRANS-	
24				PORTING PLANT HAVING VALUE	
25				OF \$100 TO \$500 WITH PRIOR	
26				CONVICTION	2
27	324.52908(1)(C)	PROPERTY	G	CUTTING, REMOVING, OR TRANS-	
28				PORTING PLANT HAVING VALUE	
29				OF \$500 OR MORE	2
30	324.61511	Pub trst	G	False affidavit under NREPA	5
31	324.61521(1)	Pub trst	G	Evading rule under NREPA	3
32	<del>324.76107(4)</del>				
33	324.76107(4)(B)(ii)	Pub trst	G	Recovering abandoned property	
34				in Great Lakes HAVING VALUE	
35				OF \$100 TO \$500 WITH PRIOR	
36				CONVICTION without permit	2
37	324.76107(4)(C)	PUB TRST	G	RECOVERING ABANDONED PROPERTY	
38				IN GREAT LAKES HAVING VALUE	
39				OF \$500 OR MORE WITHOUT	
40				PERMIT	2

1 2	324.80130d(1)	Pub ord	H	False representation to obtain personal information	4
3 4 5	324.80130d(2)	Pub ord	G	False representation to obtain personal information -- second offense	7
6 7 8	324.80130d(3)	Pub ord	C	False representation to obtain personal information -- third or subsequent offense	15
9 10	324.80172	Person	G	Negligent crippling or homicide by vessel	2
11 12	324.80173	Person	G	Felonious operation of a vessel	2
13 14	324.80176(4)	Person	C	Operating a vessel under the influence causing death	15
15 16 17	324.80176(5)	Person	E	Operating a vessel under the influence causing long-term incapacitating injury	5
18 19 20	324.80177(1)(c)	Pub saf	E	Operating a vessel under the influence -- third or subsequent offense	5
21 22	324.80319a(1)	Pub ord	H	False representation to obtain personal information	4
23 24 25	324.80319a(2)	Pub ord	G	False representation to obtain personal information -- second offense	7
26 27 28	324.80319a(3)	Pub ord	C	False representation to obtain personal information -- third or subsequent offense	15
29 30	324.81120(1)	Pub ord	H	False representation to obtain personal information	4
31 32 33	324.81120(2)	Pub ord	G	False representation to obtain personal information -- second offense	7
34 35 36	324.81120(3)	Pub ord	C	False representation to obtain personal information -- third or subsequent offense	15
37 38 39	324.81134(6)	Pub saf	E	Operating an ORV under the influence -- third or subsequent offense	4

1 2	324.81134(7)	Person	C	Operating an ORV under the influence causing death	15
3 4 5	324.81134(8)	Person	E	Operating an ORV under the influence causing serious impairment	5
6 7 8 9	324.82126c(1)	Person	G	Operating a snowmobile carelessly or negligently causing death or serious impairment	2
10 11 12	324.82126c(2)	Person	G	Operating a snowmobile without regard to safety causing serious impairment	2
13 14	324.82127(4)	Person	C	Operating a snowmobile under the influence causing death	15
15 16 17 18	324.82127(5)	Person	E	Operating a snowmobile under the influence causing long-term incapacitating injury	5
19 20 21	324.82128(1)(c)	Pub saf	E	Operating a snowmobile under the influence -- third or subsequent offense	5
22 23	324.82160(1)	Pub ord	H	False representation to obtain personal information	4
24 25 26	324.82160(2)	Pub ord	G	False representation to obtain personal information -- second offense	7
27 28 29	324.82160(3)	Pub ord	C	False representation to obtain personal information -- third or subsequent offense	15
30 31	328.232	Property	E	Conversion of funeral contracts	5
32 33 34	333.2685	Person	E	Use of a live human embryo, fetus for nontherapeutic research	5
35 36 37	333.2688	Person	E	Research on dead embryo or fetus without mother's consent	5
38	333.2689	Person	E	Abortion to obtain embryo	5
39 40	333.2690	Person	E	Sale or delivery of fetus or embryo	5

1	333.2813(3)	Pub trst	F	Unauthorized disclosure of	
2				social security number --	
3				subsequent offense	4
4	333.2835(9)	Pub trst	G	Disclosing confidential infor-	
5				mation -- abortion	3
6	333.5210	Person	F	AIDS -- sexual penetration	
7				with uninformed partner	4
8	333.5661	Person	F	Fraud resulting in patient	
9				death	4
10	333.7341(8)	CS	G	Delivery or manufacture of	
11				imitation controlled	
12				substance	2
13	333.7401(2)(a)(i)	CS	A	Delivery or manufacture of 650	
14				or more grams of certain	
15				schedule 1 or 2 controlled	
16				substances	Life
17	333.7401(2)(a)(ii)	CS	A	Delivery or manufacture of 225	
18				or more but less than 650	
19				grams of certain schedule 1	
20				or 2 controlled substances	30
21	333.7401(2)(a)(iii)	CS	B	Delivery or manufacture of 50	
22				or more but less than 225	
23				grams of certain schedule 1	
24				or 2 controlled substances	20
25	333.7401(2)(a)(iv)	CS	D	Delivery or manufacture of	
26				less than 50 grams of cer-	
27				tain schedule 1 or 2 con-	
28				trolled substances	20
29	333.7401(2)(b)(i)	CS	B	Delivery or manufacture of	
30				methamphetamine	20
31	333.7401(2)(b)(ii)	CS	E	Delivery or manufacture of	
32				certain schedule 1, 2, or 3	
33				controlled substances	7
34	333.7401(2)(c)	CS	F	Delivery or manufacture of	
35				schedule 4 controlled	
36				substance	4
37	333.7401(2)(d)(i)	CS	C	Delivery or manufacture of 45	
38				or more kilograms of	
39				marijuana	15

1	333.7401(2)(d)(ii)	CS	D	Delivery or manufacture of 5	
2				or more but less than 45	
3				kilograms of marijuana	7
4	333.7401(2)(d)(iii)	CS	F	Delivery or manufacture of	
5				less than 5 kilograms or 20	
6				plants of marijuana	4
7	333.7401(2)(e)	CS	G	Delivery or manufacture of	
8				schedule 5 controlled	
9				substance	2
10	333.7401(2)(f)	CS	D	Delivery or manufacture of an	
11				official or counterfeit pre-	
12				scription form	20
13	333.7401(2)(g)	CS	D	Delivery or manufacture of	
14				prescription or counterfeit	
15				form (other than official)	7
16	333.7401a	Person	B	Delivering a controlled sub-	
17				stance or GBL with intent to	
18				commit criminal sexual	
19				conduct	20
20	333.7401b(3)(a)	CS	E	Delivery or manufacture of GBL	7
21	333.7401b(3)(b)	CS	G	Possession of GBL	2
22	333.7401c(2)(a)	CS	D	Operating or maintaining con-	
23				trolled substance laboratory	10
24	333.7401c(2)(b)	CS	B	Operating or maintaining con-	
25				trolled substance laboratory	
26				in presence of minor	20
27	333.7401c(2)(c)	CS	B	Operating or maintaining con-	
28				trolled substance laboratory	
29				involving hazardous waste	20
30	333.7401c(2)(d)	CS	B	Operating or maintaining con-	
31				trolled substance laboratory	
32				near certain places	20
33	333.7401c(2)(e)	CS	A	Operating or maintaining con-	
34				trolled substance laboratory	
35				involving firearm or other	
36				harmful device	25
37	333.7402(2)(a)	CS	D	Delivery or manufacture of	
38				certain imitation controlled	
39				substances	10

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



1 2	333.7405(b)	CS	G	Manufacturing or distribution violations by licensee	2
3	333.7405(c)	CS	G	Refusing lawful inspection	2
4	333.7405(d)	CS	G	Maintaining drug house	2
5 6	333.7407(1)(a)	CS	G	Controlled substance violations by licensee	4
7 8	333.7407(1)(b)	CS	G	Use of fictitious, revoked, or suspended license number	4
9 10	333.7407(1)(c)	CS	G	Obtaining controlled substance by fraud	4
11 12	333.7407(1)(d)	CS	G	False reports under controlled substance article	4
13 14	333.7407(1)(e)	CS	G	Possession of counterfeiting implements	4
15 16	333.7407(1)(f)	CS	F	Disclosing or obtaining prescription information	4
17 18	333.7407(1)(g)	CS	F	Possession of counterfeit prescription form	4
19 20 21	333.7407(2)	CS	G	Refusing to furnish records under controlled substance article	4
22 23 24	333.7410a	CS	G	Controlled substance offense or offense involving GBL in or near a park	2
25 26	333.10204(1)	Pub ord	F	Transferring a human organ for valuable consideration	4
27 28	333.10204(4)	Pub saf	F	Removal of a human organ by an unauthorized individual	4
29 30	333.10205	Pub saf	F	Removal of a human organ in an unapproved facility	4
31 32	333.13738(2)	Pub saf	F	Waste disposal violations -- second offense	5
33 34	333.13738(3)	Pub saf	F	Disposing of waste -- indifference to human life	2
35 36		Pub saf	B	Disposing of waste -- extreme indifference to human life	20

1	333.16170(3)	Pub trst	F	False representation -- health	
2				professional recovery	
3				program	4
4	333.16294	Pub saf	F	Health profession -- unautho-	
5				rized practice	4
6	333.17766a(2)	CS	F	Possession of steroids -- sub-	
7				sequent offense	4
8	333.17766a(3)	CS	E	Delivery or manufacture of	
9				steroids	7
10	333.17766a(4)	CS	G	Delivery of imitation steroids	7
11	333.17766c(2)	CS	G	Possession of more than 10	
12				grams ephedrine	2
13	333.20142(5)	Pub trst	F	False statement -- application	
14				licensure health facility	4
15	333.21792	Pub trst	G	Nursing homes -- referral	
16				fees/bribing officials/	
17				accepting bribes	4
18	338.1053	Pub trst	F	Private security business and	
19				security alarm act violation	4
20	338.3434a(2)	Pub trst	F	Unauthorized disclosure of a	
21				social security number --	
22				subsequent offense	4
23	388.936	Pub trst	F	Knowingly making false state-	
24				ment -- school district	
25				loans	4
26	388.962	Pub trst	F	Knowingly making false state-	
27				ment -- school district	
28				loans	4
29	Enacting section 1. This amendatory act does not take				
30	effect unless Senate Bill No. 410				
31	of the 91st Legislature is enacted into				
32	law.				