

SENATE BILL No. 992

January 9, 2002, Introduced by Senator HOFFMAN 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 2001 PA 156.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

CHAPTER XVII

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

M.C.L.	Category	Class	Description	Stat	Max
324.1608	Person	G	Resisting and obstructing conservation officer	2	
324.2157(1)(c)	Property	E	Damage to state property involving \$1,000 to \$20,000 or with prior convictions	5	

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1	324.2157(1)(d)	Property	D	Damage to state property	
2				involving \$20,000 or	
3				more or with prior	
4				convictions	10
5	324.3115(2)	Pub saf	H	Waste discharge viola-	
6				tions	2
7	324.3115(4)	Pub saf	G	Waste discharge viola-	
8				tions -- substantial	
9				endangerment	5
10	324.5531(4)	Pub saf	H	Knowingly releasing	
11				pollutants	2
12	324.5531(5)	Pub saf	G	Knowingly releasing pol-	
13				lutants -- causing	
14				death or serious bodily	
15				injury	6
16	324.5531(6)	Pub saf	C	Knowingly releasing pol-	
17				lutants -- resulting in	
18				death or serious bodily	
19				injury	15
20	324.8905(2)	Pub saf	H	Infectious	
21				waste/pathological	
22				waste/sharps -- litter-	
23				ing violation	2
24	324.8905(3)	Pub saf	G	Infectious	
25				waste/pathological	
26				waste/sharps -- litter-	
27				ing violation -- subse-	
28				quent offense	5
29	324.11151(2)	Pub saf	H	Hazardous waste viola-	
30				tions -- subsequent	
31				offense	2
32	324.11151(3)	Pub saf	H	Hazardous waste violation	
33				-- with disregard for	
34				human life	2
35	324.11151(3)	Pub saf	G	Hazardous waste violation	
36				-- with extreme indif-	
37				ference for human life	5
38	324.12116(2)	Pub saf	H	Waste -- false statement	
39				or entry in a license	
40				application	2

1	324.20139(3)	Pub saf	H	Hazardous waste --	
2				knowingly releases or	
3				causes the release	2
4	324.21324(1)	Pub saf	G	Underground storage tanks	
5				-- false or misleading	
6				information	5
7	324.21548(1)	Pub trst	H	False statement, report,	
8				claim, bid, work	
9				invoice, or other	
10				request for payment	5
11	324.30316(3)	Pub saf	H	NREPA violation -- subse-	
12				quent offense	2
13	324.31525	Person	G	NREPA -- imminent danger	
14				of death or serious	
15				injury -- subsequent	
16				offense	2
17	324.33939(1)	Pub trst	H	NREPA violation for com-	
18				mercial purposes	2
19	324.40118(11)	Pub ord	G	Wildlife conservation --	
20				buying or selling pro-	
21				ected animals -- sub-	
22				sequent offense	4
23	324.51120(2)	Property	H	Removing forest products	
24				over \$2,500	3
25	324.51512	Pub saf	D	Willfully setting forest	
26				fires	10
27	324.52908(1)(c)	Property	E	Damage to plant involving	
28				\$1,000 to \$20,000 or	
29				with prior convictions	5
30	324.52908(1)(d)	Property	D	Damage to plant involving	
31				\$20,000 or more or with	
32				prior convictions	10
33	324.61511	Pub trst	G	False affidavit under	
34				NREPA	5
35	324.61521(1)	Pub trst	G	Evading rule under NREPA	3
36	324.76107(3)	Pub ord	D	Removing or mutilating	
37				human body from Great	
38				Lakes bottomland	10
39	324.76107(4)(c)	Property	E	Recovering abandoned	
40				property in Great Lakes	

1				having value of \$1,000	
2				to \$20,000 or with	
3				prior convictions	5
4	324.76107(4)(d)	Property	D	Recovering abandoned	
5				property in Great Lakes	
6				having value of \$20,000	
7				or more or with prior	
8				convictions	10
9	324.80130d(1)	Pub ord	H	False representation to	
10				obtain personal	
11				information	4
12	324.80130d(2)	Pub ord	G	False representation to	
13				obtain personal infor-	
14				mation -- second	
15				offense	7
16	324.80130d(3)	Pub ord	C	False representation to	
17				obtain personal infor-	
18				mation -- third or sub-	
19				sequent offense	15
20	324.80172	Person	G	Negligent crippling or	
21				homicide by vessel	2
22	324.80173	Person	G	Felonious operation of a	
23				vessel	2
24	324.80176(4)	Person	C	Operating a vessel under	
25				the influence causing	
26				death	15
27	324.80176(5)	Person	E	Operating a vessel under	
28				the influence causing	
29				serious impairment	5
30	324.80177(1)(c)	Pub saf	E	Operating a vessel under	
31				the influence -- third	
32				or subsequent offense	5
33	324.80319a(1)	Pub ord	H	False representation to	
34				obtain personal	
35				information	4
36	324.80319a(2)	Pub ord	G	False representation to	
37				obtain personal infor-	
38				mation -- second	
39				offense	7
40	324.80319a(3)	Pub ord	C	False representation to	
41				obtain personal	

1				information -- third or	
2				subsequent offense	15
3	324.81120(1)	Pub ord	H	False representation to	
4				obtain personal	
5				information	4
6	324.81120(2)	Pub ord	G	False representation to	
7				obtain personal infor-	
8				mation -- second	
9				offense	7
10	324.81120(3)	Pub ord	C	False representation to	
11				obtain personal infor-	
12				mation -- third or sub-	
13				sequent offense	15
14	324.81134(6)	Pub saf	E	Operating an ORV under	
15				the influence -- third	
16				or subsequent offense	5
17	324.81134(7)	Person	C	Operating an ORV under	
18				the influence causing	
19				death	15
20	324.81134(8)	Person	E	Operating an ORV under	
21				the influence causing	
22				serious impairment	5
23	324.82126c(1)	Person	G	Operating a snowmobile	
24				carelessly or negli-	
25				gently causing death or	
26				serious impairment	2
27	324.82126c(2)	Person	G	Operating a snowmobile	
28				without regard to	
29				safety causing serious	
30				impairment	2
31	324.82127(4)	Person	C	Operating a snowmobile	
32				under the influence	
33				causing death	15
34	324.82127(5)	Person	E	Operating a snowmobile	
35				under the influence	
36				causing serious	
37				impairment	5
38	324.82128(1)(c)	Pub saf	E	Operating a snowmobile	
39				under the influence --	
40				third or subsequent	
41				offense	5

1	324.82160(1)	Pub ord	H	False representation to	
2				obtain personal	
3				information	4
4	324.82160(2)	Pub ord	G	False representation to	
5				obtain personal infor-	
6				mation -- second	
7				offense	7
8	324.82160(3)	Pub ord	C	False representation to	
9				obtain personal infor-	
10				mation -- third or sub-	
11				sequent offense	15
12	328.232	Property	E	Conversion of funeral	
13				contracts	5
14	333.2685	Person	E	Use of a live human	
15				embryo, fetus for non-	
16				therapeutic research	5
17	333.2688	Person	E	Research on dead embryo	
18				or fetus without	
19				mother's consent	5
20	333.2689	Person	E	Abortion to obtain embryo	5
21	333.2690	Person	E	Sale or delivery of fetus	
22				or embryo	5
23	333.2813(3)	Pub trst	F	Unauthorized disclosure	
24				of social security	
25				number -- subsequent	
26				offense	4
27	333.2835(9)	Pub trst	G	Disclosing confidential	
28				information -- abortion	3
29	333.5210	Person	F	AIDS -- sexual penetra-	
30				tion with uninformed	
31				partner	4
32	333.5661	Person	F	Fraud resulting in	
33				patient death	4
34	333.7341(8)	CS	G	Delivery or manufacture	
35				of imitation controlled	
36				substance	2
37	333.7401(2)(a)(i)	CS	A	Delivery or manufacture	
38				of 650 or more grams of	
39				certain schedule 1 or 2	
40				controlled substances	Life

1	333.7401(2)(a)(ii) CS	A	Delivery or manufacture	
2			of 225 or more but less	
3			than 650 grams of cer-	
4			tain schedule 1 or 2	
5			controlled substances	30
6	333.7401(2)(a)(iii)CS	B	Delivery or manufacture	
7			of 50 or more but less	
8			than 225 grams of cer-	
9			tain schedule 1 or 2	
10			controlled substances	20
11	333.7401(2)(a)(iv) CS	D	Delivery or manufacture	
12			of less than 50 grams	
13			of certain schedule 1	
14			or 2 controlled	
15			substances	20
16	333.7401(2)(b)(i) CS	B	Delivery or manufacture	
17			of methamphetamine	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

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

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	
31				methamphetamine	10
32	333.7403(2)(b)(ii)	CS	G	Possession of certain	
33				schedule 1, 2, 3, or 4	
34				controlled substances	
35				or controlled sub-	
36				stances analogue	2
37	333.7403(2)(e)	CS	H	Possession of official	
38				prescription form	1
39	333.7405(a)	CS	G	Controlled substance vio-	
40				lations by licensee	2
41	333.7405(b)	CS	G	Manufacturing or	
42				distribution violations	
43				by licensee	2

1	333.7405(c)	CS	G	Refusing lawful inspection	2
2					
3	333.7405(d)	CS	G	Maintaining drug house	2
4	333.7407(1)(a)	CS	G	Controlled substance violations by licensee	4
5					
6	333.7407(1)(b)	CS	G	Use of fictitious, revoked, or suspended license number	4
7					
8					
9	333.7407(1)(c)	CS	G	Obtaining controlled substance by fraud	4
10					
11	333.7407(1)(d)	CS	G	False reports under controlled substance article	4
12					
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					
19	333.7407(1)(g)	CS	F	Possession of counterfeit prescription form	4
20					
21	333.7407(2)	CS	G	Refusing to furnish records under controlled substance article	4
22					
23					
24					
25	333.7410a	CS	G	Controlled substance offense or offense involving GBL in or near a park	2
26					
27					
28					
29	333.10204(1)	Pub ord	F	Transferring a human organ for valuable consideration	4
30					
31					
32	333.10204(4)	Pub saf	F	Removal of a human organ by an unauthorized individual	4
33					
34					
35	333.10205	Pub saf	F	Removal of a human organ in an unapproved facility	4
36					
37					
38	333.13738(2)	Pub saf	F	Waste disposal violations -- second offense	5
39					

1	333.13738(3)	Pub saf	F	Disposing of waste --	
2				indifference to human	
3				life	2
4		Pub saf	B	Disposing of waste --	
5				extreme indifference to	
6				human life	20
7	333.16170(3)	Pub trst	F	False representation --	
8				health professional	
9				recovery program	4
10	333.16294	Pub saf	F	Health profession --	
11				unauthorized practice	4
12	333.17766a(2)	CS	F	Possession of steroids --	
13				subsequent offense	4
14	333.17766a(3)	CS	E	Delivery or manufacture	
15				of steroids	7
16	333.17766a(4)	CS	G	Delivery of imitation	
17				steroids	7
18	333.17766c(2)	CS	G	Possession of more than	
19				10 grams ephedrine	2
20	333.20142(5)	Pub trst	F	False statement -- appli-	
21				cation licensure health	
22				facility	4
23	333.21792	Pub trst	G	Nursing homes -- referral	
24				fees/bribing officials/	
25				accepting bribes	4
26	338.823	PUB TRST	F	ENGAGING IN BUSINESS AS	
27				PRIVATE DETECTIVE OR	
28				PRIVATE INVESTIGATOR	
29				WITHOUT A LICENSE	4
30	338.1053	Pub trst	F	Private security business	
31				and security alarm act	
32				violation	4
33	338.3434a(2)	Pub trst	F	Unauthorized disclosure	
34				of a social security	
35				number -- subsequent	
36				offense	4
37	388.936	Pub trst	F	Knowingly making false	
38				statement -- school	
39				district loans	4

1 388.962 Pub trst F Knowingly making false
2 statement -- school
3 district loans 4

4 Enacting section 1. This amendatory act does not take
5 effect unless Senate Bill No. _____ or House Bill No. _____
6 (request no. 06118'01) of the 91st Legislature is enacted into
7 law.