

Act No. 268
Public Acts of 2003
Approved by the Governor
January 8, 2004
Filed with the Secretary of State
January 8, 2004
EFFECTIVE DATE: April 1, 2004

**STATE OF MICHIGAN
92ND LEGISLATURE
REGULAR SESSION OF 2003**

Introduced by Senators Sanborn, Toy, Gilbert and Garcia

ENROLLED SENATE BILL No. 508

AN ACT to amend 1927 PA 175, entitled "An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act," by amending section 16i of chapter XVII (MCL 777.16i), as amended by 2002 PA 278.

The People of the State of Michigan enact:

CHAPTER XVII

Sec. 16i. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
750.158	Pub ord	E	Sodomy	15
750.159j	Pub saf	B	Racketeering	20
750.160	Pub ord	D	Disinterring or mutilating dead human body	10
750.160a	Pub ord	H	Photographing dead human body	2
750.160c	Pub ord	D	Improper disposal of dead human body after more than 180 days	10
750.161	Pub ord	G	Desertion/abandonment/nonsupport	3
750.164	Pub ord	F	Desertion to escape prosecution	4
750.165	Pub ord	F	Failing to pay support	4
750.171	Person	E	Duelling	10

750.174(4)	Property	E	Embezzlement by agent of \$1,000 to \$20,000 or with prior convictions	5
750.174(5)	Property	D	Embezzlement by agent of \$20,000 or more or \$1,000 to \$20,000 with prior convictions	10
750.174a(4)	Property	E	Embezzlement by person in a relationship of trust with a vulnerable adult of \$1,000 to \$20,000 or with prior convictions	5
750.174a(5)	Property	D	Embezzlement by person in a relationship of trust with a vulnerable adult of \$20,000 or more or \$1,000 to \$20,000 with prior convictions	10
750.175	Pub trst	D	Embezzlement by public official over \$50	10
750.176	Pub trst	E	Embezzlement by administrator/executor/guardian	10
750.177(2)	Property	D	Embezzlement by chattel mortgagor of \$20,000 or more or \$1,000 to \$20,000 with prior convictions	10
750.177(3)	Property	E	Embezzlement by chattel mortgagor of \$1,000 to \$20,000 or with prior convictions	5
750.178(2)	Property	D	Embezzlement of mortgaged or leased property of \$20,000 or more or \$1,000 to \$20,000 with prior convictions	10
750.178(3)	Property	E	Embezzling mortgaged or leased property with value of \$1,000 to \$20,000 or with prior convictions	5
750.180	Property	D	Embezzlement by financial institutions	20
750.181(4)	Property	E	Embezzling jointly held property with value of \$1,000 to \$20,000 or with prior convictions	5
750.181(5)	Property	D	Embezzling jointly held property with value of \$20,000 or more or \$1,000 to \$20,000 with prior convictions	10
750.182	Property	G	Embezzlement by warehouses	4
750.182a	Pub trst	H	Falsifying school records	2

Enacting section 1. This amendatory act does not take effect unless Senate Bill No. 511 of the 92nd Legislature is enacted into law.

Enacting section 2. This amendatory act takes effect April 1, 2004.

This act is ordered to take immediate effect.

Carol Morey Viventi

Secretary of the Senate

Jay E. Randall

Clerk of the House of Representatives

Approved

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Governor