

Act No. 457
Public Acts of 2004
Approved by the Governor
December 22, 2004
Filed with the Secretary of State
December 28, 2004
EFFECTIVE DATE: March 1, 2005

**STATE OF MICHIGAN
92ND LEGISLATURE
REGULAR SESSION OF 2004**

Introduced by Rep. Van Regenmorter

ENROLLED HOUSE BILL No. 6169

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 sections 14h and 16o of chapter XVII (MCL 777.14h and 777.16o), section 14h as amended by 2003 PA 134 and section 16o as amended by 2000 PA 389.

The People of the State of Michigan enact:

CHAPTER XVII

Sec. 14h. This chapter applies to the following felonies enumerated in chapter 445 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
445.65	Pub ord	E	Identity theft	5
445.67	Pub ord	E	Obtain, possess, sell, or transfer personal identifying information of another or falsify a police report with intent to commit identity theft	5

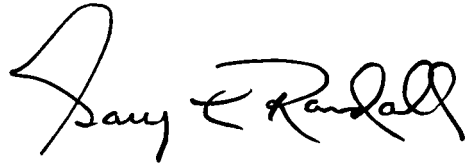
445.487(2)	Pub ord	H	Precious metal and gem dealer failure to record material matter — subsequent offense	2
445.488(2)	Pub ord	H	Precious metal and gem dealer violations — subsequent offense	2
445.489	Pub ord	H	Precious metal and gem dealer violations	2
445.490	Pub ord	H	Precious metal and gem dealer failure to obtain a certificate of registration	2
445.779	Pub ord	H	Antitrust violation	2
445.1505	Pub trst	G	Franchise investment law — fraudulent filing/offers	7
445.1508	Pub trst	G	Franchise investment law — sale without proper disclosure	7
445.1513	Pub trst	G	Franchise investment law — illegal offers/sales	7
445.1520	Pub trst	G	Franchise investment law — keeping records	7
445.1521	Pub trst	G	Franchise investment law — false representation	7
445.1523	Pub trst	G	Franchise investment law — false statements of material fact	7
445.1525	Pub trst	G	Franchise investment law — false advertising	7
445.1528	Pub trst	D	Pyramid/chain promotions — offer or sell	7
445.1671	Pub trst	E	Mortgage brokers, lenders — knowingly giving a false statement	15
445.1679	Pub trst	H	Mortgage brokers act — general violations	3
445.2507(2)	Pub ord	F	Violation of unsolicited commercial e-mail protection act in furtherance of crime	4

Sec. 160. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

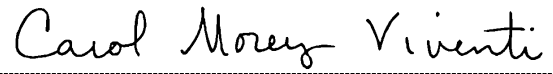
M.C.L.	Category	Class	Description	Stat Max
750.271	Property	E	Fraudulently issuing or selling domestic securities	10
750.272	Property	G	Sale of fraudulent stock of foreign corporations	10
750.273	Property	E	Obtaining signature to financial document with intent to defraud	10
750.274	Property	E	Fraud — purchasing/collecting on fraudulent financial document	10
750.276	Property	G	Fraud — promise to vendee of grain at fictitious price	4
750.277	Pub trst	G	Promise to vendee of grain to sell at a fictitious price — sale and transfer	4
750.278	Property	G	Fraud — warehouse receipts	5
750.279	Property	G	Fraud — disposition of exhausted property	4
750.280	Property	E	Gross frauds/cheats at common law	10
750.282	Pub ord	G	Public utility — fraudulent use over \$500	4
750.300	Pub ord	G	Animals — killing/injuring to defraud insurance company	2
750.300a(1)(a)	Property	G	Food stamp fraud — \$250 or less — second offense	5
	Property	G	Food stamp fraud — \$250 or less — third or subsequent offense	10
750.300a(1)(b)	Property	E	Food stamp fraud — more than \$250 to \$1,000	5
	Property	E	Food stamp fraud — more than \$250 to \$1,000 — subsequent offense	10
750.300a(1)(c)	Property	E	Food stamp fraud — over \$1,000	10
750.303	Pub ord	H	Gaming	2
750.313	Pub ord	H	Gambling — stocks/bonds/commodities	2

Enacting section 1. This amendatory act takes effect March 1, 2005.

This act is ordered to take immediate effect.



Clerk of the House of Representatives



Secretary of the Senate

Approved _____

Governor