

SENATE SUBSTITUTE FOR  
HOUSE BILL NO. 5044

A bill to amend 1927 PA 175, entitled  
"The code of criminal procedure,"  
by amending section 16z of chapter XVII (MCL 777.16z), as amended  
by 2004 PA 157.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 CHAPTER XVII

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

4	M.C.L.	Category	Class	Description	Stat Max
5	750.535(2)	Property	D	Receiving or concealing stolen property having a value of \$20,000 or more or with prior convictions	10
6	750.535(3)	Property	E	Receiving or concealing stolen property having a value of \$1,000 to \$20,000 or with prior convictions	5

1	750.535(7)	Property	E	Receiving or concealing stolen motor vehicle	5
2	750.535a(2)	Pub ord	D	Operating a chop shop	10
3	750.535a(3)	Pub ord	D	Operating a chop shop, subsequent violation	10
4	750.535b	Pub saf	E	Stolen firearms or ammunition	10
5	750.539c	Pub ord	H	Eavesdropping	2
6	750.539d(3)(a)(i)	Pub ord	H	Installing, placing, or using eavesdropping device	2
7	750.539d(3)(a)(ii)	Pub ord	E	Installing, placing, or using eavesdropping device – subsequent offense	5
8	750.539d(3)(b)	Pub ord	E	Distributing, disseminating, or transmitting recording or image obtained by eavesdropping	5
9	750.539e	Pub ord	H	Divulging or using information obtained by eavesdropping	2
10	750.539f	Pub ord	H	Manufacture or possession of eavesdropping device	2
11	750.539j(2)(a)(i)	Pub ord	H	Lewd surveillance or capturing lewd image	2
12	750.539j(2)(a)(ii)	Pub ord	E	Lewd surveillance or capturing lewd image – subsequent offense	5
13	750.539j(2)(b)	Pub ord	E	Distributing, disseminating, or transmitting visual image obtained by surveillance	5
14	<del>750.540</del> 750.540(5)(A)	Pub ord	H	<del>Tapping or cutting telephone lines</del> <b>DAMAGING, DESTROYING, USING, OR OBSTRUCTING USE OF ELECTRONIC MEDIUM OF COMMUNICATION</b>	2

1	750.540 (5) (B)	PERSON	F	DAMAGING, DESTROYING, USING, OR OBSTRUCTING USE OF ELECTRONIC MEDIUM OF COMMUNICATION RESULTING IN INJURY OR DEATH	4
2	750.540c (4)	Property	F	Telecommunication violation	4
3	750.540f (2)	Property	E	Knowingly publishing a communications access device with prior convictions	5
4	750.540g (1) (c)	Property	E	Diverting telecommunication services having a value of \$1,000 to \$20,000 or with prior convictions	5
5	750.540g (1) (d)	Property	D	Diverting telecommunications services having a value of \$20,000 or more or with prior convictions	10
6	750.543f	Person	A	Terrorism without causing death	Life
7	750.543h (3) (a)	Pub ord	B	Hindering prosecution of terrorism – certain terrorist acts	20
8	750.543h (3) (b)	Pub ord	A	Hindering prosecution of terrorism – act of terrorism	Life
9	750.543k	Pub saf	B	Soliciting or providing material support for terrorism or terrorist acts	20
10	750.543m	Pub ord	B	Threat or false report of terrorism	20
11	750.543p	Pub saf	B	Use of internet or telecommunications to commit certain terrorist acts	20

## House Bill No. 5044 as amended February 9, 2006

1	750.543r	Pub saf	B	Possession of vulnerable target information with intent to commit certain terrorist acts	20
2	750.545	Pub ord	E	Misprision of treason	5
3	750.552b	Property	F	Trespassing on correctional facility property	4

4 Enacting section 1. This amendatory act takes effect

5 <<June>> 1, 2006.

6 Enacting section 2. This amendatory act does not take effect  
 7 unless House Bill No. 5043 of the 93rd Legislature is enacted  
 8 into law.