

Act No. 302
Public Acts of 2005
Approved by the Governor
December 20, 2005
Filed with the Secretary of State
December 21, 2005
EFFECTIVE DATE: February 1, 2006

**STATE OF MICHIGAN
93RD LEGISLATURE
REGULAR SESSION OF 2005**

Introduced by Reps. Elsenheimer, Stewart, Kooiman, Newell, Vander Veen, Gaffney, Hunter, Farrah, Pastor, Kathleen Law, Brandenburg, Clack, Accavitti, Hune, Gleason, Shaffer, Ward, Sak, Stahl, Palsrok, Baxter, Booher, Byrnes, Espinoza, Gonzales, Gosselin, Hildenbrand, Lemmons, III, Lemmons, Jr., Marleau, Mayes, Polidori, Rocca and Sheltrown

ENROLLED HOUSE BILL No. 4599

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 16q of chapter XVII (MCL 777.16q), as amended by 2002 PA 261.

The People of the State of Michigan enact:

CHAPTER XVII

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

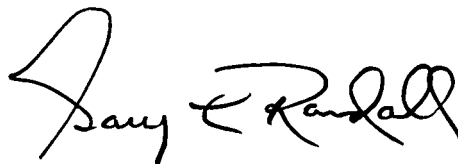
M.C.L.	Category	Class	Description	Stat Max
750.332	Property	H	Entering horse in race under false name	4
750.335a(2)(b)	Person	G	Aggravated indecent exposure	2
750.335a(2)(c)	Person	A	Indecent exposure by sexually delinquent person	Life
750.338	Pub ord	G	Gross indecency between males	5
750.338a	Pub ord	G	Gross indecency between females	5
750.338b	Pub ord	G	Gross indecency between males and females	5

750.349	Person	A	Kidnapping	Life
750.349a	Person	A	Prisoner taking a hostage	Life
750.350	Person	A	Kidnapping — child enticement	Life
750.350a	Person	H	Kidnapping — custodial interference	1

Enacting section 1. This amendatory act takes effect February 1, 2006.

Enacting section 2. This amendatory act does not take effect unless House Bill No. 4597 of the 93rd Legislature is enacted into law.

This act is ordered to take immediate effect.



Clerk of the House of Representatives



Secretary of the Senate

Approved _____

Governor