

Act No. 149  
Public Acts of 2006  
Approved by the Governor  
May 23, 2006  
Filed with the Secretary of State  
May 24, 2006  
EFFECTIVE DATE: August 22, 2006

**STATE OF MICHIGAN  
93RD LEGISLATURE  
REGULAR SESSION OF 2006**

**Introduced by Reps. Gleason, Emmons, Steil, Bieda, McDowell, Farrah, Clemente, Anderson, Hopgood, Polidori, Accavitti, Lemmons, Jr., Sheltroun, Zelenko, Murphy, Clack, Adamini, Cushingberry, Vagnozzi, Angerer, Mayes, Donigan, Espinoza, Lipsey, Kathleen Law, Gillard, Ward, LaJoy, Leland, Farhat, Sak, Gonzales, Byrnes, Wojno, Plakas, Robertson, Alma Smith, Williams, Meisner, Kolb, Condino, Dillon, Hansen, Booher, Sheen, Gaffney, Meyer, Stewart, Stahl, Nofs, Elsenheimer, Brandenburg, Taub, Garfield, Huizenga, Hune, Moolenaar, Stakoe, Moore, Walker, Amos, Jones, Pastor, Shaffer, Casperson, Baxter, Marleau, Wenke, Van Regenmorter, Waters, McConico, Kooiman, Hummel, Newell, Vander Veen, Brown, Virgil Smith, Hunter, Tobocman, Acciavatti, DeRoche, Hoogendyk, Byrum, Nitz, Palsrok, Ball, Bennett, Caul, Cheeks, Gosselin, Green, Hildenbrand, Kahn, David Law, Mortimer, Palmer, Pavlov, Pearce, Proos, Rocca, Schuitmaker, Spade and Hood**

# **ENROLLED HOUSE BILL No. 5888**

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 2003 PA 268.

CHAPTER XVII

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

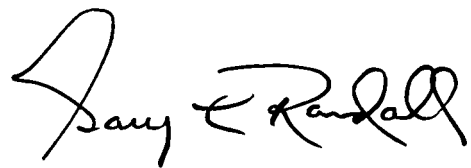
<b>M.C.L.</b>	<b>Category</b>	<b>Class</b>	<b>Description</b>	<b>Stat Max</b>
750.158	Pub ord	E	Sodomy	15
750.159j	Pub saf	B	Racketeering	20
750.160	Pub ord	D	Disinterring or mutilating dead human body	10
750.160a	Pub ord	H	Photographing dead human body	2
750.160c	Pub ord	D	Improper disposal of dead 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
750.168(2)(a)	Pub ord	G	Disorderly conduct at a funeral	2
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 takes effect 90 days after the date it is enacted.

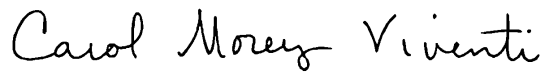
Enacting section 2. This amendatory act does not take effect unless all of the following bills of the 93rd Legislature are enacted into law:

- (a) Senate Bill No. 1171.
- (b) Senate Bill No. 1229.
- (c) House Bill No. 5887.

This act is ordered to take immediate effect.



Clerk of the House of Representatives



Secretary of the Senate

Approved \_\_\_\_\_

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Governor