

The Committee on Judiciary offered the following substitute:

September 12, 2007

**SUBSTITUTE FOR
SENATE BILL NO. 565**

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
by amending sections 110 and 111 (MCL 750.110 and 750.111), section
110 as amended by 1994 PA 270.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 110. (1) A person who breaks and enters, with intent to
2 commit a felony or a larceny therein, a tent, hotel, office, store,
3 shop, warehouse, barn, granary, factory or other building,
4 structure, boat, ship, **SHIPPING CONTAINER**, or railroad car is
5 guilty of a felony ~~—~~punishable by imprisonment for not more than
6 10 years.

7 (2) **AS USED IN THIS SECTION AND SECTION 111, "SHIPPING**
8 **CONTAINER" MEANS A STANDARDIZED, REUSABLE CONTAINER FOR**
9 **TRANSPORTING CARGO THAT IS CAPABLE OF INTEGRATING WITH A RAILCAR**
10 **FLATBED OR A FLATBED SEMITRAILER.**

1 Sec. 111. Any person who, without breaking, ~~shall enter~~ **ENTERS**
2 any dwelling, house, tent, hotel, office, store, shop, warehouse,
3 barn, granary, factory or other building, boat, ship, **SHIPPING**
4 **CONTAINER**, railroad car or structure used or kept for public or
5 private use, or any private apartment therein, with intent to
6 commit a felony or any larceny therein, ~~shall be~~ **IS** guilty of a
7 felony punishable by imprisonment ~~in the state prison~~ **FOR** not more
8 than 5 years ~~, or fined~~ **A FINE OF** not more than \$2,500.00.

9 Enacting section 1. This amendatory act takes effect 180 days
10 after the date it is enacted.