

# HOUSE BILL No. 5052

October 3, 2013, Introduced by Reps. Callton, Heise, Singh, VerHeulen, Yanez, Faris, Pscholka, Daley, McBroom, Clemente, Hooker, Nesbitt, Townsend, Yonker, Lyons and Oakes and referred to the Committee on Criminal Justice.

A bill to amend 1927 PA 175, entitled  
"The code of criminal procedure,"  
by amending section 16aa of chapter XVII (MCL 777.16aa), as added  
by 2007 PA 20.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

### 1 CHAPTER XVII

2 Sec. 16aa. 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	750.539c	Pub ord	H	Eavesdropping	2
6	750.539d(3) (a) (i)	Pub ord	H	Installing, placing, or using eavesdropping device	2

1	750.539d(3)(a)(ii)	Pub ord	E	Installing, placing, or using eavesdropping device – subsequent offense	5
2	750.539d(3)(b)	Pub ord	E	Distributing, disseminating, or transmitting recording or image obtained by eavesdropping	5
3	750.539e	Pub ord	H	Divulging or using information obtained by eavesdropping	2
4	750.539f	Pub ord	H	Manufacture or possession of eavesdropping device	2
5	750.539j(2)(a)(i)	Pub ord	H	Lewd surveillance or capturing lewd image	2
6	750.539j(2)(a)(ii)	Pub ord	E	Lewd surveillance or capturing lewd image – subsequent offense	5
7	750.539j(2)(b)	Pub ord	E	Distributing, disseminating, or transmitting visual image obtained by surveillance	5
8	750.539K(5)(A)	PROPERTY	E	ILLEGALLY RECORDING PERSONAL IDENTIFYING INFORMATION FROM FINANCIAL TRANSACTION DEVICE TRANSACTION	5
9	750.539K(5)(B)	PROPERTY	D	ILLEGALLY RECORDING PERSONAL IDENTIFYING INFORMATION FROM FINANCIAL TRANSACTION DEVICE TRANSACTION – SECOND OFFENSE	10
10	750.539K(5)(C)	PROPERTY	C	ILLEGALLY RECORDING PERSONAL IDENTIFYING INFORMATION FROM FINANCIAL TRANSACTION DEVICE TRANSACTION – THIRD OR SUBSEQUENT OFFENSE	15

1	750.540 (5) (a)	Pub ord	H	Damaging, destroying, using, or obstructing use of electronic medium of communication	2
2	750.540 (5) (b)	Person	F	Damaging, destroying, using, or obstructing use of electronic medium of communication resulting in injury or death	4
3	750.540c (4)	Property	F	Telecommunication violation	4
4	750.540f (2)	Property	E	Knowingly publishing a communications access device with prior convictions	5
5	750.540g (1) (c)	Property	E	Diverting telecommunication services having a value of \$1,000 to \$20,000 or with prior convictions	5
6	750.540g (1) (d)	Property	D	Diverting telecommunication services having a value of \$20,000 or more or with prior convictions	10

7        Enacting section 1. This amendatory act does not take effect  
8 unless Senate Bill No. \_\_\_\_ or House Bill No. 5051 (request no.  
9 02783'13) of the 97th Legislature is enacted into law.