

Act No. 538  
Public Acts of 2014  
Approved by the Governor  
January 10, 2015  
Filed with the Secretary of State  
January 15, 2015  
EFFECTIVE DATE: April 15, 2015

**STATE OF MICHIGAN  
97TH LEGISLATURE  
REGULAR SESSION OF 2014**

Introduced by Senators Meekhof, Kowall, Walker and Bieda

# **ENROLLED SENATE BILL No. 796**

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 13e of chapter XVII (MCL 777.13e), as amended by 2005 PA 81.

*The People of the State of Michigan enact:*

## **CHAPTER XVII**

Sec. 13e. This chapter applies to the following felonies enumerated in chapter 324 of the Michigan Compiled Laws:

<b>M.C.L.</b>	<b>Category</b>	<b>Class</b>	<b>Description</b>	<b>Stat Max</b>
324.40118(11)	Pub ord	G	Wildlife conservation — buying/selling protected animals — subsequent offense	4
324.41309(3)(b)	Property	G	Possession of nonaquatic prohibited species	2
324.41309(3)(c)	Property	F	Possession of aquatic prohibited species	3
324.41309(4)(a)	Property	G	Possession of restricted or nonnative species — intent to damage resources	2
324.41309(4)(b)	Property	F	Possession of prohibited or genetically engineered species — intent to damage resources	4

324.41309(8)	Property	G	Introduction of nonaquatic prohibited species or genetically engineered species — knowing identity	2
324.41309(9)	Property	F	Introduction of aquatic prohibited species — knowing identity	3
324.41309(10)(a)	Property	G	Introduction of restricted or nonnative species — knowing unlawful	2
324.41309(10)(b)	Property	F	Introduction of prohibited or genetically engineered species — knowing unlawful	4
324.41309(11)(a)	Property	F	Introduction of restricted or nonnative species — intent to damage resources	3
324.41309(11)(b)	Property	E	Introduction of prohibited or genetically engineered species — intent to damage resources	5
324.48738(4)	Property	E	Possession, importation, or planting of genetically engineered fish	5
324.51120(2)	Property	H	Removing forest products over \$2,500	3
324.51512	Pub saf	D	Willfully setting forest fires	10
324.52908(1)(c)	Property	E	Damage to plant involving \$1,000 to \$20,000 or with prior convictions	5
324.52908(1)(d)	Property	D	Damage to plant involving \$20,000 or more or with prior convictions	10

Enacting section 1. This amendatory act takes effect 90 days after the date it is enacted into law.

Enacting section 2. This amendatory act does not take effect unless all of the following bills of the 97th Legislature are enacted into law:

- (a) Senate Bill No. 795.
- (b) Senate Bill No. 797.
- (c) Senate Bill No. 799.
- (d) Senate Bill No. 800.

This act is ordered to take immediate effect.

*Carol Morey Viventi*

Secretary of the Senate

*Ray E. Randall*

Clerk of the House of Representatives

Approved .....

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Governor