

HOUSE BILL No. 4463

April 16, 2015, Introduced by Rep. Heise and referred to the Committee on Criminal Justice.

A bill to amend 1927 PA 175, entitled
"The code of criminal procedure,"
by amending section 37 of chapter XVII (MCL 777.37), as amended
by 2002 PA 137.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

CHAPTER XVII

Sec. 37. (1) Offense variable 7 is aggravated physical
abuse. Score offense variable 7 by determining which of the
following apply and by assigning the number of points
attributable to the ~~one~~**-1** that has the highest number of points:

(a) A victim was treated with sadism,
torture, ~~ex~~-excessive brutality, or **SIMILARLY**
EGREGIOUS conduct designed to substantially
increase the fear and anxiety a victim suffered
during the offense..... 50 points

House Bill No. 4463 as amended September 24, 2015

1 (b) No victim was treated with sadism,
 2 torture, ~~or~~ excessive brutality, or **SIMILARLY**
 3 **EGREGIOUS** conduct designed to substantially
 4 increase the fear and anxiety a victim suffered
 5 during the offense..... 0 points

6 (2) Count each person who was placed in danger of injury or
 7 loss of life as a victim.

8 (3) As used in this section, "sadism" means conduct that
 9 subjects a victim to extreme or prolonged pain or humiliation and
 10 is inflicted to produce suffering or for the offender's
 11 gratification.

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