

# SENATE BILL No. 1176

November 10, 2016, Introduced by Senator SHIRKEY and referred to the Committee on Judiciary.

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13m of chapter XVII (MCL 777.13m), as amended by 2016 PA 126.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1

CHAPTER XVII

2

Sec. 13m. This chapter applies to the following felonies

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enumerated in chapter 333 of the Michigan Compiled Laws:

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**M.C.L.**

**Category**

**Class**

**Description**

**Stat Max**

5

333.7340

CS

F

Sale, distribution, or delivery of product containing ephedrine or pseudoephedrine by mail, internet, or telephone

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1	333.7340c(2)	CS	D	Soliciting another person to purchase or obtain ephedrine or pseudoephedrine to manufacture methamphetamine	10
2	333.7341(8)	CS	G	Delivery or manufacture of imitation controlled substance	2
3	333.7401(2)(a)(i)	CS	A	Delivery or manufacture of 1,000 or more grams of certain schedule 1 or 2 controlled substances	Life
4	333.7401(2)(a)(ii)	CS	A	Delivery or manufacture of 450 or more but less than 1,000 grams of certain schedule 1 or 2 controlled substances	30
5	333.7401(2)(a)(iii)	CS	B	Delivery or manufacture of 50 or more but less than 450 grams of certain schedule 1 or 2 controlled substances	20
6	333.7401(2)(a)(iv)	CS	D	Delivery or manufacture of less than 50 grams of certain schedule 1 or 2 controlled substances	20
7	333.7401(2)(b)(i)	CS	B	Delivery or manufacture of methamphetamine or 3, 4-methylenedioxymethamphetamine	20
8	333.7401(2)(b)(ii)	CS	E	Delivery or manufacture of certain schedule 1, 2, or 3 controlled substances	7
9	333.7401(2)(c)	CS	F	Delivery or manufacture of schedule 4 controlled substance	4

1	333.7401(2)(d)(i)	CS	C	Delivery or manufacture of 45 or more kilograms of <del>marijuana</del> <b>MARIHUANA OR CERTAIN SYNTHETIC EQUIVALENTS</b>	15
2	333.7401(2)(d)(ii)	CS	D	Delivery or manufacture of 5 or more but less than 45 kilograms of <del>marijuana</del> <b>MARIHUANA OR CERTAIN SYNTHETIC EQUIVALENTS</b>	7
3	333.7401(2)(d)(iii)	CS	F	Delivery or manufacture of less than 5 kilograms or 20 plants of <del>marijuana</del> <b>MARIHUANA OR CERTAIN SYNTHETIC EQUIVALENTS</b>	4
4	333.7401(2)(e)	CS	G	Delivery or manufacture of schedule 5 controlled substance	2
5	333.7401(2)(f)	CS	D	Delivery or manufacture of a prescription form or counterfeit prescription form	7
6	333.7401a	Person	B	Delivering a controlled substance or GBL with intent to commit criminal sexual conduct	20
7	333.7401b(3)(a)	CS	E	Delivery or manufacture of GBL	7
8	333.7401b(3)(b)	CS	G	Possession of GBL	2
9	333.7401c(2)(a)	CS	D	Operating or maintaining controlled substance laboratory	10
10	333.7401c(2)(b)	CS	B	Operating or maintaining controlled substance laboratory in presence of minor	20

1	333.7401c(2)(c)	CS	B	Operating or maintaining controlled substance laboratory involving hazardous waste	20
2	333.7401c(2)(d)	CS	B	Operating or maintaining controlled substance laboratory near certain places	20
3	333.7401c(2)(e)	CS	A	Operating or maintaining controlled substance laboratory involving firearm or other harmful device	25
4	333.7401c(2)(f)	CS	B	Operating or maintaining controlled substance laboratory involving methamphetamine	20
5	333.7402(2)(a)	CS	D	Delivery or manufacture of certain counterfeit controlled substances	10
6	333.7402(2)(b)	CS	E	Delivery or manufacture of schedule 1, 2, or 3 counterfeit controlled substance	5
7	333.7402(2)(c)	CS	F	Delivery or manufacture of counterfeit schedule 4 controlled substance	4
8	333.7402(2)(d)	CS	G	Delivery or manufacture of counterfeit schedule 5 controlled substance	2
9	333.7402(2)(e)	CS	C	Delivery or manufacture of controlled substance analogue	15
10	333.7403(2)(a)(i)	CS	A	Possession of 1,000 or more grams of certain schedule 1 or 2 controlled substances	Life

1	333.7403 (2) (a) (ii)	CS	A	Possession of 450 or more but less than 1,000 grams of certain schedule 1 or 2 controlled substances	30
2	333.7403 (2) (a) (iii)	CS	B	Possession of 50 or more but less than 450 grams of certain schedule 1 or 2 controlled substances	20
3	333.7403 (2) (a) (iv)	CS	G	Possession of 25 or more but less than 50 grams of certain schedule 1 or 2 controlled substances	4
4	333.7403 (2) (a) (v)	CS	G	Possession of less than 25 grams of certain schedule 1 or 2 controlled substances	4
5	333.7403 (2) (b) (i)	CS	D	Possession of methamphetamine or 3, 4-methylenedioxymethamphetamine	10
6	333.7403 (2) (b) (ii)	CS	G	Possession of certain schedule 1, 2, 3, or 4 controlled substances or controlled substances analogue	2
7	333.7403a	CS	F	Fraudulently obtaining controlled substance or prescription for controlled substance	4
8	333.7405 (1) (a)	CS	G	Controlled substance violations by licensee	2
9	333.7405 (1) (b)	CS	G	Manufacturing or distribution violations by licensee	2
10	333.7405 (1) (c)	CS	G	Refusing lawful inspection	2

1	333.7405(1)(d)	CS	G	Maintaining drug house	2
2	333.7405(1)(e)	CS	G	Unlawfully dispensing out-of-state prescription	2
3	333.7407(1)(a)	CS	G	Controlled substance violations by licensee	4
4	333.7407(1)(b)	CS	G	Use of fictitious, revoked, or suspended license number	4
5	333.7407(1)(c)	CS	G	Obtaining controlled substance by fraud	4
6	333.7407(1)(d)	CS	G	False reports under controlled substance article	4
7	333.7407(1)(e)	CS	G	Possession of counterfeiting implements	4
8	333.7407(1)(f)	CS	F	Disclosing or obtaining prescription information	4
9	333.7407(1)(g)	CS	F	Possession of counterfeit prescription form	4
10	333.7407(2)	CS	G	Refusing to furnish records under controlled substance article	4
11	333.7410a	CS	G	Controlled substance offense or offense involving GBL in or near a park	2
12	333.7417	CS	F	Sell or offer to sell named product producing same or similar effect as scheduled ingredient	4

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

1           Enacting section 2. This amendatory act does not take effect  
2 unless Senate Bill No.\_\_\_\_ or House Bill No.\_\_\_\_ (request no.  
3 05495'16 \*) of the 98th Legislature is enacted into law.