

# HOUSE BILL No. 5138

October 18, 2017, Introduced by Rep. Johnson and referred to the Committee on Judiciary.

A bill to amend 1927 PA 175, entitled  
 "The code of criminal procedure,"  
 by amending section 16k of chapter XVII (MCL 777.16k), as amended  
 by 2004 PA 524.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

### 1 CHAPTER XVII

2 Sec. 16k. 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	750.200	Pub saf	E	Transporting an explosive by common carrier	5
6	750.200i(2)(a)	Pub saf	C	Manufacturing or using a harmful device	15
7	750.200i(2)(b)	Property	B	Harmful device causing property damage	20

1	750.200i (2) (c)	Person	A	Harmful device causing personal injury	25
2	750.200i (2) (d)	Person	A	Harmful device causing serious impairment	Life
3	750.200j (2) (a)	Person	E	Irritant or irritant device	5
4	750.200j (2) (b)	Property	E	Irritant or irritant device causing property damage	7
5	750.200j (2) (c)	Person	D	Irritant or irritant device causing personal injury	10
6	750.200j (2) (d)	Person	A	Irritant or irritant device causing serious impairment	25
7	750.200j (2) (e)	Person	A	Irritant or irritant device causing death	Life
8	750.200 (l)	Person	E	Falsely exposing person to harmful substance or device	5
9	750.201	Pub saf	E	Transporting certain types of explosives	5
10	750.202	Pub saf	F	Shipping an explosive with false markings or invoice	4
11	750.204 (2) (a)	Pub saf	C	Sending an explosive with malicious intent	15
12	750.204 (2) (b)	Property	B	Sending an explosive causing property damage	20
13	750.204 (2) (c)	Person	A	Sending an explosive causing physical injury	25
14	750.204 (2) (d)	Person	A	Sending an explosive causing serious impairment	Life
15	750.204a	Pub saf	E	Sending or transporting an imitation explosive device with malicious intent	5

1	750.204B	PUB SAF	G	IMPORTING, MANUFACTURING, DISTRIBUTING, OR STORING EXPLOSIVES IN VIOLATION OF CERTAIN FEDERAL LAWS AND REGULATIONS	2
2	750.207(2)(a)	Pub saf	C	Placing an explosive with malicious intent	15
3	750.207(2)(b)	Property	B	Placing an explosive causing property damage	20
4	750.207(2)(c)	Person	A	Placing an explosive causing physical injury	25
5	750.207(2)(d)	Person	A	Placing an explosive causing serious impairment	Life
6	750.209(1)(a)	Pub saf	C	Placing an offensive or injurious substance with intent to injure	15
7	750.209(1)(b)	Property	B	Placing an offensive or injurious substance causing property damage	20
8	750.209(1)(c)	Person	A	Placing an offensive or injurious substance causing physical injury	25
9	750.209(1)(d)	Person	A	Placing an offensive or injurious substance causing serious impairment	Life
10	750.209(2)	Pub saf	E	Placing an offensive or injurious substance with intent to alarm or annoy	5
11	750.209a	Pub saf	D	Possessing an explosive device in public place	10
12	750.210(2)(a)	Pub saf	C	Possessing or carrying an explosive or combustible substance with malicious intent	15

1	750.210(2)(b)	Property	B	Possessing or carrying an explosive or combustible substance causing property damage	20
2	750.210(2)(c)	Person	A	Possessing or carrying an explosive or combustible substance causing physical injury	25
3	750.210(2)(d)	Person	A	Possessing or carrying an explosive or combustible substance causing serious impairment	Life
4	750.210a	Pub saf	H	Sale of valerium	5
5	750.211a(2)(a)	Pub saf	F	Manufacturing or possessing a Molotov cocktail or similar device designed to explode upon impact or by heat or flame or that is highly incendiary	4
6	750.211a(2)(b)	Pub saf	C	Manufacturing or possessing an explosive or incendiary device with malicious intent	15
7	750.211a(2)(c)	Property	B	Manufacturing or possessing an explosive or incendiary device causing property damage	20
8	750.211a(2)(d)	Person	A	Manufacturing or possessing an explosive or incendiary device causing physical injury	25
9	750.211a(2)(e)	Person	A	Manufacturing or possessing an explosive or incendiary device causing serious impairment	Life

1	750.212a	Person	B	Explosives violation involving a vulnerable target <del>causing death or</del> <del>injury</del>	20
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2       Enacting section 1. This amendatory act takes effect 90 days  
3 after the date it is enacted into law.

4       Enacting section 2. This amendatory act does not take effect  
5 unless Senate Bill No. \_\_\_\_\_ or House Bill No. 5137 (request no.  
6 03107'17) of the 99th Legislature is enacted into law.