

SUBSTITUTE FOR
SENATE BILL NO. 24

A bill to amend 1927 PA 175, entitled
"The code of criminal procedure,"
by amending section 14h of chapter XVII (MCL 777.14h), as amended
by 2018 PA 188.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 CHAPTER XVII

2 Sec. 14h. This chapter applies to the following felonies
3 enumerated in chapter 445 of the Michigan Compiled Laws:

| 4 | M.C.L. | Category | Class | Description | Stat Max |
|---|----------------|----------|-------|--------------------------------------------|----------|
| 5 | 445.33 (4) (B) | PUB ORD | E | MAIL THEFT - SECOND OFFENSE | 5 |
| 6 | 445.33 (4) (C) | PUB ORD | D | MAIL THEFT - THIRD OR SUBSEQUENT OFFENSE | 10 |
| 7 | 445.33 (4) (D) | PUB ORD | E | MAIL THEFT WITH THE INTENT TO COMMIT FRAUD | 5 |

| | | | | | |
|----|------------|---------|---|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----|
| 1 | 445.65 | Pub ord | E | Identity theft | 5 |
| 2 | | Pub ord | D | Identity theft - second offense | 10 |
| 3 | | Pub ord | C | Identify theft - third or subsequent offense | 15 |
| 4 | 445.67 | Pub ord | E | Solicit, obtain, possess, sell, or transfer personal identifying information of another or falsify a police report with intent to commit identity theft | 5 |
| 5 | | Pub ord | D | Obtain, possess, sell, or transfer personal identifying information of another or falsify a police report with intent to commit identity theft - second offense | 10 |
| 6 | | Pub ord | C | Obtain, possess, sell, or transfer personal identifying information of another or falsify a police report with intent to commit identity theft - third or subsequent offense | 15 |
| 7 | 445.408(2) | Pub ord | E | Buying or selling stolen scrap metal | 5 |
| 8 | 445.408(3) | Pub ord | E | Buying or selling stolen scrap metal - subsequent offense | 5 |
| 9 | 445.433(2) | Pub ord | E | Knowingly buying or selling stolen nonferrous metal articles | 5 |
| 10 | 445.487(2) | Pub ord | H | Precious metal and gem dealer failure to record material matter - subsequent offense | 2 |

| | | | | | |
|----|----------------|----------|---|---------------------------------------------------------------------------------------------------------------------------------------------|---|
| 1 | 445.488(2) | Pub ord | H | Precious metal and gem dealer violations - subsequent offense | 2 |
| 2 | 445.489 | Pub ord | H | Precious metal and gem dealer failing to record transaction or falsifying transaction record, or making improper purchase | 2 |
| 3 | 445.490 | Pub ord | H | Precious metal and gem dealer failure to obtain a certificate of registration | 2 |
| 4 | 445.574a(2)(d) | Pub ord | H | Improper return of 10,000 or more nonrefundable containers | 5 |
| 5 | 445.574a(3)(d) | Pub ord | H | Improper acceptance or delivery of 10,000 or more nonrefundable containers by dealer | 5 |
| 6 | 445.574a(4)(d) | Pub ord | H | Improper acceptance or delivery of 10,000 or more nonrefundable containers by distributor | 5 |
| 7 | 445.667 | Pub ord | G | Changing, altering, or modifying reverse vending machine or data for reverse vending machine | 2 |
| 8 | 445.779 | Pub ord | H | Antitrust violation | 2 |
| 9 | 445.1505 | Pub trst | G | Fraudulent filing, offer, or sale of franchise | 7 |
| 10 | 445.1508 | Pub trst | G | Sale of franchise without proper disclosure | 7 |
| 11 | 445.1513 | Pub trst | G | Illegal offer or sale of franchise | 7 |
| 12 | 445.1520 | Pub trst | G | Failure to keep or maintain record of sale of franchise | 7 |

| | | | | | |
|---|-------------|----------|---|-------------------------------------------------------------------------------------------------|----|
| 1 | 445.1521 | Pub trst | G | False representation of departmental finding, recommendation, or approval of franchise document | 7 |
| 2 | 445.1523 | Pub trst | G | False statement of material fact to department of attorney general regarding franchise | 7 |
| 3 | 445.1525 | Pub trst | G | False advertising of franchise | 7 |
| 4 | 445.1671 | Pub trst | E | False statement in report required by mortgage broker or lender | 15 |
| 5 | 445.2081 | Pub ord | E | Purchasing or selling stolen plastic bulk merchandise containers | 5 |
| 6 | 445.2507(2) | Pub ord | F | Violation of unsolicited commercial e-mail protection act in furtherance of crime | 4 |
| 7 | 445.2583 | Pub trst | F | Establish, promote, or operate a pyramid promotional scheme | 7 |

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

10 Enacting section 2. This amendatory act does not take effect
11 unless Senate Bill No. 23 of the 100th Legislature is enacted
12 into law.