

# HOUSE BILL NO. 5425

January 28, 2020, Introduced by Reps. Sneller, Lilly, Chirkun and Iden and referred to the Committee on Regulatory Reform.

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 2019 PA 49.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

### CHAPTER XVII

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



RJH



03584'19 a

1	M.C.L.	Category	Class	Description	Stat Max
2	445.33 (2) (b)	Pub ord	E	Mail theft - second or	
3				subsequent offense	5
4	445.65	Pub ord	E	Identity theft	5
5		Pub ord	D	Identity theft -	
6				second offense	10
7		Pub ord	C	Identify theft - third	
8				or subsequent offense	15
9	445.67	Pub ord	E	Solicit, obtain,	
10				possess, sell, or	
11				transfer personal	
12				identifying	
13				information of another	
14				or falsify a police	
15				report with intent to	
16				commit identity theft	5
17		Pub ord	D	Obtain, possess, sell,	
18				or transfer personal	
19				identifying	
20				information of another	
21				or falsify a police	
22				report with intent to	
23				commit identity theft	
24				- second offense	10



1		Pub ord	C	Obtain, possess, sell,	
2				or transfer personal	
3				identifying	
4				information of another	
5				or falsify a police	
6				report with intent to	
7				commit identity theft	
8				- third or subsequent	
9				offense	15
10	445.408(2)	Pub ord	E	Buying or selling	
11				stolen scrap metal	5
12	445.408(3)	Pub ord	E	Buying or selling	
13				stolen scrap metal -	
14				subsequent offense	5
15	445.433(2)	Pub ord	E	Knowingly buying or	
16				selling stolen	
17				<del>nonferrous</del> <b>scrap</b> metal	
18				<del>articles or other</del>	
19				<b>specific items</b>	5
20	445.487(2)	Pub ord	H	Precious metal and gem	
21				dealer failure to	
22				record material matter	
23				- subsequent offense	2
24	445.488(2)	Pub ord	H	Precious metal and gem	
25				dealer violations -	
26				subsequent offense	2



1	445.489	Pub ord	H	Precious metal and gem	
2				dealer failing to	
3				record transaction or	
4				falsifying transaction	
5				record, or making	
6				improper purchase	2
7	445.490	Pub ord	H	Precious metal and gem	
8				dealer failure to	
9				obtain a certificate	
10				of registration <b>or</b>	
11				<b>retain precious item</b>	
12				<b>for required period</b>	2
13	445.574 (2) (c)	Pub ord	E	<b>Failure to originate</b>	
14				<b>and maintain record of</b>	
15				<b>deposits on certain</b>	
16				<b>containers valued at</b>	
17				<b>\$1,000.00 to</b>	
18				<b>\$20,000.00 with intent</b>	
19				<b>to defraud, or repeat</b>	
20				<b>offense.</b>	5
21	445.574 (2) (d)	Pub ord	C	<b>Failure to originate</b>	
22				<b>and maintain record of</b>	
23				<b>deposits on certain</b>	
24				<b>containers valued at</b>	
25				<b>\$20,000.00 to</b>	
26				<b>\$50,000.00 with intent</b>	
27				<b>to defraud, or repeat</b>	
28				<b>offense.</b>	15



1	445.574 (2) (e)	Pub ord	C	Failure to originate	
2				and maintain record of	
3				deposits on certain	
4				containers valued at	
5				\$50,000.00 to	
6				\$100,000.00 with	
7				intent to defraud, or	
8				repeat offense.	15
9	445.574 (2) (f)	Pub ord	B	Failure to originate	
10				and maintain record of	
11				deposits on certain	
12				containers valued at	
13				more than \$100,000.00	
14				with intent to	
15				defraud, or repeat	
16				offense.	20
17	445.574a (2) (d)	Pub ord	H	Improper return of	
18				10,000 or more	
19				nonrefundable	
20				containers	5
21	445.574a (3) (d)	Pub ord	H	Improper acceptance or	
22				delivery of 10,000 or	
23				more nonrefundable	
24				containers by dealer	5
25	445.574a (4) (d)	Pub ord	H	Improper acceptance or	
26				delivery of 10,000 or	
27				more nonrefundable	
28				containers by	
29				distributor	5



1	445.667	Pub ord	G	Changing, altering, or	
2				modifying reverse	
3				vending machine or	
4				data for reverse	
5				vending machine	2
6	445.779	Pub ord	H	Antitrust violation	2
7	445.1505	Pub trst	G	Fraudulent filing,	
8				offer, or sale of	
9				franchise	7
10	445.1508	Pub trst	G	Sale of franchise	
11				without proper	
12				disclosure	7
13	445.1513	Pub trst	G	Illegal offer or sale	
14				of franchise	7
15	445.1520	Pub trst	G	Failure to keep or	
16				maintain record of	
17				sale of franchise	7
18	445.1521	Pub trst	G	False representation	
19				of departmental	
20				finding,	
21				recommendation, or	
22				approval of franchise	
23				document	7
24	445.1523	Pub trst	G	False statement of	
25				material fact to	
26				department of attorney	
27				general regarding	
28				franchise	7



1	445.1525	Pub trst	G	False advertising of	
2				franchise	7
3	445.1671	Pub trst	E	False statement in	
4				report required by	
5				mortgage broker or	
6				lender	15
7	445.2081	Pub ord	E	Purchasing or selling	
8				stolen plastic bulk	
9				merchandise containers	5
10	445.2507(2)	Pub ord	F	Violation of	
11				unsolicited commercial	
12				e-mail protection act	
13				in furtherance of	
14				crime	4
15	445.2583	Pub trst	F	Establish, promote, or	
16				operate a pyramid	
17				promotional scheme	7
18	Enacting section 1. This amendatory act takes effect 90 days				
19	after the date it is enacted into law.				
20	Enacting section 2. This amendatory act does not take effect				
21	unless Senate Bill No.____ or House Bill No. 5424(request no.				
22	03584'19) of the 100th Legislature is enacted into law.				

