HOUSE BILL NO. 5589

March 14, 2024, Introduced by Reps. Aragona, Brenda Carter, Neeley, Grant, O'Neal, Haadsma, Tyrone Carter, Hope, Coffia, Dievendorf, Koleszar, Rheingans, Edwards, Morgan, Young, Scott and Aiyash 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 2015 PA 137.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1	CHAPTER XVII
2	Sec. 37. (1) Offense variable 7 is aggravated physical abuse.
3	Score offense variable 7 by determining which of the following
4	apply and by assigning the number of points attributable to the 1
5	that has the highest number of points:

SCS H04567'23

1	(a) A victim was treated
2	with sadism, torture, excessive
3	brutality, or similarly egregious
4	conduct designed to substantially
5	increase the fear and anxiety a
6	victim suffered during the
7	offense 50 points
8	(b) A companion animal was
9	treated with sadism, torture,
10	excessive brutality, or similarly
11	egregious conduct designed to
12	substantially increase the fear
13	and anxiety a companion animal
14	suffered during the offense 25 points
15	(c) (b) No victim was
16	treated with sadism, torture,
17	excessive brutality, or similarly
18	egregious conduct designed to
19	substantially increase the fear
20	and anxiety a victim suffered
21	during the offense 0 points
22	(2) Count Assign points for each person or companion animal
23	who was placed in danger of injury or loss of life. $\frac{1}{1}$
24	(3) As used in this section, "sadism" means conduct that
25	subjects a victim to extreme or prolonged pain or humiliation and
26	is inflicted to produce suffering or for the offender's
27	gratification.
28	Enacting section 1. This amendatory act does not take effect

SCS H04567'23

unless all of the following bills of the 102nd Legislature are

29

1 enacted into law:
2 (a) Senate Bill No.____ or House Bill No. 5588 (request no.
3 04563'23).
4 (b) Senate Bill No.____ or House Bill No. 5592 (request no.
5 04564'23).