

**THE CODE OF CRIMINAL PROCEDURE (EXCERPT)**  
**Act 175 of 1927**

**777.16g MCL 750.135 to 750.147c; felonies to which chapter applicable; violation of MCL 750.145d.**

Sec. 16g. (1) This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

<b>M.C.L.</b>	<b>Category</b>	<b>Class</b>	<b>Description</b>	<b>Stat Max</b>
750.135	Person	D	Exposing children with intent to injure or abandon	10
750.135a(2)(c)	Person	D	Leaving child unattended in vehicle resulting in serious physical harm	10
750.135a(2)(d)	Person	B	Leaving child unattended in vehicle resulting in death	15
750.136	Person	B	Female genital mutilation violation	15
750.136a	Person	B	Transporting person for purpose of female genital mutilation	15
750.136b(2)	Person	A	First degree child abuse	Life
750.136b(4)(a)	Person	C	Second degree child abuse — first offense	10
750.136b(4)(b)	Person	B	Second degree child abuse — with prior conviction	20
750.136b(6)(a)	Person	G	Third degree child abuse – first offense	2
750.136b(6)(b)	Person	E	Third degree child abuse – with prior conviction	5
750.136b(8)(b)	Person	G	Fourth degree child abuse – with prior conviction	2
750.136c	Person	B	Buying or selling an individual	20
750.136d(1)(a)	Person	A	First degree child abuse in presence of another child	Life
750.136d(1)(b)	Person	D	Second degree child abuse in presence of another child – first offense	10
750.136d(1)(c)	Person	B	Second degree child abuse in presence of another child – second or subsequent offense	20
750.136d(1)(d)	Person	G	Third degree child abuse in presence of another child	2
750.145a	Person	F	Soliciting child to commit an immoral act	4
750.145b	Person	D	Accosting children for immoral purposes with prior conviction	10
750.145c(2)(a)	Person	B	Producing child sexually abusive activity or material	20
750.145c(2)(b)	Person	B	Aggravated producing of child sexually abusive activity or material	25
750.145c(3)(a)	Person	D	Distributing, promoting, or financing the distribution of child sexually abusive activity or material	7
750.145c(3)(b)	Person	C	Aggravated distributing, promoting, or financing the distribution of child sexually abusive activity or material	15
750.145c(4)(a)	Person	F	Possessing child sexually abusive material	4
750.145c(4)(b)	Person	B	Aggravated possession of child sexually abusive material	10

750.145d(2)(b)	Variable	G	Using internet or computer to commit crime punishable by a maximum term of imprisonment of at least 1 year but less than 2 years	2
750.145d(2)(c)	Variable	F	Using internet or computer to commit crime punishable by a maximum term of imprisonment of at least 2 years but less than 4 years	4
750.145d(2)(d)	Variable	D	Using internet or computer to commit crime punishable by a maximum term of imprisonment of at least 4 years but less than 10 years	10
750.145d(2)(e)	Variable	C	Using internet or computer to commit crime punishable by a maximum term of imprisonment of at least 10 years but less than 15 years	15
750.145d(2)(f)	Variable	B	Using internet or computer to commit crime punishable by a maximum term of imprisonment of at least 15 years or for life	20
750.145h(3)	Person	G	Causing vulnerable adult to provide sexually explicit visual material – second or subsequent offense	2
750.145n(1)	Person	C	First degree vulnerable adult abuse	15
750.145n(2)	Person	F	Second degree vulnerable adult abuse	4
750.145n(3)	Person	G	Third degree vulnerable adult abuse	2
750.145o	Person	E	Death of vulnerable adult caused by unlicensed caretaker	5
750.145p(1)	Person	G	Commingling funds of, obstructing investigation regarding, or filing false information regarding, vulnerable adult	2
750.145p(2)	Person	G	Retaliation or discrimination by caregiver against vulnerable adult	2
750.145p(5)	Person	E	Caregiver or licensee violation against vulnerable adult — second or subsequent offense	5
750.147b(3)(a)	Person	G	Certain hate-crime-related violations	2
750.147b(3)(b)	Person	E	Certain hate-crime-related violations – second or subsequent offense or aggravating factors	5
750.147b(3)(c)	Person	D	Certain hate-crime-related violations – second or subsequent offense or aggravating factors	10
750.147c(2)	Property	D	Institutional desecration involving \$20,000 or more or with prior convictions	10
750.147c(3)	Property	E	Institutional desecration involving \$1,000 to \$20,000 or with prior convictions	5

(2) For a violation of section 145d of the Michigan penal code, 1931 PA 328, MCL 750.145d, determine the offense category, offense variable level, and prior record variable level based on the underlying offense.

**History:** Add. 1998, Act 317, Eff. Dec. 15, 1998;—Am. 1999, Act 39, Eff. Aug. 1, 1999;—Am. 2000, Act 183, Eff. Sept. 18, 2000;—Am. 2000, Act 279, Eff. Oct. 1, 2000;—Am. 2002, Act 47, Eff. June 1, 2002;—Am. 2002, Act 630, Eff. Mar. 31, 2003;—Am. 2008, Act 520, Eff. Apr. 1, 2009;—Am. 2008, Act 521, Eff. Apr. 1, 2009;—Am. 2012, Act 195, Eff. July 1, 2012;—Am. 2017, Act 72, Eff. Oct. 9, 2017;—Am. 2017, Act 73, Eff. Oct. 9, 2017;—Am. 2017, Act 74, Eff. Oct. 9, 2017;—Am. 2018, Act 374, Eff. Mar. 17, 2019;—Am. 2020, Act 50, Eff. June 1, 2020;—Am. 2023, Act 276, Eff. Mar. 7, 2024;—Am. 2023, Act 278, Eff. Feb. 13, 2024;—Am. 2024, Act 260, Eff. Apr. 2, 2025.