



SENATE BILL No. 677

June 3, 1993, Introduced by Senator VAN REGENMORTER and referred to the Committee on Judiciary.

A bill to amend section 316 of Act No. 328 of the Public Acts of 1931, entitled as amended "The Michigan penal code," as amended by Act No. 28 of the Public Acts of 1980, being section 750.316 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 316 of Act No. 328 of the Public Acts of
2 1931, as amended by Act No. 28 of the Public Acts of 1980, being
3 section 750.316 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 316. (1) Murder ~~which~~ THAT is perpetrated by means
6 of poison, lying in wait, or other ~~wilful~~ WILLFUL, deliberate,
7 and premeditated killing, or ~~which~~ THAT is committed in the
8 perpetration OF, or attempt to perpetrate arson, criminal sexual
9 conduct in the first or third degree, robbery, breaking and

1 entering of a dwelling, larceny of any kind, extortion, or
2 kidnapping, is murder of the first degree, and, EXCEPT AS PRO-
3 VIDED IN SUBSECTION (2), shall be punished by imprisonment for
4 life.

5 (2) A JUVENILE CONVICTED OF VIOLATING SUBSECTION (1) WHO IS
6 WITHIN THE COURT'S JURISDICTION FOR SENTENCING PURSUANT TO
7 SECTION 1 OF CHAPTER IX OF THE CODE OF CRIMINAL PROCEDURE, ACT
8 NO. 175 OF THE PUBLIC ACTS OF 1927, BEING SECTION 769.1 OF THE
9 MICHIGAN COMPILED LAWS, SHALL BE PUNISHED EITHER BY IMPOSITION OF
10 THE SENTENCE PROVIDED IN SUBSECTION (1) OR, IF THE COURT DETER-
11 MINES THAT IT IS IN THE BEST INTERESTS OF THE PUBLIC, A SENTENCE
12 OF ANY TERM OF YEARS BUT NOT LESS THAN 25 YEARS.

13 Section 2. This amendatory act shall not take effect unless
14 all of the following bills of the 87th Legislature are enacted
15 into law:

16 (a) Senate Bill No. 676.

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18 (b) Senate Bill No. 678.

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20 (c) Senate Bill No. 679.

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