



HOUSE BILL No. 6073

September 12, 1996, Introduced by Reps. Ryan, Bush, Hill, Nye, Kukuk, Green, McNutt, Bodem, McBryde and Crissman and referred to the Committee on Judiciary and Civil Rights.

A bill to amend section 1 of Act No. 196 of the Public Acts of 1989, entitled as amended

"An act to create the criminal assessments commission; to prescribe the duties of the commission; to create the crime victim's rights fund; to provide for expenditures from the fund; to provide for assessments against criminal defendants and certain juvenile offenders; to provide for payment of crime victim's rights services; and to prescribe the powers and duties of certain state and local agencies and departments,"

as amended by Act No. 345 of the Public Acts of 1993, being section 780.901 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 1 of Act No. 196 of the Public Acts of
2 1989, as amended by Act No. 345 of the Public Acts of 1993, being
3 section 780.901 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 1. As used in this act:

1 (a) "Commission" means the criminal assessments commission
2 created under section 2.

3 (b) "Crime victim's rights services" means services required
4 to implement fully the crime victim's rights act, Act No. 37 of
5 the Public Acts of 1985, being sections 780.751 to 780.834 of the
6 Michigan Compiled Laws.

7 (c) "Department" means the department of management and
8 budget of this state.

9 (d) "Felony" means a violation of a penal law of this state
10 for which the offender upon conviction may be punished by
11 imprisonment for more than 1 year, or an offense expressly desig-
12 nated by law to be a felony.

13 (e) "Fund" means the crime victim's rights fund created
14 under section 4.

15 (f) "Juvenile offense" means an offense committed by an
16 individual under the jurisdiction of the juvenile division of the
17 probate court pursuant to section 2(a)(1) of chapter XIIIA of Act
18 No. 288 of the Public Acts of 1939, being section 712A.2 of the
19 Michigan Compiled Laws, that if committed by an adult would be a
20 felony, serious misdemeanor, or a specified misdemeanor.

21 (g) "Serious misdemeanor" means that term as defined in
22 section 61 of Act No. 87 of the Public Acts of 1985, being
23 section 780.311 of the Michigan Compiled Laws.

24 (h) "Specified misdemeanor" means a MISDEMEANOR violation of
25 any of the following:

26 (i) Section 602a, 625(1), ~~or~~ (3), OR (6), 626, or 904 of
27 the Michigan vehicle code, Act No. 300 of the Public Acts of

1 1949, being sections 257.602a, 257.625, 257.626, and 257.904 of
2 the Michigan Compiled Laws. ~~if the violation is a misdemeanor.~~

3 (ii) Section ~~15(1)(b)~~ 15A(1) OR (3) of THE MICHIGAN SNOW-
4 MOBILE ACT, Act No. 74 of the Public Acts of 1968, being section
5 ~~257.1515~~ 257.1515A of the Michigan Compiled Laws.

6 (iii) Section 20a(1) or (2) or 20b of Act No. 319 of the
7 Public Acts of 1975, being sections 257.1620a and 257.1620b of
8 the Michigan Compiled Laws.

9 (iv) Section 171 of the marine safety act, Act No. 303 of
10 the Public Acts of 1967, being section 281.1171 of the Michigan
11 Compiled Laws.

12 (v) Section 185 of the aeronautics code of the state of
13 Michigan, Act No. 327 of the Public Acts of 1945, being section
14 259.185 of the Michigan Compiled Laws.

15 (vi) Part 74 or section 17766a of the public health code,
16 Act No. 368 of the Public Acts of 1978, being sections 333.7401
17 to 333.7461 and 333.17766a of the Michigan Compiled Laws, if the
18 violation is a misdemeanor.

19 (vii) Section 33 of the Michigan liquor control act, Act
20 No. 8 of the Public Acts of the Extra Session of 1933, being
21 section 436.33 of the Michigan Compiled Laws.

22 (viii) ~~Section 2 or 3 of Act No. 4 of the Public Acts of~~
23 ~~1986, being sections 470.202 and 470.203 of the Michigan Compiled~~
24 ~~Laws.~~ SECTION 353 OR 355 OF THE RAILROAD CODE OF 1993, ACT
25 NO. 354 OF THE PUBLIC ACTS OF 1993, BEING SECTIONS 462.353 AND
26 462.355 OF THE MICHIGAN COMPILED LAWS.

1 (ix) Section 174, 218, 356, 356d, 359, 362, 362a, 377a, 380,
2 479a, 535, or 540e of the Michigan penal code, Act No. 328 of the
3 Public Acts of 1931, being sections 750.174, 750.218, 750.356,
4 750.356d, 750.359, 750.362, 750.362a, 750.377a, 750.380,
5 750.479a, 750.535, and 750.540e of the Michigan Compiled Laws. —
6 ~~if the violation is a misdemeanor.~~