

SENATE BILL No. 221

February 12, 2009, Introduced by Senator JELINEK and referred to the Committee on Judiciary.

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 44 of chapter VII and section 16a of chapter XVII (MCL 767.44 and 777.16a), section 16a of chapter XVII as amended by 2004 PA 216.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

CHAPTER VII

Sec. 44. The following forms may be used in the cases in which they are applicable but any other forms authorized by this or any other law of this state may also be used:

~~Adultery A.B., a married man, committed adultery with C.D. or A.B. committed adultery with C.D., a married woman.~~

Affray-A.B. and C.D. made an affray.

1 Assault—A.B. assaulted C.D.

2 Assault and Battery—A.B. committed an assault and battery on
3 C.D.

4 Assault with intent—A.B. assaulted C.D. with intent to
5 murder, or kill, or rob, or maim, or rape (as the case may be).

6 Arson—A.B. committed arson by burning the dwelling house of
7 C.D.

8 Attempt—A.B. attempted to steal from C.D.; A.B. attempted to
9 commit larceny of the goods of C.D.; A.B. attempted to commit
10 burglary of a building belonging to C.D. (as the case may be).

11 Burglary—A.B. committed burglary of the house of C.D. A.B.
12 broke and entered the dwelling house of C.D. in the night time
13 with intent to commit larceny, or murder, or robbery therein (as
14 the case may be).

15 Conspiracy—A.B. and C.D. conspired together to murder E.F.
16 or to steal the property of E.F. or to rob E.F. (as the case may
17 be).

18 Forgery—A.B. forged a certain instrument purporting to be a
19 promissory note (or describe instrument or give its tenor or
20 substance).

21 Larceny—Embezzlement and false pretenses. A.B. stole from
22 C.D. 1 horse of the value of more than 100 dollars.

23 Murder—A.B. murdered C.D.

24 Manslaughter—A.B. killed C.D.

25 Perjury—A.B. appeared as a witness in a case between C.D.
26 and E.F. being heard before the (set forth the tribunal) and
27 committed perjury by testifying as follows: (set forth the

1 testimony).

2 Rape—A.B. raped or ravished C.D.

3 Rape (statutory)—A.B. raped or ravished C.D., she C.D. being
4 then under the age of (statutory age) years.

5 Robbery Armed—A.B. robbed C.D., A.B. being armed.

6 Robbery—A.B. robbed C.D., A.B. not being armed.

7 Provided, That the prosecuting attorney, if ~~seasonably~~
8 **TIMELY** requested by the respondent, shall furnish a bill of
9 particulars setting up specifically the nature of the offense
10 charged.

11 CHAPTER XVII

12 Sec. 16a. This chapter applies to the following felonies
13 enumerated in chapter 750 of the Michigan Compiled Laws:

14 M.C.L.	Category	Class	Description	Stat Max
15 750.11	Person	A	Taking a woman and compelling her to marry	Life
16 750.12	Person	H	Taking a woman with intent to compel her to marry	10
17 750.13	Person	D	Enticing female under 16 for immoral purposes	10
18 750.14	Person	C	Abortion resulting in death of female	15
19	Person	G	Abortion	4
20 750.16(1)	Person	G	Adulterate, misbrand, remove, or substitute a drug or medicine	2

1	750.16(2)	Person	F	Adulterate, misbrand, remove, or substitute a drug or medicine causing personal injury	4
2	750.16(3)	Person	E	Adulterate, misbrand, remove, or substitute a drug or medicine resulting in serious impairment of body function	5
3	750.16(4)	Person	C	Adulterate, misbrand, remove, or substitute a drug or medicine resulting in death	15
4	750.18(3)	Person	G	Mix, color, stain, or powder a drug or medicine with an ingredient or material so as to injuriously affect its quality or potency	2
5	750.18(4)	Person	F	Mix, color, stain, or powder a drug or medicine with an ingredient or material so as to injuriously affect its quality or potency resulting in personal injury	4
6	750.18(5)	Person	E	Mix, color, stain, or powder a drug or medicine with an ingredient or material so as to injuriously affect its quality or potency resulting in serious impairment of body function	5

1	750.18(6)	Person	C	Mix, color, stain, or powder a drug or medicine with an ingredient or material so as to injuriously affect its quality or potency resulting in death	15
2	750.30	Pub-ord	H	Adultery	4
3	750.32	Pub-ord	H	Cohabitation of divorced parties	4

4 Enacting section 1. This amendatory act does not take effect
5 unless Senate Bill No. 220
6 of the 95th Legislature is enacted into law.