

## **HOUSE BILL No. 5839**

September 8, 2016, Introduced by Rep. Sheppard and referred to the Committee on Criminal Justice.

A bill to amend 1927 PA 175, entitled

"The code of criminal procedure,"

by amending section 16w of chapter XVII (MCL 777.16w), as amended by 2014 PA 327.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 CHAPTER XVII
- 2 Sec. 16w. (1) This chapter applies to the following felonies
- 3 enumerated in chapter 750 of the Michigan Compiled Laws:

4	M.C.L.	Category	Class	Description	Stat Max
5	750.451(3)	Pub ord	G	Prostitution — various offenses — third or subsequent offense	2
6	750.451(4)	Person	E	Soliciting a person under 18 years of age to commit prostitution	5

06148'16 a TLG

1 750.452 Pub ord E Keeping a house of prostitution 2 750.455 Pub ord B Pandering 3 750.456 Person B Placing spouse into prostitution 4 750.457 Pub ord B Accepting earnings of a prostitute 5 750.458 Person B Prostitution — detaining person for debt 6 750.459 Person B Transporting a person for prostitution 7 750.459(2) PERSON E SELLING TRAVEL SERVICES TO FACILITATE PROSTITUTION OR HUMAN TRAFFICKING IN OTHER JURISDICTIONS 8 750.459(3) PERSON D SELLING TRAVEL SERVICES TO FACILITATE PROSTITUTION OR HUMAN TRAFFICKING IN OTHER JURISDICTIONS 9 750.462f(1)(a) Person D Human trafficking violation 10 750.462f(1)(b) Person C Human trafficking violation resulting in bodily injury 11 750.462f(1)(d) Person B Human trafficking violation resulting in serious bodily injury 12 750.462f(1)(d) Person B Human trafficking violation involving death or the commission of certain felonies 13 750.462f(2) Person B Obtaining a minor for commercial sexual activity or for forced labor or services						
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commercial sexual activity or for forced labor or	12	750.462f(1)(d)	Person	А	violation involving death or the commission of certain	Life
	13	750.462f(2)	Person	В	commercial sexual activity or for forced labor or	20

06148'16 a TLG

1	750.462f(3)	Person	Variable	Attempting, conspiring, or soliciting another to violate human trafficking laws	Variable
2	750.465a(1)(b)	Property	G	Operating audiovisual recording device in a theatrical facility — second offense	2
3	750.465a(1)(c)	Property	F	Operating audiovisual recording device in a theatrical facility — third or subsequent offense	4

- 4 (2) For a violation of section 462f(3) of the Michigan penal
- 5 code, 1931 PA 328, MCL 750.462f, determine the offense category,
- 6 offense variable level, and prior record variable level based on
- 7 the underlying offense.
- 8 Enacting section 1. This amendatory act takes effect 90 days
- 9 after the date it is enacted into law.
- 10 Enacting section 2. This amendatory act does not take effect
- 11 unless Senate Bill No. \_\_\_\_ or House Bill No. 5838 (request no.
- 12 06148'16) of the 98th Legislature is enacted into law.

06148'16 a Final Page TLG