

**HOUSE SUBSTITUTE FOR
SENATE BILL NO. 373**

[A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 34 of chapter IX, section 14 of chapter XI, and sections 1, 11, 12, 13, 14, 15, 16a, 16b, 16c, 16d, 16f, 16g, 16h, 16i, 16k, 16l, 16m, 16o, 16p, 16r, 16s, 16t, 16u, 16v, 16w, 16x, 16y, 16z, 17, 18, 19, 21, 22, 33, 35, 43, 48, 54, and 55 of chapter XVII (MCL 769.34, 771.14, 777.1, 777.11, 777.12, 777.13, 777.14, 777.15, 777.16a, 777.16b, 777.16c, 777.16d, 777.16f, 777.16g, 777.16h, 777.16i, 777.16k, 777.16l, 777.16m, 777.16o, 777.16p, 777.16r, 777.16s, 777.16t, 777.16u, 777.16v, 777.16w, 777.16x, 777.16y, 777.16z, 777.17, 777.18, 777.19, 777.21, 777.22, 777.33, 777.35, 777.43, 777.48, 777.54, and 777.55), section 34 of chapter IX as amended by 1999 PA 227, section 14 of chapter XI as amended and sections 1, 12, 14, 15, 16a, 16b, 16c, 16h, 16i, 16k, 16m, 16o, 16p, 16r, 16s, 16t, 16u, 16v, 16w, 16x, 16y, 18,

19, 21, 22, 33, 35, 54, and 55 of chapter XVII as added by 1998 PA 317, section 11 of chapter XVII as amended by 1999 PA 90, section 13 of chapter XVII as amended by 1999 PA 61, section 16d of chapter XVII as amended by 1999 PA 192, section 16f of chapter XVII as amended by 1999 PA 45, section 16g of chapter XVII as amended by 1999 PA 39, section 16l of chapter XVII as amended by 1999 PA 168, section 16z of chapter XVII as amended by 1999 PA 186, section 17 of chapter XVII as amended by 1999 PA 67, and sections 43 and 48 of chapter XVII as amended by 1999 PA 227.]

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1

CHAPTER IX

2

3 Sec. 34. (1) The sentencing guidelines promulgated by order
4 of the Michigan supreme court shall not apply to felonies enumer-
5 ated in part 2 of chapter XVII committed on or after January 1,
6 1999.

7

8 (2) Except as otherwise provided in this subsection or for a
9 departure from the appropriate minimum sentence range provided
10 for under subsection (3), the minimum sentence imposed by a court
11 of this state for a felony enumerated in part 2 of chapter XVII
12 committed on or after January 1, 1999 shall be within the appro-
13 priate sentence range under the version of those sentencing
14 guidelines in effect on the date the crime was committed. Both
15 of the following apply to minimum sentences under this
16 subsection:

17

18 (a) If a statute mandates a minimum sentence for an
19 individual sentenced to the jurisdiction of the department of

1 corrections, the court shall impose sentence in accordance with
2 that statute. Imposing a mandatory minimum sentence is not a
3 departure under this section. If a statute mandates a minimum
4 sentence for an individual sentenced to the jurisdiction of the
5 department of corrections and the statute authorizes the sentenc-
6 ing judge to depart from that minimum sentence, IMPOSING a sen-
7 tence that exceeds the recommended sentence range but is less
8 than the mandatory minimum sentence is not a departure under this
9 section. IF THE MICHIGAN VEHICLE CODE, 1949 PA 300, MCL 257.1 TO
10 257.923, MANDATES A MINIMUM SENTENCE FOR AN INDIVIDUAL SENTENCED
11 TO THE JURISDICTION OF THE DEPARTMENT OF CORRECTIONS AND THE
12 MICHIGAN VEHICLE CODE, 1949 PA 300, MCL 257.1 TO 257.923, AUTHO-
13 RIZES THE SENTENCING JUDGE TO IMPOSE A SENTENCE THAT IS LESS THAN
14 THAT MINIMUM SENTENCE, IMPOSING A SENTENCE THAT EXCEEDS THE REC-
15 OMMENDED SENTENCE RANGE BUT IS LESS THAN THE MANDATORY MINIMUM
16 SENTENCE IS NOT A DEPARTURE UNDER THIS SECTION.

17 (b) The court shall not impose a minimum sentence, including
18 a departure, that exceeds 2/3 of the statutory maximum sentence.

19 (3) A court may depart from the appropriate sentence range
20 established under the sentencing guidelines set forth in chapter
21 XVII if the court has a substantial and compelling reason for
22 that departure and states on the record the reasons for
23 departure. All of the following apply to a departure:

24 (a) The court shall not use an individual's gender, race,
25 ethnicity, alienage, national origin, legal occupation, lack of
26 employment, representation by appointed legal counsel,
27 representation by retained legal counsel, appearance in propria

1 persona, or religion to depart from the appropriate sentence
2 range.

3 (b) The court shall not base a departure on an offense char-
4 acteristic or offender characteristic already taken into account
5 in determining the appropriate sentence range unless the court
6 finds from the facts contained in the court record, including the
7 presentence investigation report, that the characteristic has
8 been given inadequate or disproportionate weight.

9 (4) Intermediate sanctions shall be imposed under this chap-
10 ter as follows:

11 (a) If the upper limit of the recommended minimum sentence
12 range for a defendant determined under the sentencing guidelines
13 set forth in chapter XVII is 18 months or less, the court shall
14 impose an intermediate sanction unless the court states on the
15 record a substantial and compelling reason to sentence the indi-
16 vidual to the jurisdiction of the department of corrections. An
17 intermediate sanction may include a jail term that does not
18 exceed the upper limit of the recommended minimum sentence range
19 or 12 months, whichever is less.

20 (b) If the offense is a violation of section 7401(2)(a)(iv)
21 or 7403(2)(a)(iv) of the public health code, 1978 PA 368, MCL
22 333.7401 and 333.7403, and the upper limit of the recommended
23 minimum sentence range is 18 months or less, the court shall
24 impose a sentence of life probation absent a departure.

25 (c) If an attempt to commit a felony designated in offense
26 class H in part 2 of this chapter is punishable by imprisonment

1 for more than 1 year, the court shall impose an intermediate
2 sanction upon conviction of that offense absent a departure.

3 (d) If the upper limit of the recommended minimum sentence
4 exceeds 18 months and the lower limit of the recommended minimum
5 sentence is 12 months or less, the court shall sentence the
6 offender as follows absent a departure:

7 (i) To imprisonment with a minimum term within that range.

8 (ii) To an intermediate sanction that may include a term of
9 imprisonment of not more than 12 months.

10 (5) If a crime has a mandatory determinant penalty or a man-
11 datory penalty of life imprisonment, the court shall impose that
12 penalty. This section does not apply to sentencing for that
13 crime.

14 (6) As part of the sentence, the court may also order the
15 defendant to pay any combination of a fine, costs, or applicable
16 assessments. The court shall order payment of restitution as
17 provided by law.

18 (7) If the trial court imposes on a defendant a minimum sen-
19 tence that is longer or more severe than the appropriate sentence
20 range, as part of the court's advice of the defendant's rights
21 concerning appeal, the court shall advise the defendant orally
22 and in writing that he or she may appeal the sentence as provided
23 by law on grounds that it is longer or more severe than the
24 appropriate sentence range.

25 (8) All of the following shall be part of the record filed
26 for an appeal of a sentence under this section:

1 (a) An entire record of the sentencing proceedings.

2 (b) The presentence investigation report. Any portion of
3 the presentence investigation report exempt from disclosure by
4 law shall not be a public record.

5 (c) Any other reports or documents the sentencing court used
6 in imposing sentence.

7 (9) An appeal of a sentence under this section does not stay
8 execution of the sentence.

9 (10) If a minimum sentence is within the appropriate guide-
10 lines sentence range, the court of appeals shall affirm that sen-
11 tence and shall not remand for resentencing absent an error in
12 scoring the sentencing guidelines or inaccurate information
13 relied upon in determining the defendant's sentence. A party
14 shall not raise on appeal an issue challenging the scoring of the
15 sentencing guidelines or challenging the accuracy of information
16 relied upon in determining a sentence that is within the appro-
17 priate guidelines sentence range unless the party has raised the
18 issue at sentencing, in a proper motion for resentencing, or in a
19 proper motion to remand filed in the court of appeals.

20 (11) If, upon a review of the record, the court of appeals
21 finds the trial court did not have a substantial and compelling
22 reason for departing from the appropriate sentence range, the
23 court shall remand the matter to the sentencing judge or another
24 trial court judge for resentencing under this chapter.

25 (12) Time served on the sentence appealed under this section
26 is considered time served on any sentence imposed after remand.

CHAPTER XI

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Sec. 14. (1) Before the court sentences a person charged with a felony or a person who is a licensee or registrant under article 15 of the public health code, 1978 PA 368, MCL 333.16101 to 333.18838, as described in section 1(11) of chapter IX, and, if directed by the court, in any other case in which a person is charged with a misdemeanor within the jurisdiction of the court, the probation officer shall inquire into the antecedents, character, and circumstances of the person, and shall report in writing to the court.

(2) A presentence investigation report prepared under subsection (1) shall include all of the following:

(a) An evaluation of and a prognosis for the person's adjustment in the community based on factual information contained in the report.

(b) If requested by a victim, any written impact statement submitted by the victim under the crime victim's rights act, 1985 PA 87, MCL 780.751 to 780.834.

(c) A specific written recommendation for disposition based on the evaluation and other information as prescribed by the assistant director of the department of corrections in charge of probation.

(d) A statement prepared by the prosecuting attorney as to whether consecutive sentencing is required or authorized by law.

(e) For a person to be sentenced under the sentencing guidelines set forth in chapter XVII, all of the following:

1 (i) FOR EACH CONVICTION FOR WHICH A CONSECUTIVE SENTENCE IS
2 AUTHORIZED OR REQUIRED, THE SENTENCE GRID IN PART 6 OF CHAPTER
3 XVII THAT CONTAINS THE RECOMMENDED MINIMUM SENTENCE RANGE.

4 (ii) ~~(i) For~~ UNLESS OTHERWISE PROVIDED IN SUBPARAGRAPH
5 (i), FOR each ~~conviction entered~~ CRIME HAVING THE HIGHEST CRIME
6 CLASS, the sentence grid in part 6 of chapter XVII that contains
7 the recommended minimum sentence ~~ranges~~ RANGE.

8 (iii) ~~(ii) The~~ UNLESS OTHERWISE PROVIDED IN SUBPARAGRAPH
9 (i), THE computation that determines the recommended minimum sen-
10 tence range for ~~each conviction entered~~ THE CRIME HAVING THE
11 HIGHEST CRIME CLASS.

12 (iv) ~~(iii)~~ A specific statement as to the applicability of
13 intermediate sanctions, as defined in section 31 of chapter IX.

14 (v) ~~(iv)~~ The recommended sentence.

15 (f) If a person is to be sentenced for a felony or for a
16 misdemeanor involving the illegal delivery, possession, or use of
17 alcohol or a controlled substance, a statement that the person is
18 licensed or registered under article 15 of the public health
19 code, 1978 PA 368, MCL 333.16101 to 333.18838, if applicable.

20 (g) Diagnostic opinions that are available and not exempted
21 from disclosure under subsection (3).

22 (3) The court may exempt from disclosure in the presentence
23 investigation report information or a diagnostic opinion that
24 might seriously disrupt a program of rehabilitation or sources of
25 information obtained on a promise of confidentiality. If a part
26 of the presentence investigation report is not disclosed, the
27 court shall state on the record the reasons for its action and

1 inform the defendant and his or her attorney that information has
2 not been disclosed. The action of the court in exempting infor-
3 mation from disclosure is subject to appellate review.

4 Information or a diagnostic opinion exempted from disclosure pur-
5 suant to this subsection shall be specifically noted in the pre-
6 sentence investigation report.

7 (4) If a prepared presentence investigation report is
8 amended or altered before sentencing by the supervisor of the
9 probation officer who prepared the report or by any other person
10 who has the authority to amend or alter a presentence investiga-
11 tion report, the probation officer may request that the court
12 strike his or her name from the report and the court shall comply
13 with that request.

14 (5) The court shall permit the prosecutor, the defendant's
15 attorney, and the defendant to review the presentence investiga-
16 tion report before sentencing.

17 (6) At the time of sentencing, either party may challenge,
18 on the record, the accuracy or relevancy of any information con-
19 tained in the presentence investigation report. The court may
20 order an adjournment to permit the parties to prepare a challenge
21 or a response to a challenge. If the court finds on the record
22 that the challenged information is inaccurate or irrelevant, that
23 finding shall be made a part of the record, the presentence
24 investigation report shall be amended, and the inaccurate or
25 irrelevant information shall be stricken accordingly before the
26 report is transmitted to the department of corrections.

1 (7) On appeal, the defendant's attorney, or the defendant if
2 proceeding pro se, shall be provided with a copy of the
3 presentence investigation report and any attachments to the
4 report with the exception of any information exempted from dis-
5 closure by the court under subsection (3).

6 (8) If the person is committed to a state penal institution,
7 a copy or amended copy of the presentence investigation report
8 and, if a psychiatric examination of the person has been made for
9 the court, a copy of the psychiatric report shall accompany the
10 commitment papers. If the person is sentenced by fine or impris-
11 onment or placed on probation or other disposition of his or her
12 case is made by the court, a copy or amended copy of the presen-
13 tence investigation report, including a psychiatric examination
14 report made in the case, shall be filed with the department of
15 corrections.

16 (9) A prisoner under the jurisdiction of the department of
17 corrections shall be provided with a copy of any presentence
18 investigation report in the department's possession about that
19 prisoner, except for information exempted from disclosure under
20 subsection (3), not less than 30 days before a parole interview
21 is conducted under section 35 of 1953 PA 232, MCL 791.235.

22 CHAPTER XVII

23 Sec. 1. As used in this chapter:

24 (a) "Aircraft" means that term as defined in section 4 of
25 the aeronautics code of the state of Michigan, 1945 PA 327, MCL
26 259.4.

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1 (b) "Departure" means that term as defined in section 31 of
2 chapter IX.

3 (c) "Homicide" means any crime in which the death of a human
4 being is an element of that crime.

5 (d) "Intermediate sanction" means that term as defined in
6 section 31 of chapter IX.

7 (E) "ORV" MEANS THAT TERM AS DEFINED IN SECTION 81101 OF THE
8 NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION ACT, 1994 PA 451,
9 MCL 324.81101.

10 (F) "SNOWMOBILE" MEANS THAT TERM AS DEFINED IN SECTION 82101
11 OF THE NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION ACT, 1994
12 PA 451, MCL 324.82101.

13 (G) ~~(e)~~ "Vehicle" means that term as defined in section 79
14 of the Michigan vehicle code, 1949 PA 300, MCL 257.49.

15 (H) "VESSEL" MEANS THAT TERM AS DEFINED IN SECTION 80104 OF
16 THE NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION ACT, 1994 PA
17 451, MCL 324.80104.

18 Sec. 11. This chapter applies to the following felonies
19 enumerated in chapters 1 to 199 of the Michigan Compiled Laws:

20	M.C.L. Max	Category	Class	Description	Stat	
21	4.421(1)	Pub	trst	G	Lobbyists -- compensation con- 22 tent on outcome of action	3
23	4.421(2)	Pub	trst	G	Lobbyists giving gifts	3
24	18.366(1)	Property		E	False presentation to crime 25 victim services commission 26 to obtain more than \$100	10
27	18.1268(9)	Pub	trst	H	Purposefully submitting false 28 business certification	Fine

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1	21.154	Pub trst	E	Public officer -- embezzlement	5
2	28.214(4)(B)	PUB TRST	F	UNAUTHORIZED DISCLOSURE OF INFORMATION FROM LAW ENFORCEMENT INFORMATION NETWORK -- SUBSEQUENT OFFENSE	4
3					
4					
5					
6	28.293(1)	Pub ord	E	False information when applying for state ID	5
7					
8	28.293(2)	Pub ord	D	False information when applying for state ID -- second offense	7
9					
10					
11	28.293(3)	Pub ord	C	False information when applying for state ID -- third or subsequent offense	15
12					
13					
14	28.295(1)(a)	Pub ord	H	Forging state ID card to commit felony	4
15					
16	28.295(3)	Property	H	Using stolen state ID card to commit felony	
17	Variable				
18	28.295a(1)	Pub ord	H	False representation to obtain or misuse personal information	4
19					
20					
21	28.295a(2)	Pub ord	G	False representation to obtain or misuse personal information -- second offense	7
22					
23					
24	28.295a(3)	Pub ord	C	False representation to obtain or misuse personal information -- third or subsequent offense	15
25					
26					
27					
28	28.422	Pub saf	G	Pistols -- license application forgery	4
29					
30	28.729(1)(a)	Pub ord	F	Failure to register as a sex offender, first offense	4
31					
32	28.729(1)(b)	Pub ord	D	Failure to register as a sex offender, second offense	7
33					
34	28.729(1)(c)	Pub ord	D	Failure to register as a sex offender, third or subsequent offense	10
35					
36					
37	35.929	Pub trst	H	Willful falsification in application for veterans benefits	3
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1 2	35.980	Pub trst	H	False statement in application for Korean veterans benefits	3
3 4 5	35.1029	Pub trst	H	False statement in application for Vietnam veterans benefits	3
6 7 8	38.412a(1)	Pub trst	H	County employee providing answers to county civil service exam	1
9 10 11	38.516	Pub trst	H	Fire and police civil service -- appointment or employment contrary to act	2
12 13 14	45.82	Pub trst	E	County purchasing agent -- violations in awarding bids or contracts	5
15 16	47.8	Pub trst	H	Payment of claim against county before audit	2
17 18 19	47.56	Pub trst	H	Wayne County treasurer paying claims without appropriate signature	2
20 21 22	51.364	Pub trst	H	Appointment or selection contrary to civil service commission rules	2
23 24 25	110.28	Pub trst	G	Fourth class cities -- misappropriation of money or property	3
26 27 28	117.25(3)	Pub trst	E	Amendment to city electors -- willfully affixing another's signature, false rep	15
29 30 31	125.1447	Property	G	Michigan state housing development authority -- false pretenses over \$100	10
32 33	168.731(4)	Pub trst	G	Election law -- filing certain false statements	2
34 35 36	168.734	Pub trst	G	Election law -- election board refusing to provide challenger conveniences	2
37 38 39	168.756	Pub trst	E	Elector's false statement concerning inability to mark ballot	5

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1	168.757	Pub trst	E	Election inspector -- unlawful	
2				conduct	5
3	168.759(8)	Pub trst	E	Forged signature on absentee	
4				ballot	5
5	168.759b	Pub trst	E	False statement in application	
6				for emergency absentee	
7				ballot	5
8	168.761(5)	Pub trst	E	Assisting an absentee voter in	
9				making a false statement	5
10	168.769(4)	Pub trst	E	Voting both in person and by	
11				absentee ballot	5
12	168.792a(11)	Pub trst	E	Disclosing how ballot voted or	
13				election results early	
14				before polls are closed	5
15	168.792a(16)	Pub trst	E	Disclosing election result or	
16				how ballot voted	5
17	168.808	Pub trst	E	Untrue statement by member of	
18				board of inspectors	4
19	168.873	Pub trst	E	Misconduct of election	
20				employee in recount-county	
21				and local	5
22	168.887	Pub trst	E	Misconduct of election	
23				employee in recount	5
24	168.932(a)	Pub trst	E	Bribing or intimidating voters	5
25	168.932(b)	Pub trst	E	Ballot tampering	5
26	168.932(c)	Pub trst	E	Destroying or falsifying elec-	
27				tion return or records	5
28	168.932(d)	Pub trst	E	Disclosing votes or obstruct-	
29				ing voter	5
30	168.932(e)	Pub trst	E	Absentee ballot tampering	5
31	168.932(f)	Pub trst	E	Election law -- possess absent	
32				voter ballot delivered to	
33				another person	5
34	168.932(g)	Pub trst	E	Suggesting how a disabled	
35				voter should vote	5

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1	168.932(h)	Pub trst	E	Suggesting or influencing how	
2				an absentee voter should	
3				vote	5
4	168.932(i)	Pub trst	E	Organizing a meeting where	
5				absentee voter ballots are	
6				to be voted	5
7	168.932a	Pub trst	G	Election offenses	4
8	168.933	Pub trst	E	False swearing to register or	
9				vote	5
10	168.936	Pub trst	E	Election law -- perjury	5
11	168.937	Pub trst	E	Election law -- forgery	5
12	169.254	Pub trst	H	Campaign finance -- corporate	
13				contributions	3
14	169.255	Pub trst	H	Campaign finance -- corporate	
15				solicitation for certain	
16				funds	3
17	169.266	Pub trst	H	Campaign finance -- qualified	
18				campaign expenditures	3
19	Sec. 12. This chapter applies to the following felonies				
20	enumerated in chapters 200 to 299 of the Michigan Compiled Laws:				

21	M.C.L. Max	Category	Class	Description	Stat
22	205.27(1)(a)	Pub trst	G	Failure to file or false tax	
23				return or payment	5
24	205.27(1)(b)	Pub trst	G	Aiding and abetting tax eva-	
25				sion or filing false returns	5
26	205.27(1)(c)	Pub trst	G	Making/permitting false tax	
27				returns or payments	5
28	205.27(3)	Pub trst	G	False tax returns/perjury	15
29	205.28	Pub trst	G	Compromising/unauthorized dis-	5
30				closure of tax information	
31	205.28(1)(e)	Pub trst	G	State employee compromising	
32				taxes	5
33	205.28(1)(f)	Pub trst	G	Unauthorized disclosure of tax	
34				information	5

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1 2	205.428(2)	Pub trst	G	Tobacco products tax act violations	5
3 4 5 6	205.428(3)	PUB TRST	G	ILLEGAL SALE OF CIGARETTES OR OTHER TOBACCO PRODUCTS WITH WHOLESALE PRICE OF \$250.00 OR MORE	5
7 8	205.428(6)	PUB TRST	F	ILLEGAL TOBACCO STAMP OR TOBACCO STAMP DEVICE	10
9 10	205.428(7)	PUB TRST	G	ILLEGAL VENDING MACHINE LICENSE, DISK, OR MARKER	5
11 12	207.118a	Pub ord	G	Gasoline tax -- embezzlement over \$100	10
13 14	207.119	Pub trst	G	Gasoline or motor fuel tax violation	4
15 16	207.127c	Pub ord	G	Diesel fuel tax -- embezzlement over \$100	10
17 18 19	207.754(3)	Pub trst	G	State treasurer -- municipality tax -- divulging confidential information	5
20 21	252.311	PROPERTY	H	DESTROYING A TREE OR SHRUB TO MAKE A SIGN MORE VISIBLE	2
22	257.233a(7)	Pub ord	G	Odometer tampering	5
23 24	257.254	Property	E	Possessing stolen vehicle title	10
25 26	257.257(1)	Property	G	Altering or forging vehicle documents -- first offense	5
27 28	257.257(2)	Property	G	Altering or forging vehicle documents -- second offense	7
29 30 31	257.257(3)	Property	E	Altering or forging vehicle documents -- third OR SUBSEQUENT offense	15
32 33 34	257.329(1)	Property	G	Possession/sale of stolen or counterfeit insurance certificates	5
35 36 37	257.329(2)	Property	E	Possession/sale of stolen or counterfeit insurance certificates -- second offense	7

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1	257.329(3)	Property	E	Possession/sale of stolen or counterfeit insurance certificates -- third OR SUBSEQUENT offense	15
2					
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5	257.602a(2)	Pub saf	G	Fleeing and eluding -- fourth degree	2
6					
7	257.602a(3)	Pub saf	E	Fleeing and eluding -- third degree	5
8					
9	257.602a(4)	Person	D	Fleeing and eluding -- second degree	10
10					
11	257.602a(5)	Person	C	Fleeing and eluding -- first degree	15
12					
13	257.617	Person	E	Failure to stop at scene of a serious personal injury accident	5
14					
15					
16	257.625(4)	Person	C	OUIL OPERATING A VEHICLE UNDER THE INFLUENCE OR WHILE IMPAIRED causing death	15
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18					
19	257.625(5)	Person	E	OUIL OPERATING A VEHICLE UNDER THE INFLUENCE OR WHILE IMPAIRED causing serious impairment of body function	5
20					
21					
22					
23	257.625(7)(d)				
24	257.625(7)(A)(ii)	Pub			
25		saf			
26		PERSON	E	OUIL -- third offense OPERATING A VEHICLE UNDER THE INFLUENCE OR WHILE IMPAIRED WITH A MINOR IN THE VEHICLE -- SUBSEQUENT OFFENSE	5
27					
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31					
32	257.625(8)(C)	PUB SAF	E	OPERATING A VEHICLE UNDER THE INFLUENCE -- THIRD OR SUBSEQUENT OFFENSE	5
33					
34					
35	257.625(9)(B)	PERSON	E	ALLOWING A VEHICLE TO BE OPERATED WHILE UNDER THE INFLUENCE OR IMPAIRED CAUSING DEATH	5
36					
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39	257.625(9)(C)	PERSON	G	ALLOWING A VEHICLE TO BE OPERATED WHILE UNDER THE INFLUENCE OR IMPAIRED CAUSING SERIOUS IMPAIRMENT	2
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1 2	257.625(10)(C)	PUB SAF	E	IMPAIRED DRIVING -- THIRD OR SUBSEQUENT OFFENSE	5
3 4 5	257.625K(7)	PUB SAF	D	KNOWINGLY PROVIDING FALSE INFORMATION CONCERNING AN IGNITION INTERLOCK DEVICE	10
6 7 8 9	257.625K(9)	PUB SAF	D	FAILURE TO REPORT THAT AN IGNITION INTERLOCK DEVICE DOES NOT MEET LEGAL REQUIREMENTS	10
10 11	257.625M(5)	PUB SAF	E	COMMERCIAL DRUNK DRIVING -- THIRD OR SUBSEQUENT OFFENSE	5
12 13	257.625n(10)	Pub ord	G	Disposing of vehicle to avoid forfeiture	4
14 15	257.744a	Pub saf	D	False statement in citation -- perjury	15
16	257.902	Pub saf	E	Motor vehicle code violations	5
17 18 19	257.903(1)	Property	E	Motor vehicle code -- false certification -- first offense	5
20 21 22	257.903(2)	Property	E	Motor vehicle code -- false certification -- second offense	7
23 24 25	257.903(3)	Property	D	Motor vehicle code -- false certification -- third OR SUBSEQUENT offense	15
26 27	257.904(4)	PERSON	C	OPERATING A VEHICLE WITHOUT A LICENSE CAUSING DEATH	15
28 29 30	257.904(5)	PERSON	E	OPERATING A VEHICLE WITHOUT A LICENSE CAUSING SERIOUS IMPAIRMENT	5
31 32 33	257.904(7)	PERSON	G	ALLOWING A VEHICLE TO BE OPER- ATED WITHOUT A LICENSE CAUS- ING SERIOUS IMPAIRMENT	2
34 35 36		PERSON	E	ALLOWING A VEHICLE TO BE OPER- ATED WITHOUT A LICENSE CAUS- ING DEATH	5
37 38 39	257.1353(2)	Pub trst	H	Motor vehicle -- fail to record material matter -- second SUBSEQUENT offense	2

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1	257.1354(2)	Pub trst	H	Motor vehicle -- general	
2				violations -- second	
3				SUBSEQUENT offense	2
4	257.1355	Pub trst	H	Motor vehicle -- fail to	
5				record transaction/falsify	
6				records	2
7	259.183	Property	E	Aircraft -- unlawful taking or	
8				tampering	5
9	259.185(4)	PERSON	C	OPERATING OR SERVING AS CREW	
10				OF AIRCRAFT WHILE UNDER THE	
11				INFLUENCE CAUSING DEATH	15
12	259.185(8)	Pub saf	G	Aircraft -- OUIL OPERATING	
13				OR SERVING AS CREW OF AIR-	
14				CRAFT WHILE UNDER THE	
15				INFLUENCE -- third OR	
16				SUBSEQUENT offense	5
17	285.82	Pub trst	H	Grain dealers act violations	5
18	285.279	Pub trst	E	Falsely obtaining money --	
19				agricultural land	10
20	286.455(2)	Pub saf	G	Agriculture -- hazardous	
21				substance	5
22	287.77(1)	Pub saf	H	Agriculture -- livestock	
23				condemnation	4
24	287.323(1)	Person	C	Dangerous animal causing death	15
25	287.323(2)	Person	G	Dangerous animal causing seri-	
26				ous injury	4
27	287.679	Pub ord	H	Dead animals	1
28	287.744(1)	Pub ord	G	Animal industry act violations	5
29	287.855	Pub saf	G	Agriculture -- contaminating	
30				livestock/false	
31				statement/violation of	
32				quarantine	5
	[287.967(5)	PUB ORD	G	CERVIDAE PRODUCER VIOLATION	4]
33	288.223	Pub saf	G	Sale or labeling of oleomarga-	
34				rine violations	3
35	288.257	Pub saf	G	Margarine violations	3
36	288.284	Pub trst	H	Selling falsely branded cheese	2

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1	289.5107(2)	PUB SAF	F	ADULTERATED, MISBRANDED, OR	
2				FALSELY IDENTIFIED FOOD	4
3	290.629(1)	Person	G	Weights and measures --	
4				assaults enforcement officer	2
5	290.631(3)	Pub trst	G	Weights and measures	5
6	290.650	Person	G	Motor fuels --	
7				assaulting/obstructing	
8				director or authorized	
9				representative	2
10	290.650b(3)	Pub trst	H	Motor fuels violations	2
11	Sec. 13. This chapter applies to the following felonies				
12	enumerated in chapters 300 to 399 of the Michigan Compiled Laws:				

13	M.C.L. Max	Category	Class	Description	Stat
14	324.1608	Person	G	Resisting and obstructing con-	
15				servation officer	2
16	324.2157(3)	Property	H	State owned property -- dam-	
17	days			ages of \$1,000 or more	180
18	324.3115(2)	Pub saf	H	Waste discharge violations --	
19				second offense	2
20	324.5531(4)	Pub saf	H	Knowingly releasing pollutants	2
21	324.5531(5)	Pub saf	G	Knowingly releasing pollutants	
22				-- causing death or serious	
23				bodily injury	6
24	324.5531(6)	Pub saf	C	Knowingly releasing pollutants	
25				-- resulting in death or	
26				serious bodily injury	15
27	324.8905(2)	Pub saf	H	Infectious waste/pathological	
28				waste/sharps -- littering	
29				violation	2
30	324.8905(3)	Pub saf	G	Infectious waste/pathological	
31				waste/sharps -- littering	
32				violation -- second offense	5
33	324.11151(2)	Pub saf	H	Hazardous waste violations --	
34				second or subsequent offense	2

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1 2 3	324.11151(3)	Pub saf	H	Hazardous waste violation -- with disregard for human life	2
4 5 6	324.11151(3)	Pub saf	G	Hazardous waste violation -- with extreme indifference for human life	5
7 8 9	324.12116(2)	Pub saf	H	Waste -- false statement or entry in a license application	2
10 11 12	324.20139(3)	Pub saf	H	Hazardous waste -- knowingly releases or causes the release	2
13 14 15	324.21324(1)	Pub saf	G	Underground storage tanks -- false or misleading information	5
16 17 18	324.21548(1)	Pub trst	H	False statement, report, claim, bid, work invoice, or other request for payment	5
19 20	324.30316(3)	Pub saf	H	NREPA violation -- subsequent offense	2
21 22 23	324.31525	Person	G	NREPA -- imminent danger of death or serious injury -- subsequent offense	2
24 25	324.33939(1)	Pub trst	H	NREPA violation for commercial purposes	2
26 27 28 29	324.40118(11)	Pub ord	G	Wildlife conservation -- buying selling protected animals -- subsequent offense	4
30 31	324.51120(2)	Property	H	Removing forest products over \$2,500	3
32	324.51512	Pub saf	D	Willfully setting forest fires	10
33 34 35 36	324.52908(3)	PROPERTY	H	ILLEGALLY CUTTING, REMOVING, OR TRANSPORTING TREE OR OTHER PLANT INVOLVING \$1,000 OR MORE	180
	DAYS				
37	324.61511	Pub trst	G	False affidavit under NREPA	5
38	324.61521(1)	Pub trst	G	Evading rule under NREPA	3

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1	324.76107(4)	Pub trst	G	Recovering abandoned property	
2				in Great Lakes without	
3				permit	2
4	324.80130d(1)	Pub ord	H	False representation to obtain	
5				personal information	4
6	324.80130d(2)	Pub ord	G	False representation to obtain	
7				personal information --	
8				second offense	7
9	324.80130d(3)	Pub ord	C	False representation to obtain	
10				personal information --	
11				third or subsequent offense	15
12	324.80172	Person	G	Negligent crippling or homi-	
13				cide by vessel	2
14	324.80173	Person	G	Felonious operation of a	
15				vessel	2
16	324.80176(4)	Person	C	Operating a vessel under the	
17				influence causing death	15
18	324.80176(5)	Person	E	Operating a vessel under the	
19				influence causing long-term	
20				incapacitating injury	5
21	324.80177(1)(c)	Pub saf	E	Operating a vessel under the	
22				influence -- third or subse-	
23				quent offense	5
24	324.80319a(1)	Pub ord	H	False representation to obtain	
25				personal information	4
26	324.80319a(2)	Pub ord	G	False representation to obtain	
27				personal information --	
28				second offense	7
29	324.80319a(3)	Pub ord	C	False representation to obtain	
30				personal information --	
31				third or subsequent offense	15
32	324.81120(1)	Pub ord	H	False representation to obtain	
33				personal information	4
34	324.81120(2)	Pub ord	G	False representation to obtain	
35				personal information --	
36				second offense	7
37	324.81120(3)	Pub ord	C	False representation to obtain	
38				personal information --	
39				third or subsequent offense	15

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1	324.81134(6)	Pub saf	E	Operating an ORV under the	
2				influence -- third OR	
3				SUBSEQUENT offense	4
4	324.81134(7)	PERSON	C	OPERATING AN ORV UNDER THE	
5				INFLUENCE CAUSING DEATH	15
6	324.81134(8)	PERSON	E	OPERATING AN ORV UNDER THE	
7				INFLUENCE CAUSING SERIOUS	
8				IMPAIRMENT	5
9	324.82126C(1)	PERSON	G	OPERATING A SNOWMOBILE CARE-	
10				LESSLY OR NEGLIGENTLY CAUS-	
11				ING DEATH OR SERIOUS	
12				IMPAIRMENT	2
13	324.82126C(2)	PERSON	G	OPERATING A SNOWMOBILE WITHOUT	
14				REGARD TO SAFETY CAUSING	
15				SERIOUS IMPAIRMENT	2
16	324.82127(4)	Person	C	Operating a snowmobile under	
17				the influence causing death	15
18	324.82127(5)	Person	E	Operating a snowmobile under	
19				the influence causing	
20				long-term incapacitating	
21				injury	5
22	324.82128(1)(c)	Pub saf	E	Operating a snowmobile under	
23				the influence -- third OR	
24				SUBSEQUENT offense	5
25	324.82160(1)	Pub ord	H	False representation to obtain	
26				personal information	4
27	324.82160(2)	Pub ord	G	False representation to obtain	
28				personal information --	
29				second offense	7
30	324.82160(3)	Pub ord	C	False representation to obtain	
31				personal information --	
32				third or subsequent offense	15
33	328.232	Property	E	Conversion of funeral	
34				contracts	5
35	333.2685	Person	E	Use of a live human embryo,	
36				fetus for nontherapeutic	
37				research	5
38	333.2688	Person	E	Research on dead embryo or	
39				fetus without mother's	
40				consent	5

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1	333.2689	Person	E	Abortion to obtain embryo	5
2	333.2690	Person	E	Sale or delivery of fetus or embryo	5
3					
4	333.2813(3)	PUB TRST	F	UNAUTHORIZED DISCLOSURE OF SOCIAL SECURITY NUMBER -- SUBSEQUENT OFFENSE	4
5					
6					
7	333.2835(9)	Pub trst	G	Disclosing confidential information -- abortion	3
8					
9	333.5210	Person	F	AIDS -- sexual penetration with uninformed partner	4
10					
11	333.5661	Person	F	Fraud resulting in patient death	4
12					
13	333.7341(8)	CS	G	Delivery or manufacture or OF imitation controlled substance	2
14					
15					
16	333.7401(2)(a)(i)	CS	A	Delivery or manufacture of >649 650 OR MORE grams by juvenile OF CERTAIN SCHEDULE 1 OR 2 CONTROLLED SUBSTANCES	Life
17					
18					
19					
20					
21	333.7401(2)(A)(ii)	CS	A	DELIVERY OR MANUFACTURE OF 225 OR MORE BUT LESS THAN 650 GRAMS OF CERTAIN SCHEDULE 1 OR 2 CONTROLLED SUBSTANCES	30
22					
23					
24					
25	333.7401(2)(a)(iii)	CS	B	Delivery or manufacture of 50-224 50 OR MORE BUT LESS THAN 225 grams OF CERTAIN SCHEDULE 1 OR 2 CONTROLLED SUBSTANCES	20
26					
27					
28					
29					
30	333.7401(2)(a)(iv)	CS	D	Delivery or manufacture of <50 LESS THAN 50 grams OF CERTAIN SCHEDULE 1 OR 2 CONTROLLED SUBSTANCES	20
31					
32					
33					
34	333.7401(2)(b)	CS	E	Delivery or manufacture OF schedule 1/2/3 1, 2, OR 3 CONTROLLED SUBSTANCE except marijuana	7
35					
36					
37					
38	333.7401(2)(c)	CS	F	Delivery or manufacture OF schedule 4 CONTROLLED SUBSTANCE	4
39					
40					

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1	333.7401(2)(d)(i)	CS	C	Delivery or manufacture →45	
2				kilos OF 45 OR MORE	
3				KILOGRAMS of marijuana	15
4	333.7401(2)(d)(ii)	CS	D	Delivery or manufacture of	
5				5-45 kilos 5 OR MORE BUT	
6				LESS THAN 45 KILOGRAMS of	
7				marijuana	7
8	333.7401(2)(d)(iii)	CS	F	Delivery or manufacture ←5	
9				kilos OF LESS THAN 5	
10				KILOGRAMS or 20 plants of	
11				marijuana	4
12	333.7401(2)(e)	CS	G	Delivery or manufacture OF	
13				schedule 5 CONTROLLED	
14				SUBSTANCE	2
15	333.7401(2)(f)	CS	D	Delivery or manufacture of an	
16				official or counterfeit pre-	
17				scription form	20
18	333.7401(2)(g)	CS	D	Delivery or manufacture OF	
19				prescription or counterfeit	
20				form (other than official)	7
21	333.7401A	PERSON	B	DELIVERING A CONTROLLED SUB-	
22				STANCE WITH INTENT TO COMMIT	
23				CRIMINAL SEXUAL CONDUCT	20
24	333.7402(2)(a)	CS	D	Delivery or manufacture of an	
25				imitation controlled	
26				substance	10
27	333.7402(2)(b)	CS	E	Delivery or manufacture OF	
28				SCHEDULE 1, 2, OR 3 imita-	
29				tion controlled substance	
30				schedule 1/2/3	5
31	333.7402(2)(c)	CS	F	Delivery or manufacture OF	
32				imitation SCHEDULE 4 con-	
33				trolled substance schedule	
34				4	4
35	333.7402(2)(d)	CS	G	Delivery or manufacture OF	
36				imitation SCHEDULE 5 con-	
37				trolled substance schedule	
38				5	2
39	333.7402(2)(e)	CS	C	Delivery or manufacture OF	
40				CONTROLLED SUBSTANCE	
41				analogue	15

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1	333.7403(2)(a)(i)	CS	A	Possession >649 OF 650 OR	
2				MORE grams OF CERTAIN	
3				SCHEDULE 1 OR 2 CONTROLLED	
4				SUBSTANCES by juvenile	Life
5	333.7403(2)(A)(ii)	CS	A	POSSESSION OF 225 OR MORE BUT	
6				LESS THAN 650 GRAMS OF CER-	
7				TAIN SCHEDULE 1 OR 2 CON-	
8				TROLLED SUBSTANCES	30
9	333.7403(2)(a)(iii)	CS	B	Possession 50=224 OF 50 OR	
10				MORE BUT LESS THAN 225 grams	
11				OF CERTAIN SCHEDULE 1 OR 2	
12				CONTROLLED SUBSTANCES	20
13	333.7403(2)(a)(iv)	CS	G	Possession of 25=49 25 OR	
14				MORE BUT LESS THAN 50 grams	
15				OF CERTAIN SCHEDULE 1 OR 2	
16				CONTROLLED SUBSTANCES	4
17	333.7403(2)(a)(v)	CS	G	Possession of <25 LESS THAN	
18				25 grams OF CERTAIN SCHEDULE	
19				1 OR 2 CONTROLLED SUBSTANCES	4
20	333.7403(2)(b)	CS	G	Possession OF certain schedule	
21				1/2/3/4/ 1, 2, 3, OR 4	
22				CONTROLLED SUBSTANCES or	
23				CONTROLLED SUBSTANCES	
24				analogue	2
25	333.7403(2)(e)	CS	H	Possession of official pre-	
26				scription form	1
27	333.7405(a)	CS	G	Controlled substance viola-	
28				tions by licensee	2
29	333.7405(b)	CS	G	Manufacturing or distribution	
30				violations by licensee	2
31	333.7405(c)	CS	G	Refusing lawful inspection	2
32	333.7405(d)	CS	G	Maintaining drug house	2
33	333.7407(1)(a)	CS	G	Controlled substance viola-	
34				tions by licensee	4
35	333.7407(1)(b)	CS	G	Use of fictitious, revoked, or	
36				suspended license number	4
37	333.7407(1)(c)	CS	G	Obtaining controlled substance	
38				by fraud	4

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1 2	333.7407(1)(d)	CS	G	False reports under controlled substance article	4
3 4	333.7407(1)(e)	CS	G	Possession of counterfeiting implements	4
5 6	333.7407(1)(f)	CS	F	Disclosing or obtaining prescription information	4
7 8	333.7407(1)(g)	CS	F	Possession of counterfeit prescription form	4
9 10 11	333.7407(2)	CS	G	Refusing to furnish records under controlled substance article	4
12 13	333.7410A	CS	G	CONTROLLED SUBSTANCE OFFENSE IN OR NEAR A PARK	2
14 15	333.10204(1)	Pub ord	F	Transferring a human organ for valuable consideration	4
16 17	333.10204(4)	Pub saf	F	Removal of a human organ by an unauthorized individual	4
18 19	333.10205	Pub saf	F	Removal of a human organ in an unapproved facility	4
20 21	333.13738(2)	Pub saf	F	Waste disposal violations -- second offense	5
22 23	333.13738(3)	Pub saf	F	Disposing of waste -- indifference to human life	2
24 25	333.13738(3)	Pub saf	B	Disposing of waste -- extreme indifference to human life	20
26 27 28	333.16170(3)	Pub trst	F	False representation -- health professional recovery program	4
29 30	333.16294	Pub saf	F	Health profession -- unauthorized practice	4
31	333.17766a(2)(a)				
32 33	333.17766A(2)	CS	F	Possession of steroids -- second SUBSEQUENT offense	4
34 35	333.17766a(3)	CS	E	Delivery or manufacture of steroids	7
36	333.17766a(4)	CS	G	Delivery of imitation steroids	7

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1	333.17766c(2)	CS	G	Possession →10 OF MORE THAN	
2				10 grams ephedrine	2
3	333.20142(5)	Pub trst	F	False statement -- application	
4				licensure health facility	4
5	333.21792	Pub trst	G	Nursing homes -- referral	
6				fees/bribing officials/	
7				accepting bribes	4
8	338.3434A(2)	PUB TRST	F	UNAUTHORIZED DISCLOSURE OF A	
9				SOCIAL SECURITY NUMBER --	
10				SUBSEQUENT OFFENSE	4
11	388.936	Pub trst	F	Knowingly making false state-	
12				ment -- school district	
13				loans	4
14	388.962	Pub trst	F	Knowingly making false state-	
15				ment -- school district	
16				loans	4
17	Sec. 14. This chapter applies to the following felonies				
18	enumerated in chapters 400 to 499 of the Michigan Compiled Laws:				

19	M.C.L. Max	Category	Class	Description	Stat
20	400.60(2)	Property	H	Welfare -- obtaining over \$500	
21				by failure to inform	4
22	400.603	Pub trst	G	Medicaid fraud -- false state-	
23				ment in benefit/concealing	
24				information	4
25	400.604	Pub trst	G	Medicaid fraud --	
26				kickback/referral fees	4
27	400.605	Pub trst	G	Medicaid fraud -- false state-	
28				ment regarding institutions	4
29	400.606	Property	E	Medicaid fraud -- conspiracy	10
30	400.607	Pub trst	G	Medicaid fraud -- false	
31				claim/medically unnecessary	4
32	400.609	Property	D	Medicaid fraud -- fourth OR	
33				SUBSEQUENT offense	10
34	400.713(13)	Pub saf	H	Adult foster care -- unli-	
35				censed facility -- first	
36				offense	2

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1	400.713(13)	Pub saf	F	Adult foster care --		
2				unlicensed facility --		
3				second or subsequent		
4				violation		5
5	400.722(4)	Pub saf	F	Adult foster care -- maintain-		
6				ing operation after refusal		
7				of licensure		5
8	408.1035(5)	Pub				
9		saf				
10		PERSON	G	H MIOSHA violation --- second		
11				offense CAUSING EMPLOYEE		
12				DEATH		3 1
13	408.1035(5)	Pub saf				
14		PERSON	I	G MIOSHA violation --- first		
15				CAUSING EMPLOYEE DEATH --		
16				SUBSEQUENT offense		1 3
17	408.1035a(5)	Pub				
18		saf				
19		PERSON	I	H MIOSHA violations/writs of		
20				mandamus/assaults -- first		
21				offense VIOLATION CAUSING		
22				EMPLOYEE DEATH		1
23	408.1035a(5)	Pub saf				
24		PERSON	G	MIOSHA violations/writs of		
25				mandamus/assaults -- second		
26				VIOLATION CAUSING EMPLOYEE		
27				DEATH -- SUBSEQUENT offense		3
28	409.122(2)	Person	E	G Employment of children during		
29				certain hours -- third		
30				SECOND offense		10 2
31	409.122(2)	Pub ord				
32		PERSON	G	E Employment of children during		
33				certain hours -- second		
34				THIRD OR SUBSEQUENT offense		2 10
35	409.122(3)	Person	D	Employment of children in		
36				child sexually abusive		
37				activity		20
38	421.54(a)(ii)(B)	Property	H	Unemployment comp fraud --		
39				failure to comply with		
40				act/rule \$25,000-\$100,000		2
41	421.54(a)(ii)(C)	Property	G	Unemployment comp fraud --		
42				failure to comply with		
43				act/rule over \$100,000		5

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1	421.54(a)(iv)(B)	Property	H	Unemployment comp fraud --	
2				willful violation of	
3				act/rule over \$100,000	2
4	421.54(b)(ii)(B)	Property	H	Unemployment comp fraud --	
5				false statement or misrepresent	
6				over \$25,000	2
7	421.54(b)(ii)(C)	Property	H	Unemployment comp fraud --	
8				false statement or misrepresent	
9				ation without actual	
10				loss	2
11	421.54(d)	Property	H	Unemployment comp fraud --	
12				disclose confidential infor-	
13				mation for financial gain	1
14	421.54a	Property	G	Unemployment comp fraud --	
15				false statement as condition	
16				of employment	10
17	421.54b(b)(i)	Property	H	Unemployment comp fraud --	
18				conspiracy with loss of	
19				\$25,000 or less	2
20	421.54b(b)(ii)	Property	G	Unemployment comp fraud --	
21				conspiracy with loss over	
22				\$25,000	5
23	421.54b(b)(iii)	Property	H	Unemployment comp fraud --	
24				conspiracy with no actual	
25				loss	2
26	421.54c(b)(ii)	Property	H	Unemployment comp fraud --	
27				embezzlement of \$25,000 to	
28				under \$100,000	2
29	421.54c(b)(iii)	Property	G	Unemployment comp fraud --	
30				embezzlement of \$100,000 or	
31				more	5
32	421.54c(b)(iv)	Property	H	Unemployment comp fraud --	
33				embezzlement with no actual	
34				loss	2
35	426.106	Property	E	Marking of logs and timber --	
36				forging	5]
37	431.257	Pub trst	G	Racing, boxing and exhibition	
38				racing	2
39	431.307(8)	Pub trst	G	Horse racing -- testifying	
40				falsely to commissioner	
41				while under oath	4

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1 2 3	431.330(4)	Pub trst	G	Horse racing -- administering a drug that could affect racing condition	5
4 5 6	431.332	Pub trst	G	Horse racing -- influencing or attempting to influence result of race	5
7	432.30	Property	G	Lottery -- forgery of tickets	5
8	432.218	Pub ord	D	Casino gaming offenses	10
9 10	436.1701(2)	Person	D	Selling alcohol to a minor and causing death	10
11	436.1909(3)	Pub ord	H	Liquor violation	1
12 13	436.1919	Pub ord	H	Fraudulent documents, labels, or stamps	1
14	438.41	Property	E	Criminal usury	5
15 16	440.9307(4)	Property	G	Farming -- illegal sale of secured products	3
17	442.219	Pub trst	E	Sales -- false statement	5
18 19	443.50	Pub trst	E	Issuing warehouse receipt for goods not received	5
20 21	443.52	Pub trst	E	Issuing duplicate warehouse receipt not so marked	5
22 23	444.13	Pub trst	H	Warehousemen and warehouse receipts	2
24 25	444.107	Pub trst	E	Warehouse certificates -- willfully alter or destroy	5
26 27 28 29	445.487(2)	Pub ord	H	Precious metal and gem dealer failure to record material matter -- second SUBSEQUENT offense	2
30 31 32	445.488(2)	Pub ord	H	Precious metal and gem dealer violations -- second SUBSEQUENT offense	2
33 34	445.489	Pub ord	H	Precious metal and gem dealer violations	2
35 36 37	445.490	Pub ord	H	Precious metal and gem dealer failure to obtain a certificate of registration	2

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1	445.779	Pub ord	H	Antitrust violation	2
2	445.1505	Pub trst	G	Franchise investment law -- fraudulent filing/offers	7
3					
4	445.1508	Pub trst	G	Franchise investment law -- sale without proper disclosure	7
5					
6					
7	445.1513	Pub trst	G	Franchise investment law -- illegal offers/sales	7
8					
9	445.1520	Pub trst	G	Franchise investment law -- keeping records	7
10					
11	445.1521	Pub trst	G	Franchise investment law -- false representation	7
12					
13	445.1523	Pub trst	G	Franchise investment law -- false statements of material fact	7
14					
15					
16	445.1525	Pub trst	G	Franchise investment law -- false advertising	7
17					
18	445.1528	Pub trst	D	Pyramid/chain promotions -- offer or sell	7
19					
20	445.1671	Pub trst	E	Mortgage brokers, lenders -- knowingly giving a false statement	15
21					
22					
23	445.1679	Pub trst	H	Mortgage brokers act -- gen- eral violations	3
24					
25	450.775	Pub ord	H	Corporations -- minority and woman owned businesses	2
26					
27	450.795	Pub ord	H	Corporations -- handicapper business opportunity act	2
28					
29	451.319	Pub trst	G	Securities, real estate, and debt management -- violation	2
30					
31	451.434	Pub trst	H	Debt management act -- licensee violations	2
32					
33	451.501	Pub trst	E	Blue sky laws -- fraudulent schemes/statements	10
34					
35	451.502	Pub trst	E	Blue sky laws -- investment advisor/agent fraud	10
36					

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1 2	451.503	Pub trst	E	Blue sky laws -- make/sell false bullion/certificates	10
3 4	451.601	Pub trst	E	Blue sky laws -- unregistered broker/dealer/agent/advisor	10
5 6 7	451.603(h)	Pub trst	E	Blue sky laws -- fail to notify administrator of sanctions	10
8 9 10	451.604(a)(1)(J) to (S) and (V) to (Z)	Pub trst	E	Blue sky laws -- various violations	10
11 12	451.701	Pub trst	E	Blue sky laws -- offer/sell unregistered securities	10
13 14	451.802	Pub trst	E	Blue sky laws -- unlawfully selling securities	10
15 16	451.804	Pub trst	E	Blue sky laws -- willful false statements	10
17 18 19	451.805(b)	Pub trst	E	Blue sky laws -- false repre- sentation of administrative approval	10
20 21 22	451.806(b)	Pub trst	E	Blue sky laws -- improper dis- closure by cor and sec bur employee	10
23	462.257(1)	Person	A	Trains -- endangering travel	Life
24 25 26	462.353(5)	Pub saf	F	Operating a locomotive --- under the influence -- THIRD OR SUBSEQUENT OFFENSE	4
27 28	472.36	Pub saf	A	Street railways -- obstruction of track	Life
29 30	482.44	Property	H	Bills of lading -- issuance for goods not received	5
31 32	482.46	Property	H	Bills of lading -- issuance of duplicate not so marked	5
33 34 35	482.48	Property	H	Bills of lading -- negotiation when goods not in carriers' possession	5
36 37 38	482.49	Property	H	Bills of lading -- inducing carrier to issue when goods have not been received	5

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1	482.50	Property	H	Bills of lading -- issuance of	
2				non-negotiable bill not so	
3				marked	5
4	483.226	Pub trst	E	Officer of a pipeline company	
5				-- intent to defraud --	
6				stock	10
7	487.1505(6)	Pub trst	E	BIDCO act -- knowingly receiv-	
8				ing money or property at an	
9				interest rate >25%	
10				EXCEEDING 25%	5
11	492.137(a)	Pub trst	H	Installment sales of motor	
12				vehicles	3
13	493.56a(13)	Pub trst	C	False statement in reports --	
14				secondary mortgage	15
15	493.77(2)	Pub trst	H	Regulatory loans	3
16	Sec. 15. This chapter applies to the following felonies				
17	enumerated in chapters 500 to 749 of the Michigan Compiled Laws:				

18	M.C.L. Max	Category	Class	Description	Stat
19	500.1325(3)	Pub trst	E	Insurance code -- knowingly	
20				misrepresenting false finan-	
21				cial condition	5
22	500.1371	Pub trst	H	Holding companies -- violation	2
23	500.1505(2)	Pub trst	C	Insurance code -- license and	
24				regulatory violations	15
25	500.4511(1)	Pub trst	F	Insurance code -- fraudulent	
26				insurance act	4
27	500.4511(2)	Pub trst	D	Insurance fraud -- agreement	
28				or conspiracy to commit	10
29	500.5252(4)	Property	G	Insurance -- improper personal	
30				interest in transactions	5
31	500.7034(2)	Pub trst	E	Officer of a MEWA knowingly	
32				receive valuables for sale	
33				property or loan	10
34	500.8197(2)	Pub trst	C	Insurance -- knowing or	
35				willful false statements in	
36				application for insurance	15

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1	500.8197(3)	Property	E	Consolidation merger --	
2				compensation otherwise than	
3				expressed in contract	5
4	551.6	Person	H	Marriage license -- mental or	
5				venereal disease	5
6	551.102(2)	PUB TRST	F	UNAUTHORIZED DISCLOSURE OF	
7				SOCIAL SECURITY NUMBER --	
8				SUBSEQUENT OFFENSE	4
9	554.836	Property	E	Real and property -- living	
10				care disclosure act	7
11	565.371	Property	G	Fraudulent conveyances --	
12				recording with intent to	
13				deceive	3
14	565.827	Pub trst	E	Land sales act -- false or	
15				fraudulent statement	10
16	570.152	Property	G	Contractor -- fraudulent use	
17				of building contract fund	3
18	570.1110	Property	F	Contractor -- false sworn	
19				statements over \$100	4
20	570.1207	Property	G	Construction liens -- false	
21				information	4
22	600.908(8)	Pub trst	E	Immunity to witness -- commit-	
23				ting perjury	15
24	600.2136	Pub trst	E	Library record, book, paper --	
25				false certification in court	15
26	600.2907a	Property	G	Recording documents affecting	
27				property without lawful	
28				cause	3
29	600.2916	Pub saf	G	Revised judicature act --	
30				lethal gases for fumigation	4
31	600.8713	Pub trst	G	Revised judicature act --	
32				false statement by autho-	
33				rized local officials	15
34	600.8813	Pub trst	E	Law enforcement officer --	
35				knowingly making false	
36				statement in a citation	15
37	710.54(11)	Pub trst	F	Offer to give other	
38				consideration -- adoption --	
39				subsequent violation	4

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1	710.55(1)	Pub trst	F	Adoption -- persons not	
2				authorized placing child --	
3				subsequent violation	4
4	710.69	Person	F	Michigan adoption law --	
5				second SUBSEQUENT offense	4
6	711.1(8)	Pub trst	E	Intentional false statement in	
7				petition for name change	15
8	712A.6B(3)	PUB ORD	G	VIOLATION OF COURT ORDER --	
9				SUBSEQUENT CONVICTION	2
10	722.633(5)(b)	Person	F	Intentional false report of	
11				child abuse constituting a	
12				felony	4
13	722.675	Pub ord	E	Distributing obscene matter to	
14				children	2
15	722.857	Person	E	Surrogate parenting act --	
16				contracts involving minors,	
17				mentally retarded, etc.	5
18	722.859(3)	Person	E	Surrogate parenting act --	
19				contracts for compensation	5

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

22	M.C.L. Max	Category	Class	Description	Stat
23	750.11	Person	A	Taking a woman and compelling	
24				her to marry	Life
25	750.12	Person	H	Taking a woman with intent to	
26				compel her to marry	10
27	750.13	Person	D	Enticing female under 16 for	
28				immoral purposes	10
29	750.14	Person	C	Abortion resulting in death of	
30				female	15
31	750.14	Person	G	Abortion	4
32	750.30	Pub ord	H	Adultery	4
33	750.32	Pub ord	H	Cohabitation of divorced	
34				parties	4

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1 Sec. 16b. This chapter applies to the following felonies
2 enumerated in chapter 750 of the Michigan Compiled Laws:

3	M.C.L. Max	Category	Class	Description	Stat
4 5	750.49(2)(a) to (d)	Pub ord	F	Fighting animals or providing facilities for animal fights	4
6 7	750.49(2)(e)	Pub ord	F	Organizing or promoting animal fights	4
8	750.49(2)(f)	Pub ord	H	Attending animal fight	4
9 10	750.49(2)(g)	Pub ord	F	Breeding or selling fighting animals	4
11 12	750.49(2)(h)	Pub ord	F	Selling or possessing equipment for animal fights	4
13 14	750.49(8)	Person	A	Inciting fighting animal resulting in death	Life
15 16	750.49(9)	Person	F	Inciting fighting animal to attack	4
17 18 19	750.49(10)	Person	D	Fighting animal attacking without provocation and death resulting	15
20 21	750.50(4)	Pub ord	G	Animal neglect or cruelty -- second offense	2
22 23	750.50(4)	Pub ord	F	Animal neglect or cruelty -- third or subsequent offense	4
24	750.50b(2)	Property	F	Killing or torturing animals	4
25 26 27	750.50c(5)	Pub ord	E	Killing or causing serious physical harm to law enforcement animal	5
28 29 30	750.50c(7)	Pub saf	H	Harassing or causing harm to law enforcement animal while committing crime	2
31 32	750.68	Property	G	Changing brands with intent to steal	4

33 Sec. 16c. This chapter applies to the following felonies
34 enumerated in chapter 750 of the Michigan Compiled Laws:

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1	M.C.L. Max	Category	Class	Description	Stat
2	750.72	Person	B	Arson of a dwelling house	20
3	750.73	Property	D	Arson of real property	10
4	750.74	Person	F E	Arson of personal property	
5				greater than \$50 HAVING A	
6				VALUE OF \$1,000 TO \$20,000	
7				OR WITH PRIOR CONVICTIONS	4 5
8	750.74(1)(D)	PERSON	D	ARSON OF PERSONAL PROPERTY OF	
9				\$20,000 OR MORE OR WITH	
10				PRIOR CONVICTIONS	10
11	750.75	Property	D	Arson of insured property	10
12	750.77				
13	750.77(1)(C)	Person	F E	Preparing to burn personal	
14				property greater than \$50	
15				HAVING A VALUE OF \$1,000 TO	
16				\$20,000 OR WITH PRIOR	
17				CONVICTIONS	4 5
18	750.77(1)(D)	PERSON	D	PREPARING TO BURN PERSONAL	
19				PROPERTY OF \$20,000 OR MORE	
20				OR WITH PRIOR CONVICTIONS	10
21	750.78	Pub saf	F	Arson of woods and prairies	4
22	750.79	Pub saf	F	Violating township rules con-	
23				cerning clearing of land and	
24				burning	4
25	750.80	Property	D	Arson of mines	Life
26	Sec. 16d. This chapter applies to the following felonies				
27	enumerated in chapter 750 of the Michigan Compiled Laws:				

28	M.C.L. Max	Category	Class	Description	Stat
29	750.81(4)	Person	G	Domestic assault --- third	
30				offense WITH PRIOR	
31				CONVICTIONS	2
32	750.81a(3)	Person	G	Aggravated domestic assault	
33				--- second offense WITH	
34				PRIOR CONVICTIONS	2
35	750.82(1)	Person	F	Felonious assault	4

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1 2	750.82(2)	Person	F	Felonious assault -- weapon-free school zone	4
3	750.83	Person	A	Assault with intent to murder	Life
4 5 6	750.84	Person	D	Assault with intent to do great bodily harm less than murder	10
7	750.86	Person	D	Assault with intent to maim	10
8 9	750.87	Person	D	Assault with intent to commit a felony	10
10 11	750.88	Person	C	Assault with intent to commit unarmed robbery	15
12 13	750.89	Person	A	Assault with intent to commit armed robbery	Life
14 15	750.90	Person	D	Sexual intercourse under pre- text of medical treatment	10
16 17 18 19	750.90A	PERSON	A	ASSAULT AGAINST A PREGNANT INDIVIDUAL CAUSING MISCAR- RIAGE OR STILLBIRTH WITH INTENT OR RECKLESSNESS	LIFE
20 21 22	750.90B(A)	PERSON	C	ASSAULT AGAINST A PREGNANT INDIVIDUAL RESULTING IN MIS- CARRIAGE OR STILLBIRTH	15
23 24 25 26	750.90B(B)	PERSON	D	ASSAULT AGAINST A PREGNANT INDIVIDUAL RESULTING IN GREAT BODILY HARM TO EMBRYO OR FETUS	10
27 28 29 30	750.90C(A)	PERSON	C	GROSS NEGLIGENCE AGAINST A PREGNANT INDIVIDUAL RESULT- ING IN MISCARRIAGE OR STILLBIRTH	15
31 32 33 34	750.90C(B)	PERSON	E	GROSS NEGLIGENCE AGAINST A PREGNANT INDIVIDUAL RESULT- ING IN GREAT BODILY HARM TO EMBRYO OR FETUS	5
35 36 37 38	750.90D(A)	PERSON	C	OPERATING A VEHICLE UNDER THE INFLUENCE OR WHILE IMPAIRED CAUSING MISCARRIAGE OR STILLBIRTH	15
39 40	750.90D(B)	PERSON	E	OPERATING A VEHICLE UNDER THE INFLUENCE OR WHILE IMPAIRED	

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1				CAUSING SERIOUS OR	
2				AGGRAVATED INJURY TO EMBRYO	
3				OR FETUS	5
4	750.90E	PERSON	G	CARELESS OR RECKLESS DRIVING	
5				CAUSING MISCARRIAGE OR	
6				STILLBIRTH	2
7	750.90g(3)	Person	A	Performance of procedure on	
8				live infant with intent to	
9				cause death	Life
10	750.91	Person	A	Attempted murder	Life
11	Sec. 16f. This chapter applies to the following felonies				
12	enumerated in chapter 750 of the Michigan Compiled Laws:				

13	M.C.L. Max	Category	Class	Description	Stat
14	750.110	Property	D	Breaking and entering with	
15				intent to commit felony or	
16				larceny	10
17	750.110a(4)				
18	750.110A(2)	Person	B	Home invasion -- first degree	20
19	750.110a(5)				
20	750.110A(3)	Person	C	Home invasion -- second degree	15
21	750.110a(6)				
22	750.110A(4)	Person	E	Home invasion -- third degree	5
23	750.111	Property	E	Entering without breaking with	
24				intent to commit felony or	
25				larceny	5
26	750.112	Person	A	Burglary with explosives	Life
27	750.116	Property	E	Possession of burglar's tools	10
28	750.117	Pub trst	F	Bribing a public officer	4
29	750.118	Pub trst	D	Public officer accepting bribe	10
30	750.119	Pub trst	F	Bribing a juror or other	
31				person	4

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1	750.120	Pub trst	F	Juror or other person	
2				accepting a bribe	4
3	750.121	Pub trst	F	Bribing a public officer to	
4				influence contract	4
5	750.124	Pub trst	G	Bribing an athlete	4
6	750.128	Pub ord	H	Bucket shop violation	2
7	750.131(3)(a)(iv)	Property	H	NSF checks -- \$50 or less --	13
8				fourth offense	months
9					
10	750.131(3)(b)(ii)	Property	H G	NSF checks -- \$50 \$100 to	
11				\$200 \$500 -- third OR	
12				SUBSEQUENT offense	13
13					months
14					2
15	750.131(3)(c)	Property	H G	NSF checks -- over \$200 \$500	
16				OR MORE	13
17					months
18					2
19	750.131a(1)	Property	H	No account checks	2
20	750.131a(2)	Property	H	NSF checks, 3 or more within	
21				10 days	2

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

24	M.C.L. Max	Category	Class	Description	Stat
25	750.135	Person	D	Exposing children with intent	
26				to injure or abandon	10
27	750.136b(f)(2)	Person	C B	Child abuse -- first degree	15
28	750.136b(f)(3)	Person	F	Child abuse -- second degree	4
29	750.136b(f)(4)	Person	G	Child abuse -- third degree	2
	[750.136C	PERSON	B	BUYING OR SELLING AN	
				INDIVIDUAL	20]
30	750.145b	Person	F	Accosting children for immoral	
31				purposes -- second	
32				SUBSEQUENT offense	4
33	750.145c(2)	Person	B	Child sexually abusive	
34				activity or materials --	
35				active involvement	20

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1	750.145c(3)	Person	D	Child sexually abusive	
2				activity or materials --	
3				distributing, promoting, or	
4				financing	7
5	750.145d(2)	Person	G	Using internet or computer for	
6				certain crimes	2
7	750.145d(3)	Person	E	Using internet or computer for	
8				certain crimes or second	
9				or subsequent offense	5
	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]
10	750.145n(1)	Person	C	Vulnerable adult abuse --	
11				first degree	15
12	750.145n(2)	Person	F	Vulnerable adult abuse --	
13				second degree	4
14	750.145n(3)	Person	G	Vulnerable adult abuse --	
15				third degree	2
16	750.145o	Person	E	Death of vulnerable adult	
17				caused by unlicensed	
18				caretaker	5
19	750.145p(1)	Person	G	Vulnerable adult -- commingl-	
20				ing funds, obstructing	
21				investigation, or filing	
22				false information	2
23	750.145p(2)	Person	G	Retaliation or discrimination	
24				by caregiver against vulner-	
25				able adult	2
26	750.145p(5)	Person	E	Vulnerable adult -- caregiver	
27				violations -- second	
28				SUBSEQUENT offense	5
29	750.147b	Person	G	Ethnic intimidation	2
	[(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.]				
30	Sec. 16h. This chapter applies to the following felonies				
31	enumerated in chapter 750 of the Michigan Compiled Laws:				
32	M.C.L.	Category	Class	Description	Stat
	Max				
33	750.149	Pub saf	F	Concealing an offense punish-	
34				able by life	4
35	750.157a(b)	Pub ord	H	Conspiracy -- gambling	5

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1 2	750.157a(d)	Pub ord	G	Conspiracy to commit legal act in illegal manner	5
3	750.157b(2)	Person	A	Solicitation of murder	Life
4 5 6	750.157b(3)(a)	Pub ord	E	Solicitation of felony punish- able by life or 5 or more years	5
7 8	750.157b(3)(b)	Pub ord	G	Solicitation of felony punish- able by less than 5 years	2
9 10 11	750.157n(1)	Property	H	Financial transaction device -- stealing, retaining, or using without consent	4
12 13 14	750.157n(2)	Property	H	Possessing fraudulent or altered financial transac- tion device	4
15 16 17 18	750.157p	Property	H	Possessing financial transac- tion device without permis- sion and with intent to use or sell	4
19 20	750.157q	Property	H	Delivery or sale of fraudulent financial transaction device	4
21 22 23	750.157r	Property	H	Financial transaction device -- forgery, alteration, or counterfeiting	4
24	750.157s				
25 26 27 28 29	750.157S(1)(B)(ii)	Property	H	Use of USING revoked or canceled financial transac- tion device over \$100 INVOLVING \$100 TO \$500 WITH PRIOR CONVICTIONS	4 2
30 31 32	750.157S(1)(C)	PROPERTY	H	USE OF REVOKED OR CANCELED FINANCIAL TRANSACTION DEVICE INVOLVING \$500 OR MORE	2
33 34 35 36	750.157t	Property	H	Furnishing goods or services to person committing viola- tion with financial transac- tion device	4
37 38	750.157u	Property	H	Overcharging person using financial transaction device	4
39 40 41	750.157v	Property	H	False statement of identity to obtain financial transaction device	4

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1	750.157w				
2	750.157W(1)(C)	Property	H E	Fraudulently withdrawing or transferring more than \$500- \$1,000 TO \$20,000 with financial transaction device	4 5
3					
4					
5					
6	750.157W(1)(D)	PROPERTY	D	FRAUDULENTLY WITHDRAWING OR TRANSFERRING \$20,000 OR MORE WITH FINANCIAL TRANSACTION DEVICE	10
7					
8					
9					

10 Sec. 16i. This chapter applies to the following felonies
 11 enumerated in chapter 750 of the Michigan Compiled Laws:

12	M.C.L. Max	Category	Class	Description	Stat
13	750.158	Pub ord	E	Sodomy	15
14	750.159j	Pub saf	B	Racketeering	20
15	750.160	Pub ord	D	Disinterring or mutilating dead human bodies	10
16					
17	750.160a	Pub ord	H	Photographing dead human bodies	2
18					
19	750.161	Pub ord	G	Desertion/abandonment/nonsupport	3
20					
21	750.164	Pub ord	F	Desertion to escape prosecution	4
22					
23	750.165	Pub ord	F	Failing to pay support and leaving state	4
24					
25	750.171	Person	E	Duelling	10
26	750.174(4)	PROPERTY	E	EMBEZZLEMENT BY AGENT OF \$1,000 TO \$20,000 WITH PRIOR CONVICTIONS	5
27					
28					
29	750.174				
30	750.174(5)	Property	D	Embezzlement by agent over \$100 OF \$20,000 OR MORE OR \$1,000 TO \$20,000 WITH PRIOR CONVICTIONS	10
31					
32					
33	[750.174A(4)	PROPERTY	E	EMBEZZLEMENT BY PERSON IN A RELATIONSHIP OF TRUST WITH A VULNERABLE ADULT OF \$1,000 TO \$20,000 OR WITH PRIOR CONVICTIONS	5
	750.174A(5)	PROPERTY	D	EMBEZZLEMENT BY PERSON IN A RELATIONSHIP OF TRUST WITH A VULNERABLE ADULT OF \$20,000 OR MORE OR \$1,000 TO \$20,000 WITH PRIOR CONVICTIONS	10]
34	750.175	Pub trst	D	Embezzlement by public official over \$50	10
35					

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1	750.176	Pub trst	E	Embezzlement by admin-	
2				istrator/executor/guardian	10
3	750.177				
4	750.177(2)	Property	H D	Embezzlement by chattel mort-	
5				gagor over \$100 OF \$20,000	
6				OR MORE OR \$1,000 TO \$20,000	
7				WITH PRIOR CONVICTIONS	2 10
8	750.177(3)	PROPERTY	E	EMBEZZLEMENT BY CHATTEL MORT-	
9				GAGOR OF \$1,000 TO \$20,000	
10				OR WITH PRIOR CONVICTIONS	5
11	750.178				
12	750.178(2)	Property	G D	Embezzlement of mortgaged or	
13				leased property over	
14				\$100 OF \$20,000 OR MORE OR	
15				\$1,000 TO \$20,000 WITH PRIOR	
16				CONVICTIONS	2 10
17	750.178(3)	PROPERTY	E	EMBEZZLING MORTGAGED OR LEASED	
18				PROPERTY WITH VALUE OF	
19				\$1,000 TO \$20,000 OR WITH	
20				PRIOR CONVICTIONS	5
21	750.179	Property	G	Embezzlement of railroad	
22				tickets	4
23	750.180	Property	D	Embezzlement by financial	
24				institutions	20
25	750.181(4)	PROPERTY	E	EMBEZZLING JOINTLY HELD PROP-	
26				ERTY WITH VALUE OF \$1,000 TO	
27				\$20,000 OR WITH PRIOR	
28				CONVICTIONS	5
29	750.181				
30	750.181(5)	Property	E D	Embezzlement of EMBEZZLING	
31				jointly held property over	
32				\$100 WITH VALUE OF \$20,000	
33				OR MORE OR \$1,000 TO \$20,000	
34				WITH PRIOR CONVICTIONS	10
35	750.182	Property	G	Embezzlement by warehouses	4
36	750.182a	Pub trst	H	Falsifying school records	2
37	Sec. 16k. This chapter applies to the following felonies				
38	enumerated in chapter 750 of the Michigan Compiled Laws:				

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1	M.C.L. Max	Category	Class	Description	Stat
2	750.200	Pub saf	F E	Explosives -- transport TRANSPORTING AN EXPLOSIVE by common carriers CARRIER	4 5
3					
4					
5	750.200I(2)(A)	PUB SAF	C	MANUFACTURING OR USING A HARM- FUL DEVICE	15
6					
7	750.200I(2)(B)	PROPERTY	B	HARMFUL DEVICE CAUSING PROP- ERTY DAMAGE	20
8					
9	750.200I(2)(C)	PERSON	A	HARMFUL DEVICE CAUSING PER- SONAL INJURY	25
10					
11	750.200I(2)(D)	PERSON	A	HARMFUL DEVICE CAUSING SERIOUS IMPAIRMENT	LIFE
12					
13	750.200J(2)(B)	PROPERTY	F	IRRITANT OR IRRITANT DEVICE CAUSING PROPERTY DAMAGE	4
14					
15	750.200J(2)(C)	PERSON	D	IRRITANT OR IRRITANT DEVICE CAUSING PERSONAL INJURY	10
16					
17	750.200J(2)(D)	PERSON	A	IRRITANT OR IRRITANT DEVICE CAUSING SERIOUS IMPAIRMENT	25
18					
19	750.200J(2)(E)	PERSON	A	IRRITANT OR IRRITANT DEVICE CAUSING DEATH	LIFE
20					
21	750.201	Pub saf	F E	Transportation of concussion or friction type TRANSPORTING CERTAIN TYPES OF explosives	4 5
22					
23					
24					
25	750.202	Pub saf	F	Shipping explosives AN EXPLOSIVE with false mark- ings or invoice	4
26					
27					
28	750.204				
29	750.204(2)(A)	Pub saf	E C	Sending explosives AN EXPLOSIVE with MALICIOUS intent to injure persons	5 15
30					
31					
32	750.204(2)(B)	PROPERTY	B	SENDING AN EXPLOSIVE CAUSING PROPERTY DAMAGE	20
33					
34	750.204(2)(C)	PERSON	A	SENDING AN EXPLOSIVE CAUSING PHYSICAL INJURY	25
35					
36	750.204(2)(D)	PERSON	A	SENDING AN EXPLOSIVE CAUSING SERIOUS IMPAIRMENT	LIFE
37					

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1	750.204a	Pub saf	F E	Sending or transporting AN imitation explosive device with malicious intent	4 5
2					
3					
4	750.205	Pub saf	C	Placing explosives with the intent to destroy property	15
5					
6	750.205a	Pub saf	F	Intimidation or harassment by device represented as an explosive	4
7					
8					
9	750.206	Person	B	Placing explosives with damage to property resulting	25
10					
11	750.208	Pub saf	C	Aiding or abetting explosives placement with intent to destroy property	15
12					
13					
14	750.207(2)(A)	PUB SAF	C	PLACING AN EXPLOSIVE WITH MALICIOUS INTENT	15
15					
16	750.207(2)(B)	PROPERTY	B	PLACING AN EXPLOSIVE CAUSING PROPERTY DAMAGE	20
17					
18	750.207(2)(C)	PERSON	A	PLACING AN EXPLOSIVE CAUSING PHYSICAL INJURY	25
19					
20	750.207(2)(D)	PERSON	A	PLACING AN EXPLOSIVE CAUSING SERIOUS IMPAIRMENT	LIFE
21					
22	750.209				
23	750.209(1)(A)	Pub saf	C	Placing foul or AN offensive OR INJURIOUS substance WITH INTENT to injure	15
24					
25					
26	750.209(1)(B)	PROPERTY	B	PLACING AN OFFENSIVE OR INJURIOUS SUBSTANCE CAUSING PROPERTY DAMAGE	20
27					
28					
29	750.209(1)(C)	PERSON	A	PLACING AN OFFENSIVE OR INJURIOUS SUBSTANCE CAUSING PHYSICAL INJURY	25
30					
31					
32	750.209(1)(D)	PERSON	A	PLACING AN OFFENSIVE OR INJURIOUS SUBSTANCE CAUSING SERIOUS IMPAIRMENT	LIFE
33					
34					
35	750.209				
36	750.209(2)	Pub saf	F E	Placing foul or AN offensive OR INJURIOUS substance WITH INTENT to alarm OR ANNOY	4 5
37					
38					
39	750.209A	PUB SAF	D	POSSESSING AN EXPLOSIVE DEVICE IN PUBLIC PLACE	10
40					

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1	750.210					
2	750.210(2)(A)	Pub saf	E	C	Possession of bombs	
3					POSSESSING OR CARRYING AN	
4					EXPLOSIVE OR COMBUSTIBLE	
5					SUBSTANCE with unlawful	
6					MALICIOUS intent	5 15
7	750.210(2)(B)	PROPERTY		B	POSSESSING OR CARRYING AN	
8					EXPLOSIVE OR COMBUSTIBLE	
9					SUBSTANCE CAUSING PROPERTY	
10					DAMAGE	20
11	750.210(2)(C)	PERSON		A	POSSESSING OR CARRYING AN	
12					EXPLOSIVE OR COMBUSTIBLE	
13					SUBSTANCE CAUSING PHYSICAL	
14					INJURY	25
15	750.210(2)(D)	PERSON		A	POSSESSING OR CARRYING AN	
16					EXPLOSIVE OR COMBUSTIBLE	
17					SUBSTANCE CAUSING SERIOUS	
18					IMPAIRMENT	LIFE
19	750.210a	Pub saf		H	Sale of valerium	5
20	750.211	Pub saf	E		Manufacture of explosives with	5
21					unlawful intent	
22	750.211a					
23	750.211A(2)(A)	Pub saf	F	C	Possessing or manufacturing	
24					MANUFACTURING OR POSSESSING	
25					AN EXPLOSIVE OR INCENDIARY	
26					device designed to explode	
27					upon impact or heating WITH	
28					MALICIOUS INTENT	4 15
29	750.211A(2)(B)	PROPERTY		B	MANUFACTURING OR POSSESSING AN	
30					EXPLOSIVE OR INCENDIARY	
31					DEVICE CAUSING PROPERTY	
32					DAMAGE	20
33	750.211A(2)(C)	PERSON		A	MANUFACTURING OR POSSESSING AN	
34					EXPLOSIVE OR INCENDIARY	
35					DEVICE CAUSING PHYSICAL	
36					INJURY	25
37	750.211A(2)(D)	PERSON		A	MANUFACTURING OR POSSESSING AN	
38					EXPLOSIVE OR INCENDIARY	
39					DEVICE CAUSING SERIOUS	
40					IMPAIRMENT	LIFE
41	750.212A	PERSON		B	EXPLOSIVES VIOLATION INVOLVING	
42					A VULNERABLE TARGET CAUSING	
43					DEATH OR INJURY	20

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1 Sec. 16/. This chapter applies to the following felonies
 2 enumerated in chapter 750 of the Michigan Compiled Laws:

3	M.C.L. Max	Category	Class	Description	Stat
4	750.213	Person	B	Threats to extort money	20
5	750.217b	Pub saf	G	Impersonating public utility employee	2
6					
7	750.217C(3)	PUB ORD	H	IMPERSONATING PUBLIC OFFICER OR EMPLOYEE	2
8					
9	750.217C(4)	PUB ORD	G	IMPERSONATING PUBLIC OFFICER OR EMPLOYEE -- THIRD OR SUB- SEQUENT CONVICTION	4
10					
11					
12	750.217d	Pub saf	C	False representation or prac- tice as health professional	15
13					
14	750.218(4)	PROPERTY	E	FALSE PRETENSES INVOLVING \$1,000 TO \$20,000 OR WITH PRIOR CONVICTIONS	5
15					
16					
17	750.218-				
18	750.218(5)	Property	E D	False pretenses over \$100- INVOLVING \$20,000 OR MORE OR \$1,000 TO \$20,000 WITH PRIOR CONVICTIONS	10
19					
20					
21					
22	750.219a(2)(c)	Property	E	Telecommunications fraud == 2- WITH 1 OR MORE prior con- victions or INVOLVING A value between \$1,000-\$20,000- OF \$1,000 TO \$20,000	5
23					
24					
25					
26					
27					
28	750.219a(2)(d)	Property	D	Telecommunications fraud == 3- WITH 2 or more prior con- victions or INVOLVING A value over OF \$20,000 OR MORE	10
29					
30					
31					
32					
33	750.219e	Property	F	Receiving, possessing, prepar- ing, or submitting an unau- thorized credit application or receiving or possessing proceeds from an unautho- rized credit application	4
34					
35					
36					
37					
38					

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1 2 3 4 5 6 7 8	750.219f	Property	F	Receiving with intent to forward, possessing with intent to forward, or forwarding an unauthorized credit application or proceeds from an unauthorized credit application to another person	4
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9 Sec. 16m. This chapter applies to the following felonies
10 enumerated in chapter 750 of the Michigan Compiled Laws:

11 M.C.L. Max	Category	Class	Description	Stat
12 13	750.223(2)	Pub saf	F Sale of firearm to minor -- second SUBSEQUENT offense	4
14 15	750.223(3)	Pub ord	D Sale of firearm to person pro- hibited from possessing	10
16 17 18 19	750.224	Pub saf	E Manufacture or sale of silencer, bomb, blackjack, automatic weapon, gas spray, etc.	5
20 21	750.224a	Pub saf	F Possession or sale of electri- cal current weapons	4
22 23	750.224b	Pub saf	E Possession of short barreled shotgun or rifle	5
24	750.224c	Pub saf	F Armor piercing ammunition	4
25 26	750.224d(2)	Person	G Using self-defense spray device	2
27 28 29	750.224e	Pub saf	F Manufacture/sale/possession of devices to convert semiauto- matic weapons	4
30 31	750.224f	Pub saf	E Possession or sale of firearm by felon	5
32 33	750.226	Pub saf	E Carrying firearm or dangerous weapon with unlawful intent	5
34	750.227	Pub saf	E Carrying a concealed weapon	5
35	750.227a	Pub saf	F Unlawful possession of pistol	4

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1	750.227c	Pub saf	G	Possessing a loaded firearm in	
2				or upon a vehicle	2
3	750.227f	Pub saf	F	Wearing body armor during com-	
4	[750.227G(1)	PUB SAF	F	mission of violent crime	4
				FELON PURCHASING, OWNING,	
				POSSESSING, OR USING BODY	
				ARMOR	4]
5	750.230	Pub saf	G	Altering ID mark on firearm	2
6	750.232a(3)	Pub saf	G	False statement in a pistol	
7				application	4
8	750.234a	Pub saf	F	Discharging firearm from	
9				vehicle	4
10	750.234b	Pub saf	F	Discharging firearm in or at a	
11				building	4
12	750.234c	Pub saf	F	Discharging firearm at	
13				emergency/police vehicle	4
14	750.236	Person	C	Setting spring gun -- death	
15				resulting	15
16	750.237a(1)	Pub saf	F	Weapon-free school zones --	
17	Variable			general felony violations	

18 Sec. 16o. This chapter applies to the following felonies
 19 enumerated in chapter 750 of the Michigan Compiled Laws:

20	M.C.L. Max	Category	Class	Description	Stat
21	750.271	Property	E	Fraudulently issuing or sell-	
22				ing domestic securities	10
23	750.272	Property	G	Sale of fraudulent stock of	
24				foreign corporations	10
25	750.273	Property	E	Obtaining signature to finan-	
26				cial document with intent to	
27				defraud	10
28	750.274	Property	E	Fraud -- purchasing/collecting	
29				on fraudulent financial	
30				document	10
31	750.276	Property	G	Fraud -- promise to vendee of	
32				grain at fictitious price	4
33	750.277	Pub trst	G	Promise to vendee of grain to	
34				sell at a fictitious price	
35				-- sale and transfer	4

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1	750.278	Property	G	Fraud -- warehouse receipts	5
2	750.279	Property	G	Fraud -- disposition of exhausted property	4
3					
4	750.280	Property	E	Gross frauds/cheats at common law	10
5					
6	750.282	Pub ord	G	Public utility -- fraudulent use over \$500	4
7					
8	750.300	Pub ord	G	Animals -- killing/injuring to defraud insurance company	2
9					
10	750.300a(1)(a)	Property	G	Food stamp fraud -- \$250 or less -- second offense	5
11					
12	750.300a(1)(a)	Property	G	Food stamp fraud -- \$250 or less -- third OR SUBSEQUENT offense	10
13					
14					
15	750.300a(1)(b)	Property	E	Food stamp fraud -- more than \$250 to \$1,000	5
16					
17	750.300a(1)(b)	Property	E	Food stamp fraud -- more than \$250 to \$1,000 -- second SUBSEQUENT offense	10
18					
19					
20	750.300a(1)(c)	Property	E	Food stamp fraud -- over \$1,000	10
21					
22	750.303	Pub ord	H	Gambling	2
23	750.313	Pub ord	H	Gambling -- stocks/bonds/commodities	2
24					

25 Sec. 16p. This chapter applies to the following felonies
 26 enumerated in chapter 750 of the Michigan Compiled Laws:

27	M.C.L. Max	Category	Class	Description	Stat
28	750.317	Person	M2	Second degree murder	Life
29	750.321	Person	C	Manslaughter	15
30	750.322	Person	C	Willful killing of unborn quick child	15
31					
32	750.323	Person	C	Abortion resulting in death	15

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1	750.324	Person	G	Negligent homicide	2
2	750.327	Person	A	Death by explosives on vehicle or vessel	Life
3					
4	750.328	Person	A	Death by explosives in or near building	Life
5					
6	750.329	Person	C	Homicide -- weapon aimed with intent but not malice	15
7					
8	750.329A	PERSON	E	ASSISTING A SUICIDE	5

9
10 Sec. 16r. This chapter applies to the following felonies
11 enumerated in chapter 750 of the Michigan Compiled Laws:

12	M.C.L. Max	Category	Class	Description	Stat
13	750.356(2)	PROPERTY	D	LARCENY INVOLVING \$20,000 OR MORE OR WITH PRIOR CONVICTIONS	10
14					
15					
16	750.356				
17	750.356(3)	Property	E	Larceny over \$100 INVOLVING \$1,000 TO \$20,000 OR WITH PRIOR CONVICTIONS	5
18					
19					
20	750.356a				
21	750.356A(1)	Property	G	Larceny from a motor vehicle	5
22	750.356A(2)(C)	PROPERTY	E	BREAKING AND ENTERING A VEHI- CLE TO STEAL \$1,000 TO \$20,000 OR WITH PRIOR CONVICTIONS	5
23					
24					
25					
26	750.356A(2)(D)	PROPERTY	D	BREAKING AND ENTERING A VEHI- CLE TO STEAL \$20,000 OR MORE OR WITH PRIOR CONVICTIONS	10
27					
28					
29	750.356A(3)	PROPERTY	G	BREAKING AND ENTERING A VEHI- CLE TO STEAL CAUSING DAMAGE	5
30					
31	750.356b	Property	G	Breaking and entering a coin telephone	4
32					
33	750.356c	Property	H E	Retail fraud -- first degree	2 5
34	750.357	Person	D	Larceny from the person	10

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1	750.357a	Property	G	Larceny of livestock	4
2	750.357b	Property	E	Larceny -- stealing firearms	5
3				of another	
4	750.358	Property	G	Larceny from burning building	5
5	750.360	Property	G	Larceny in a building	4
6	750.361	Property	H	Trains -- stealing/maliciously	2
7				removing parts	
8	750.362	Property	E	Larceny by conversion over	5
9				\$100 INVOLVING \$1,000 TO	
10				\$20,000 OR WITH PRIOR	
11				CONVICTIONS	
12		PROPERTY	D	LARCENY BY CONVERSION INVOLV-	10
13				ING \$20,000 OR MORE OR WITH	
14				PRIOR CONVICTIONS	
15	750.362A(2)	PROPERTY	D	LARCENY OF RENTAL PROPERTY	
16				INVOLVING \$20,000 OR MORE OR	10
17				WITH PRIOR CONVICTIONS	
18	750.362a				2 5
19	750.362A(3)	Property	H E	Larceny of rental property	
20				INVOLVING \$1,000 TO \$20,000	
21				OR WITH PRIOR CONVICTIONS	
22	750.363	Property	E	Larceny by false personation	5
23				over \$100 INVOLVING \$1,000	
24				TO \$20,000 OR WITH PRIOR	
25				CONVICTIONS	
26		PROPERTY	D	LARCENY BY FALSE PERSONATION	10
27				INVOLVING \$20,000 OR MORE	
28					20
29	750.365	Person	D	Larceny from car or persons	
30				detained or injured by	
31				accident	
32	750.366	Property	G	Larceny of railroad tickets	4
33	750.367	Property	G E	Larceny of trees and OR	5
34				shrubs over \$100 INVOLVING	
35				\$1,000 TO \$20,000 OR WITH	
36				PRIOR CONVICTIONS	
37		PROPERTY	D	LARCENY OF A TREE OR SHRUB	10
38				INVOLVING \$20,000 OR MORE OR	
39				WITH PRIOR CONVICTIONS	

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1	750.367b	Property	E	Airplanes -- taking possession	5
2	750.368(5)	PUB ORD	G	PREPARING, SERVING, OR EXECUTING UNAUTHORIZED PROCESS --	
3				THIRD OR SUBSEQUENT OFFENSE	4
4					
5	750.372	Pub ord	H	Running or allowing lottery	2
6	750.373	Pub ord	H	Selling or possessing lottery	
7				tickets	2
8	750.374	Pub ord	H	Lottery ---second--- VIOLATIONS	
9				-- SUBSEQUENT offense	4

10 Sec. 16s. This chapter applies to the following felonies
 11 enumerated in chapter 750 of the Michigan Compiled Laws:

12	M.C.L. Max	Category	Class	Description	Stat
13	750.377A(1)(A)	PROPERTY	D	MALICIOUS DESTRUCTION OF PERSONAL PROPERTY INVOLVING \$20,000 OR MORE OR WITH PRIOR CONVICTIONS	10
14					
15					
16					
17	750.377a				
18	750.377A(1)(B)	Property	G E	Malicious destruction of personal property over \$100 INVOLVING \$1,000 TO \$20,000 OR WITH PRIOR CONVICTIONS	4 5
19					
20					
21					
22	750.377b	Property	F	Malicious destruction of fire/police property	4
23					
24	750.377c	Property	E	School bus -- intentional damage	5
25					
26	750.378	Property	F	Malicious destruction of property -- dams/canals/ mills	4
27					
28	750.379	Property	F	Malicious destruction of property -- bridges/ railroads/locks	4
29					
30					
31	750.380				
32	750.380(2)	Property	F D	Malicious destruction of building over \$100 INVOLVING \$20,000 OR MORE OR WITH PRIOR CONVICTIONS	4 10
33					
34					
35					
36	750.380(3)	PROPERTY	E	MALICIOUS DESTRUCTION OF A BUILDING INVOLVING \$1,000 TO	
37					

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1				\$20,000 OR WITH PRIOR	
2				CONVICTIONS	5
3	750.382(1)(C)	PROPERTY	E	MALICIOUS DESTRUCTION OF	
4				PLANTS OR TURF INVOLVING	
5				\$1,000 TO \$20,000 OR WITH	
6				PRIOR CONVICTIONS	5
7	750.382(1)(D)	PROPERTY	D	MALICIOUS DESTRUCTION OF	
8				PLANTS OR TURF INVOLVING	
9				\$20,000 OR MORE OR WITH	
10				PRIOR CONVICTIONS	10
11	750.383a	Property	F	Malicious destruction of util-	
12				ity equipment	4
13	750.386	Property	E	Malicious destruction of mine	
14				property	20
15	750.387				
16	750.387(5)	Property	G E	Malicious destruction of	
17				tombs and memorials A TOMB	
18				OR MEMORIAL INVOLVING \$1,000	
19				TO \$20,000 OR WITH PRIOR	
20				CONVICTIONS	5
21	750.387(6)	PROPERTY	D	MALICIOUS DESTRUCTION OF A	
22				TOMB OR MEMORIAL INVOLVING	
23				\$20,000 OR MORE OR WITH	
24				PRIOR CONVICTIONS	10
25	750.392	Property	E	Malicious destruction of prop-	
26				erty -- vessels	10
27	750.397	Person	D	Mayhem	10
28	750.397a	Person	D	Placing harmful objects in	
29				food	10
30	750.405	Pub saf	E	Inciting soldiers to desert	5
31	750.406	Pub saf	E	Military stores -- larceny,	
32				embezzlement or destruction	5

33 Sec. 16t. This chapter applies to the following felonies
 34 enumerated in chapter 750 of the Michigan Compiled Laws:

35	M.C.L. Max	Category	Class	Description	Stat
36	750.410a	Person	G	Conspiracy to commit a person	
37				to state hospital unjustly	4

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1	750.411a(1)(b)	Pub ord	F	False report of a felony	4
2	750.411a(2)	Pub ord	F	False report of a bombing or threat to bomb	4
3					
4	750.411b	Pub trst	G	Excess fees to members of legislature	4
5					
6	750.411h(2)(b)	Person	E	Stalking of a minor	5
7	750.411I(3)(A)	PERSON	E	AGGRAVATED STALKING	5
8	750.411i(3)(b)	Person	D	Aggravated stalking of a minor	10
9	750.411l	Pub ord	H	Money laundering -- fourth degree	2
10					
11	750.411m	Pub ord	E	Money laundering -- third degree	5
12					
13	750.411n	Pub ord	D	Money laundering -- second degree	10
14					
15	750.411o	Pub ord	B	Money laundering -- first degree	20
16					
17	750.411p(2)(a)	Property	B	Money laundering --- →\$10,000 OF proceeds from controlled substance offense INVOLVING \$10,000 OR MORE	20
18					
19					
20					
21	750.411p(2)(b)	Property	D	Money laundering --- OF proceeds from controlled substance offense or other proceeds →\$10,000 INVOLVING \$10,000 OR MORE	10
22					
23					
24					
25					
26	750.411p(2)(c)	Property	E	Money laundering -- transactions involving represented proceeds	5
27					
28					

29 Sec. 16u. This chapter applies to the following felonies
 30 enumerated in chapter 750 of the Michigan Compiled Laws:

31	M.C.L. Max	Category	Class	Description	Stat
32	750.413	Property	E	Unlawful driving away of an automobile	5
33					
34	750.414	Property	H	Unlawful use of an automobile	2

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1	750.415(2)	Property	G	Motor vehicles --	
2				conceal/misrepresent iden-	
3	[750.415(5)	PROPERTY	G	tity with intent to mislead	4
				MOTOR VEHICLES --	
				BUY/SELL/EXCHANGE/GIVE AWAY	
				PARAPHERNALIA CAPABLE OF	
				CHANGING/MISREPRESENTING	
				IDENTITY	4
	750.415(6)	PROPERTY	E	MOTOR VEHICLES --	
				BUY/RECEIVE/OBTAIN A MOTOR	
				VEHICLE OR MOTOR VEHICLE	
				PART WITH INTENT TO SELL OR	
				DISPOSE KNOWING THE VIN HAS	
				BEEEN REMOVED OR ALTERED	10]
4	750.417	Property	H	Motor vehicle -- mortgaged --	
5				removal from state	4
6	750.418	Property	H	Removing a vehicle out of	
7				state without vendor's	
8				consent	4
9	750.420	Pub saf	H	Motor vehicle -- equipping to	
10				release smoke/gas	4
11	750.421	Pub saf	H	Motor vehicle -- designed for	
12				attack	5
13	750.421b	Pub saf	H	Hinder transport of	
14				farm/commercial products --	
15				second SUBSEQUENT offense	2

16 Sec. 16v. This chapter applies to the following felonies
 17 enumerated in chapter 750 of the Michigan Compiled Laws:

18	M.C.L. Max	Category	Class	Description	Stat
19	750.422	Pub trst	G C	Perjury --- committed in	
20				court /capital --	
21				NONCAPITAL crime	Life
22					15
23	750.422	Pub trst	G B	Perjury --- committed in	
24				court /noncapital --	
25				CAPITAL crime	15
26					LIFE
27	750.423	Pub trst	E	Perjury BY FALSELY SWEARING	15
28	750.424	Pub trst	E C	Subornation of perjury	15
29	750.425	Pub trst	E	Inciting or procuring perjury	
30				BUT PERJURY NOT COMMITTED	5
31	750.430A	PERSON	D	HUMAN CLONING	10
32	750.436(1)	Person	E	Poisoning food/drink/wells	5

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1	750.436(2)	Person	A	Poison --	
2				food/drink/medicine/wells --	
3				large amounts/injury	Life
4	750.436(3)	Pub saf	H	Poison -- Malicious false	
5				statement of poisoning	2
6	750.439	Pub ord	G	Polygamy	4
7	750.440	Pub ord	G	Polygamy -- knowingly entering	
8				a prohibited marriage	4
9	750.441	Pub ord	G	Teaching or advocating	
10				polygamy	4
11	750.442	Pub ord	G	Participating in prizefights	4
12	750.443	Pub ord	G	Prizefights -- training	4
13	Sec. 16w. This chapter applies to the following felonies				
14	enumerated in chapter 750 of the Michigan Compiled Laws:				

15	M.C.L. Max	Category	Class	Description	Stat
16	750.451	Pub ord	G	Prostitution -- various	
17				offenses -- third OR	
18				SUBSEQUENT offense	2
19	750.452	Pub ord	E	Keeping a house of	
20				prostitution	5
21	750.455	Pub ord	G	Pandering	20
22	750.456	Person	B	Placing spouse into	
23				prostitution	20
24	750.457	Pub ord	G	Accepting earnings of a	
25				prostitute	20
26	750.458	Person	B	Prostitution -- detaining	
27				female for debt	20
28	750.459	Person	B	Transporting a female for	
29				prostitution	20

30 Sec. 16x. This chapter applies to the following felonies
 31 enumerated in chapter 750 of the Michigan Compiled Laws:

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1	M.C.L. Max	Category	Class	Description	Stat
2 3 4	750.478A(2)	PUB ORD	H	UNAUTHORIZED PROCESS TO OBSTRUCT A PUBLIC OFFICER OR EMPLOYEE	2
5 6 7 8	750.478A(3)	PUB ORD	G	UNAUTHORIZED PROCESS TO OBSTRUCT A PUBLIC OFFICER OR EMPLOYEE -- SUBSEQUENT OFFENSE	4
9 10	750.479	Person	G	Resisting or obstructing a peace officer	2
11 12	750.479a(2)	Pub saf	G	Fleeing and eluding -- fourth degree	2
13 14	750.479a(3)	Pub saf	E	Fleeing and eluding -- third degree	5
15 16	750.479a(4)	Person	D	Fleeing and eluding -- second degree	10
17 18	750.479a(5)	Person	C	Fleeing and eluding -- first degree	15
19	750.479a(6)	Person	H	Assaulting peace officer	2
20 21	750.479b(1)	Person	F	Disarming peace officer -- nonfirearm	4
22 23	750.479b(2)	Person	D	Disarming peace officer -- firearm	10
24 25 26	750.480	Pub trst	F	Public officers -- refusing to turn over books/money to successor	4
27 28	750.488	Pub trst	H	Public officers -- state offi- cial -- retaining fees	2
29	750.490	Pub trst	H	Public money -- safekeeping	2
30 31 32	750.491	Pub trst	H	Public records -- removal/mutilation/destruction	2
33 34 35	750.492a(1)(a)	Pub trst	G	Medical record -- intentional place false information -- health care provider	4
36 37 38	750.492a(2)	Pub trst	G	Medical record -- health care provider alter conceal injury/death	4

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1	750.495a(2)	Person	F	Concealing objects in trees or wood products -- causing injury	4
2					
3					
4	750.495a(3)	Person	C	Concealing objects in trees or wood products -- causing death	15
5					
6					
7	750.505	Pub ord	E	Common law offenses	5
8	750.511	Person	A	Blocking or wrecking railroad track	Life
9					
10	750.512	Property	E	Uncoupling railroad cars	10
11	750.513	Property	H	Issuing fraudulent railroad securities	10
12					
13	750.514	Property	H	Seizing locomotive with mail car	10
14					
15	750.516	Person	C	Stopping train to rob	Life
16	750.517	Person	C	Boarding train to rob	Life

17 Sec. 16y. This chapter applies to the following felonies
 18 enumerated in chapter 750 of the Michigan Compiled Laws:

19	M.C.L. Max	Category	Class	Description	Stat
20	750.520b	Person	A	First degree criminal sexual conduct	Life
21					
22	750.520c	Person	C	Second degree criminal sexual conduct	15
23					
24	750.520d	Person	C B	Third degree criminal sexual conduct	15
25					
26	750.520e	Person	G	Fourth degree criminal sexual conduct	2
27					
28	750.520g(1)	Person	D	Assault with intent to commit sexual penetration	10
29					
30	750.520g(2)	Person	E	Assault with intent to commit sexual contact	5
31					
32	750.528	Pub saf	F	Destroying dwelling house or other property	4
33					

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1	750.528a	Pub saf	F	Civil disorders --	
2				firearms/explosives	4
3	750.529	Person	A	Armed robbery	Life
4	750.529a	Person	A	Carjacking	Life
5	750.530	Person	C	Unarmed robbery	15
6	750.531	Person	C	Bank robbery/safebreaking	Life
7	750.532	Person	H	Seduction	5

8 Sec. 16z. This chapter applies to the following felonies
9 enumerated in chapter 750 of the Michigan Compiled Laws:

10	M.C.L. Max	Category	Class	Description	Stat
11	750.535(2)	PROPERTY	D	RECEIVING OR CONCEALING STOLEN	
12				PROPERTY HAVING A VALUE OF	
13				\$20,000 OR MORE OR WITH	
14				PRIOR CONVICTIONS	10
15	750.535-				
16	750.535(3)	Property	E	Receiving or concealing stolen	
17				property over \$100 HAVING	
18				A VALUE OF \$1,000 TO \$20,000	
19				OR WITH PRIOR CONVICTIONS	5
20	750.535a(2)	Pub ord	D	Operating a chop shop	10
21	750.535a(3)	Pub ord	D	Operating a chop shop, subse-	
22				quent violation	10
23	750.535b	Pub saf	E	Stolen firearms or ammunition	10
24	750.539c	Pub ord	H	Eavesdropping	2
25	750.539d	Pub ord	H	Installing eavesdropping	
26				device	2
27	750.539e	Pub ord	H	Divulging or using information	
28				obtained by eavesdropping	2
29	750.539f	Pub ord	H	Manufacture or possession of	
30				eavesdropping device	2
31	750.540	Pub ord	H	Tapping or cutting telephone	
32				lines	2

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1	750.540c(3)	Property	F	Telecommunications and	
2				computer -- manufacture or	
3				deliver MANUFACTURING OR	
4				DELIVERING A counterfeit	
5				communications DEVICE	4
6	750.540f(2)	Property	E	Telecommunications and com-	
7				puter -- knowingly	
8				KNOWINGLY publishing	
9				counterfeit devices --	
10				second conviction A COMMU-	
11				NICATIONS ACCESS DEVICE WITH	
12				PRIOR CONVICTIONS	5
13	750.540g(1)(c)	Property	E	Telecommunications --	
14				diverting DIVERTING TELE-	
15				COMMUNICATIONS SERVICES	
16				HAVING A value OF \$1,000 --	
17				TO \$20,000 or priors WITH	
18				PRIOR CONVICTIONS	5
19	750.540g(1)(d)	Property	D	Telecommunications --	
20				diverting DIVERTING TELE-	
21				COMMUNICATIONS SERVICES	
22				HAVING A value -\$20,000 OF	
23				\$20,000 OR MORE or priors	
24				WITH PRIOR CONVICTIONS	10
25	750.545	Pub ord	E	Misprision of treason	5
26	750.552b	Property	F	Trespassing on correctional	
27				facility property	4

28 Sec. 17. [(1)] This chapter applies to the following felonies
 29 enumerated in chapters 751 to 830 of the Michigan Compiled Laws:

30	M.C.L. Max	Category	Class	Description	Stat
31	752.191	Pub saf	G	Felonious driving	2
32	752.365(3)	Pub ord	G	Obscenity -- second	
33				SUBSEQUENT offense	2
34	752.541	Pub saf	D	Riot	10
35	752.542	Pub saf	D	Incitement to riot	10
36	752.542a	Pub saf	D	Riot in state correctional	
37				facilities	10

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1	752.543	Pub saf	G	Unlawful assembly	5
2	752.701	Property	H	Destruction or removal of	1
3				timber	1
4	752.797(1)(c)	Property	E	Computer fraud -- 2 prior con-	
5				vications or value between	
6				OF \$1,000 and TO \$20,000	5
7	752.797(1)(d)	Property	D	Computer fraud -- 3 or more	
8				prior convictions or value	
9				over OF \$20,000 OR MORE	10
	[752.797(2)(A)	PROPERTY	E	UNLAWFULLY ACCESSING COMPUTER,	
				COMPUTER SYSTEM, OR COMPUTER	
				PROGRAM	5
	752.797(2)(B)	PROPERTY	D	UNLAWFULLY ACCESSING COMPUTER,	
				COMPUTER SYSTEM, OR COMPUTER	
				PROGRAM, WITH PRIOR	
				CONVICTION	10
	752.797(3)(B)	VARIABLE	G	USING COMPUTER TO COMMIT CRIME	
				PUNISHABLE BY A MAXIMUM TERM	
				OF IMPRISONMENT OF MORE THAN	
				1 YEAR BUT LESS THAN 2 YEARS	2
	752.797(3)(C)	VARIABLE	F	USING COMPUTER TO COMMIT CRIME	
				PUNISHABLE BY A MAXIMUM TERM	
				OF IMPRISONMENT OF AT LEAST	
				2 YEARS BUT LESS THAN 4	
				YEARS	4
	752.797(3)(D)	VARIABLE	D	USING COMPUTER TO COMMIT CRIME	
				PUNISHABLE BY A MAXIMUM TERM	
				OF IMPRISONMENT OF AT LEAST	
				4 YEARS BUT LESS THAN 10 YEARS	7
	752.797(3)(E)	VARIABLE	D	USING COMPUTER TO COMMIT CRIME	
				PUNISHABLE BY A MAXIMUM TERM	
				OF IMPRISONMENT OF AT LEAST	
				10 YEARS BUT LESS THAN 20	
				YEARS	10
	752.797(3)(F)	VARIABLE	B	USING COMPUTER TO COMMIT CRIME	
				PUNISHABLE BY A MAXIMUM TERM	
				OF IMPRISONMENT OF AT LEAST	
				20 YEARS OR FOR LIFE	20]
10	752.802	Property	H	Vending machines --	
11				manufacture/sale of slugs	5
12	752.811	Property	H	Breaking and entering a coin	
13				operated device	3
14	752.861	Person	G	Careless discharge of firearm	
15				causing injury or death	2
16	752.881	Person	G	Reckless use of bow and arrow	
17				resulting in injury or death	
18					2
19	752.1003	Property	F	Health care fraud -- false	
20				claim/state, unnecessary,	
21				conceal information	4
22	752.1004	Property	F	Health care fraud --	
23				kickbacks/referral fees	4
24	752.1005	Property	H	Health care fraud --	
25				conspiracy	10
26	752.1006	Property	D	Health care fraud -- second	
27				SUBSEQUENT offense	20
28	752.1027	Person	F	Assisted suicide	4
29	752.1054(2)	Property	G	Copying audio/video recordings	
30				for gain	5
31	764.1e	Pub trst	C	Peace officer -- false state-	
32				ment in a complaint	15
33	767.4a	Pub trst	F	Disclosing or possessing grand	
34				jury information	4
35	767A.9(A)	PUB TRST	C	PERJURY COMMITTED IN	
36				PROSECUTOR'S INVESTIGATIVE	
37				HEARING -- NONCAPITAL CRIME	15

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1	767A.9(B)	PUB TRST	B	PERJURY COMMITTED IN	
2				PROSECUTOR'S INVESTIGATIVE	
3				HEARING -- CAPITAL CRIME	LIFE
4	800.281(1)	Pub saf	H	Furnishing prisoner with	
5				contraband	5
6	800.281(2)	Pub saf	H	Furnishing prisoner with con-	
7				traband outside	5
8	800.281(3)	Pub saf	H	Bringing contraband into	
9				prisons	5
10	800.281(4)	Pub saf	E	Prisoner possessing contraband	
11					5
12	800.283(1)	Pub saf	E	Furnishing weapon to prisoner	
13				in prison	5
14	800.283(2)	Pub saf	E	Prisons -- knowledge of a	
15				weapon in a correctional	
16				facility	5
17	800.283(3)	Pub saf	E	Bringing weapon into prison	5
18	800.283(4)	Pub saf	E	Prisoner possessing weapon	5
19	801.262(1)(a)	Pub saf	E	Bringing weapon into jail	5
20	801.262(1)(b)	Pub saf	E	Furnishing weapon to prisoner	
21				in jail	5
22	801.262(2)	Pub saf	E	Prisoner in jail possessing	
23				weapon	5
24	801.263(1)	Pub saf	H	Furnishing contraband to pris-	
25				oner in jail	5
26	801.263(2)	Pub saf	H	Prisoner in jail possessing	
27				contraband	5
	[(2) FOR A VIOLATION OF SECTION 797(3)(B), (C), (D), (E), OR (F) OF 1979 PA 53, MCL 752.797, DETERMINE THE OFFENSE CATEGORY, OFFENSE VARIABLE LEVEL, AND PRIOR RECORD VARIABLE LEVEL BASED ON THE UNDERLYING OFFENSE.]				

28 Sec. 18. This chapter applies to the following felonies:

29	M.C.L. Stat Max	Category	Description
30	333.7410	CS	Controlled substance delivery
31			or distribution to minors or
32			students OFFENSE ON OR NEAR
33	Variable		SCHOOL PROPERTY
34	333.7413(2) or (3)	Pub trst	Subsequent controlled
35	Variable		substance violations

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1	333.7416(1)(a)	CS	Recruiting or inducing a minor
2			to commit a controlled sub-
3	Variable		stance felony
4	750.157a(a)	Pub saf	Conspiracy
	Variable		
5	750.157c	Person	Inducing minor to commit a
6	Variable		felony
7	750.188	Pub ord	Voluntarily suffering prisoner
8	Variable		to escape
9	750.237A	PUB SAF	FELONY COMMITTED IN A
10	VARIABLE		WEAPON-FREE SCHOOL ZONE
11	750.367a	Property	Larceny of rationed goods
	Variable		

12 Sec. 19. (1) This chapter applies to an attempt to commit
13 an offense enumerated in this part if the attempted violation is
14 a felony. This chapter does not apply to an attempt to commit a
15 class H offense enumerated in this part.

16 (2) For an attempt to commit an offense enumerated in this
17 part, the offense category is the same as the attempted offense.

18 (3) For an attempt to commit an offense enumerated in this
19 part, the OFFENSE class is as follows:

20 (a) Class E if the attempted offense is in class A, B, C, or
21 D.

22 (b) Class H if the attempted offense is in class E, F, or
23 G.

24 Sec. 21. (1) For an offense enumerated in part 2 of this
25 chapter, determine the recommended minimum sentence range as
26 follows:

27 (a) Find the offense category for the offense from part 2 of
28 this chapter. From section 22 of this chapter, determine the
29 offense variables to be scored for that offense category and
30 score only those offense variables for the offender as provided

1 in part 4 of this chapter. Total those points to determine the
2 offender's offense variable level.

3 (b) Score all prior record variables for the offender as
4 provided in part 5 of this chapter. Total those points to deter-
5 mine the offender's prior record variable level.

6 (c) Find the offense class for the offense from part 2 of
7 this chapter. Using the sentencing grid for that offense class
8 in part 6 of this chapter, determine the recommended minimum sen-
9 tence range from the intersection of the offender's offense vari-
10 able level and prior record variable level. The recommended min-
11 imum sentence within a sentencing grid is shown as a range of
12 months or life.

13 (2) If the defendant was convicted of multiple offenses,
14 SUBJECT TO SECTION 14 OF CHAPTER IX, score each offense as pro-
15 vided in this part.

16 (3) If the offender is being sentenced under section 10, 11,
17 or 12 of chapter IX, determine the offense category, offense
18 class, offense variable level, and prior record variable level
19 based on the underlying offense. To determine the recommended
20 minimum sentence range, increase the upper limit of the recom-
21 mended minimum sentence range determined under part 6 for the
22 underlying offense as follows:

23 (a) If the offender is being sentenced for a second felony,
24 25%.

25 (b) If the offender is being sentenced for a third felony,
26 50%.

1 (c) If the offender is being sentenced for a fourth or
2 subsequent felony, 100%.

3 (4) If the offender is being sentenced for a violation
4 described in section 18 of this chapter, determine the offense
5 class, offense variable level, and prior record variable level
6 based on the underlying offense.

7 (5) If the offender is being sentenced for an attempted
8 felony described in section 19 of this chapter, determine the
9 offense variable level and prior record variable level based on
10 the underlying attempted offense.

11 Sec. 22. (1) For all crimes against a person, score offense
12 variables 1, 2, 3, 4, 7, 8, 9, 10, 11, 12, 13, 14, and 19. Score
13 offense variables 5 and 6 for homicide, ~~or~~ attempted homicide,
14 OR ASSAULT WITH INTENT TO COMMIT MURDER. Score offense variable
15 16 under this subsection for a violation or attempted violation
16 of section 110a of the Michigan penal code, 1931 PA 328, MCL
17 750.110a. Score offense variables 17 and 18 if an element of the
18 offense or attempted offense involves the operation of a vehicle,
19 vessel, ORV, SNOWMOBILE, aircraft, or locomotive.

20 (2) For all crimes against property, score offense variables
21 1, 2, 3, 4, 9, 10, 12, 13, 14, 16, and 19.

22 (3) For all crimes involving a controlled substance, score
23 offense variables 1, 2, 3, 12, 13, 14, 15, and 19.

24 (4) For all crimes against public order and all crimes
25 against public trust, score offense variables 1, 3, 4, 9, 10, 12,
26 13, 14, 16, and 19.

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1 (5) For all crimes against public safety, score offense
2 variables 1, 3, 4, 9, 10, 12, 13, 14, 16, and 19. Score offense
3 variable 18 if an element of the offense OR ATTEMPTED OFFENSE
4 involves the operation of a vehicle, vessel, ORV, SNOWMOBILE,
5 aircraft, or locomotive.

6 Sec. 33. (1) Offense variable 3 is physical injury to a
7 victim. Score offense variable 3 by determining which of the
8 following apply and by assigning the number of points attribut-
9 able to the one that has the highest number of points:

10 (a) A victim was killed..... 100 points

11 (B) A VICTIM WAS KILLED..... 35 POINTS

12 (C) ~~(b)~~ Life threatening or permanent incapaciti-
13 tating injury occurred to a victim..... 25 points

14 (D) ~~(c)~~ Bodily injury requiring medical treat-
15 ment occurred to a victim..... 10 points

16 (E) ~~(d)~~ Bodily injury not requiring medical
17 treatment occurred to a victim..... 5 points

18 (F) ~~(e)~~ No physical injury occurred to a victim 0 points

19 (2) All of the following apply to scoring offense variable
20 3:

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1 (a) In multiple offender cases, if 1 offender is assessed
2 points for death or physical injury, all offenders shall be
3 assessed the same number of points.

4 (b) Score 100 points if death results from the commission of
5 a crime and homicide is not the sentencing offense.

6 (C) SCORE 35 POINTS IF DEATH RESULTS FROM THE COMMISSION OF
7 A CRIME AND THE ELEMENTS OF THE OFFENSE OR ATTEMPTED OFFENSE
8 INVOLVE THE OPERATION OF A VEHICLE, VESSEL, ORV, SNOWMOBILE, AIR-
9 CRAFT, OR LOCOMOTIVE UNDER THE INFLUENCE OR WHILE IMPAIRED CAUS-
10 ING DEATH.

11 (D) ~~(c)~~ Do not score 5 points if bodily injury is an ele-
12 ment of the sentencing offense.

13 (3) As used in this section, "requiring medical treatment"
14 refers to the necessity for treatment and not the victim's suc-
15 cess in obtaining treatment.

16 Sec. 35. (1) Offense variable 5 is psychological injury to
17 a member of a victim's family. Score offense variable 5 by
18 determining which of the following apply and by assigning the
19 number of points attributable to the one that has the highest
20 number of points:

21 (a) Serious psychological injury requiring pro-
22 fessional treatment occurred to a ~~homicide~~ victim's
23 family..... 15 points

1 (b) No serious psychological injury requiring
2 professional treatment occurred to a ~~homicide~~
3 victim's family..... 0 points

4 (2) Score 15 points if the serious psychological injury to
5 the victim's family may require professional treatment. In
6 making this determination, the fact that treatment has not been
7 sought is not conclusive.

[Sec. 43. (1) Offense variable 13 is continuing pattern of criminal behavior. Score offense variable 13 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

(A) THE OFFENSE WAS PART OF A PATTERN OF FELONIOUS CRIMINAL ACTIVITY INVOLVING 3 OR MORE SEXUAL PENETRATIONS AGAINST A PERSON OR PERSONS LESS THAN 13 YEARS OF AGE.....
50 POINTS

(B) ~~(a)~~ The offense was part of a pattern of felonious criminal activity involving 3 or more crimes against a person..... 25 points

(C) ~~(b)~~ The offense was part of a pattern of felonious criminal activity involving a combination of 3 or more crimes against a person or property..... 10 points

(D) ~~(c)~~ The offense was part of a pattern of felonious criminal activity directly related to membership in an organized criminal group..... 10 points

(E) ~~(d)~~ The offense was part of a pattern of felonious criminal activity involving 3 or more crimes against property..... 5 points

(F) ~~(e)~~ No pattern of felonious criminal activity existed..... 0 points

(2) All of the following apply to scoring offense variable 13:

(a) For determining the appropriate points under this variable, all crimes within a 5-year period, including the sentencing offense, shall be counted regardless of whether the offense resulted in a conviction.

(b) The presence or absence of multiple offenders, the age of the offenders, or the degree of sophistication of the organized criminal group is not as important as the fact of the group's existence, which may be reasonably inferred from the facts surrounding the sentencing offense.

(c) Except for offenses related to membership in an organized criminal group, do not score conduct scored in offense variable 11 or 12.

(D) SCORE 50 POINTS ONLY IF THE SENTENCING OFFENSE IS FIRST DEGREE CRIMINAL SEXUAL CONDUCT.]

8 Sec. 48. (1) Offense variable 18 is operator ability
9 affected by alcohol or drugs. Score offense variable 18 by
10 determining which of the following apply and by assigning the
11 number of points attributable to the one that has the highest
12 number of points:

13 (a) The offender operated a vehicle, VESSEL, ORV,
14 SNOWMOBILE, AIRCRAFT, OR LOCOMOTIVE when his or her
15 bodily alcohol content was 0.20 grams or more per 100
16 milliliters of blood, per 210 liters of breath, or per
17 67 milliliters of urine..... 20 points

18 (b) The offender operated a vehicle, VESSEL, ORV,
19 SNOWMOBILE, AIRCRAFT, OR LOCOMOTIVE when his or her
20 bodily alcohol content was 0.15 grams or more but less
21 than 0.20 grams per 100 milliliters of blood, per 210
22 liters of breath, or per 67 milliliters of urine..... 15 points

23 (c) The offender operated a vehicle, VESSEL, ORV,
24 SNOWMOBILE, AIRCRAFT, OR LOCOMOTIVE when his or her

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1 bodily alcohol content was 0.10 grams or more but less
2 than 0.15 grams per 100 milliliters of blood, per 210
3 liters of breath, or per 67 milliliters of urine, or
4 while he or she was under the influence of intoxicat-
5 ing liquor or a controlled substance or a combination
6 of intoxicating liquor and a controlled substance..... 10 points

7 (d) The offender operated a vehicle, VESSEL, ORV,
8 SNOWMOBILE, AIRCRAFT, OR LOCOMOTIVE when his or her
9 bodily alcohol content was 0.07 grams or more but less
10 than 0.10 grams per 100 milliliters of blood, per 210
11 liters of breath, or per 67 milliliters of urine, or
12 while he or she was visibly impaired by the use of
13 intoxicating liquor or a controlled substance or a
14 combination of intoxicating liquor and a controlled
15 substance, or was less than 21 years of age and had
16 any bodily alcohol content..... 5 points

17 (e) The offender's ability to operate a vehicle,
18 VESSEL, ORV, SNOWMOBILE, AIRCRAFT, OR LOCOMOTIVE was
19 not affected by an intoxicating liquor or a controlled
20 substance or a combination of intoxicating liquor and
21 a controlled substance..... 0 points

22 (2) As used in this section, "any bodily alcohol content"
23 means either of the following:

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1 (a) An alcohol content of not less than 0.02 grams or more
2 than 0.07 grams per 100 milliliters of blood, per 210 liters of
3 breath, or per 67 milliliters of urine.

4 (b) Any presence of alcohol within an individual's body
5 resulting from the consumption of intoxicating liquor other than
6 the consumption of intoxicating liquor as part of a generally
7 recognized religious service or ceremony.

8 Sec. 54. (1) Prior record variable 4 is prior low severity
9 juvenile adjudications. Score prior record variable 4 by deter-
10 mining which of the following apply and by assigning the number
11 of points attributable to the one that has the highest number of
12 points:

13 (a) The offender has 6 or more prior low severity
14 juvenile adjudications..... 20 points

15 (B) THE OFFENDER HAS 5 PRIOR LOW SEVERITY JUVE-
16 NILE ADJUDICATIONS..... 15 POINTS

17 (C) ~~(b)~~ The offender has 3 OR 4 ~~or 5~~ prior
18 low severity juvenile adjudications..... 10 points

19 (D) ~~(c)~~ The offender has 2 ~~or 3~~ prior low
20 severity juvenile adjudications..... 5 points

21 (E) ~~(d)~~ The offender has 1 prior low severity
22 juvenile adjudication..... 2 points

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1 (F) ~~(e)~~ The offender has no prior low severity
2 juvenile adjudications..... 0 points

3 (2) As used in this section, "prior low severity juvenile
4 adjudication" means a juvenile adjudication for conduct that
5 would be a crime listed in offense class E, F, G, or H if commit-
6 ted by an adult or for conduct that would be a felony under a law
7 of the United States or another state corresponding to a crime
8 listed in offense class E, F, G, or H if committed by an adult,
9 if the order of disposition was entered before the sentencing
10 offense was committed.

11 Sec. 55. (1) Prior record variable 5 is prior misdemeanor
12 convictions or prior misdemeanor juvenile adjudications. Score
13 prior record variable 5 by determining which of the following
14 apply and by assigning the number of points attributable to the
15 one that has the highest number of points:

16 (a) The offender has 7 or more prior misdemeanor
17 convictions or prior misdemeanor juvenile
18 adjudications..... 20 points

19 (b) The offender has 5 or 6 prior misdemeanor
20 convictions or prior misdemeanor juvenile
21 adjudications..... 15 points

22 (c) The offender has 3 or 4 prior misdemeanor
23 convictions or prior misdemeanor juvenile
24 adjudications..... 10 points

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1 (d) The offender has 2 prior misdemeanor convic-
2 tions or prior misdemeanor juvenile adjudications..... 5 points

3 (e) The offender has 1 prior misdemeanor convic-
4 tion or prior misdemeanor juvenile adjudication..... 2 points

5 (f) The offender has no prior misdemeanor convic-
6 tions or prior misdemeanor juvenile adjudications..... 0 points

7 (2) All of the following apply to scoring record variable
8 5:

9 (a) Except as provided in subdivision (b), count a prior
10 misdemeanor conviction or prior misdemeanor juvenile adjudication
11 only if it is ~~a crime~~ AN OFFENSE against a person or property,
12 a controlled substance ~~crime, or~~ OFFENSE, OR a weapon offense.
13 ~~enumerated in chapter XXXVII of the Michigan penal code, 1931 PA~~
14 ~~328, MCL 750.222 to 750.239a.~~ Do not count a prior conviction
15 used to enhance the sentencing offense to a felony.

16 (b) Count all prior misdemeanor convictions and prior misde-
17 meanor juvenile adjudications for operating OR ATTEMPTING TO
18 OPERATE a vehicle, vessel, ORV, SNOWMOBILE, aircraft, or locomo-
19 tive while under the influence of or impaired by alcohol, a con-
20 trolled substance, or a combination of alcohol and a controlled
21 substance. Do not count a prior conviction used to enhance the
22 sentencing offense to a felony.

23 (3) As used in this section:

24 (a) "Prior misdemeanor conviction" means a conviction for a
25 misdemeanor under a law of this state, a political subdivision of

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1 this state, another state, a political subdivision of another
2 state, or the United States if the conviction was entered before
3 the sentencing offense was committed.

4 (b) "Prior misdemeanor juvenile adjudication" means a juve-
5 nile adjudication for conduct that if committed by an adult would
6 be a misdemeanor under a law of this state, a political subdivi-
7 sion of this state, another state, a political subdivision of
8 another state, or the United States if the order of disposition
9 was entered before the sentencing offense was committed.

10 Enacting section 1. This amendatory act takes effect
11 October 1, 2000.