

Act No. 45  
Public Acts of 1999  
Approved by the Governor  
June 9, 1999  
Filed with the Secretary of State  
June 9, 1999  
EFFECTIVE DATE: October 1, 1999

STATE OF MICHIGAN  
90TH LEGISLATURE  
REGULAR SESSION OF 1999

**Introduced by Reps. Howell, Faunce, Sanborn, Julian, Tabor, Richner, Bishop, Vander Roest and Shulman  
Reps. Basham, Birkholz, Bisbee, Cameron Brown, Byl, Callahan, Cassis, Clarke, DeHart, DeRossett,  
Frank, Gilbert, Hager, Jansen, Jelinek, Jellema, Ruth Johnson, Kowall, Kuipers, Kukuk, Law, Lemmons,  
Mead, Middaugh, Mortimer, O'Neil, Pappageorge, Patterson, Pestka, Prusi, Pumford, Raczkowski,  
Richardville, Rivet, Rocca, Schermesser, Scott, Scranton, Sheltroun, Spade, Van Woerkom, Vaughn,  
Vear, Voorhees, Wojno and Woodward named co-sponsors**

## **ENROLLED HOUSE BILL No. 4355**

AN ACT to amend 1927 PA 175, entitled "An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act," by amending section 16f of chapter XVII (MCL 777.16f), as added by 1998 PA 317.

*The People of the State of Michigan enact:*

### CHAPTER XVII

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

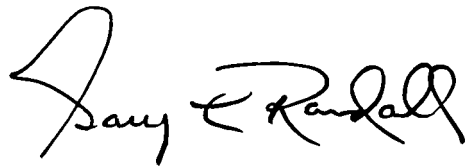
<b>M.C.L.</b>	<b>Category</b>	<b>Class</b>	<b>Description</b>	<b>Stat Max</b>
750.110	Property	D	Breaking and entering with intent to commit felony or larceny	10
750.110a(4)	Person	B	Home invasion—first degree	20
750.110a(5)	Person	C	Home invasion—second degree	15
750.110a(6)	Person	E	Home invasion—third degree	5
750.111	Property	E	Entering without breaking with intent to commit felony or larceny	5

750.112	Person	A	Burglary with explosives	Life
750.116	Property	E	Possession of burglar's tools	10
750.117	Pub trst	F	Bribing a public officer	4
750.118	Pub trst	D	Public officer accepting bribe	10
750.119	Pub trst	F	Bribing a juror or other person	4
750.120	Pub trst	F	Juror or other person accepting a bribe	4
750.121	Pub trst	F	Bribing a public officer to influence contract	4
750.124	Pub trst	G	Bribing an athlete	4
750.128	Pub ord	H	Bucket shop violation	2
750.131(3)(a)(iv)	Property	H	NSF checks—\$50 or less—fourth offense	13 months
750.131(3)(b)(ii)	Property	H	NSF checks—\$50 to \$200—third offense	13 months
750.131(3)(c)	Property	H	NSF checks—over \$200	13 months
750.131a(1)	Property	H	No account checks	2
750.131a(2)	Property	H	NSF checks, 3 or more within 10 days	2

Enacting section 1. This amendatory act takes effect October 1, 1999.

Enacting section 2. This amendatory act does not take effect unless House Bill No. 4356 of the 90th Legislature is enacted into law.

This act is ordered to take immediate effect.



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Clerk of the House of Representatives.



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Secretary of the Senate.

Approved \_\_\_\_\_

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Governor.