

HOUSE SUBSTITUTE FOR

SENATE BILL NO. 797

(As amended September 29, 2004)

A bill to amend 1927 PA 175, entitled
"The code of criminal procedure,"
by amending sections 14h and 16o of chapter XVII (MCL 777.14h and
777.16o), section 14h as amended by 2003 PA 134 and section 16o
as amended by 2000 PA 389.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

CHAPTER XVII

Sec. 14h. This chapter applies to the following felonies
enumerated in chapter 445 of the Michigan Compiled Laws:

<u>M.C.L.</u>	<u>Category</u>	<u>Class</u>	<u>Description</u>	<u>Stat Max</u>
[445.65]	Pub ord	E	Identity theft	5
[445.67]	Pub ord	E	Obtain, possess, sell, or transfer personal identifying information of another or falsify a police report with intent to commit identity theft	5

1 2 3 4	445.487(2)	Pub ord	H	Precious metal and gem dealer failure to record material matter -- subsequent offense	2
5 6 7	445.488(2)	Pub ord	H	Precious metal and gem dealer violations -- subsequent offense	2
8 9	445.489	Pub ord	H	Precious metal and gem dealer violations	2
10 11 12 13	445.490	Pub ord	H	Precious metal and gem dealer failure to obtain a certificate of registration	2
14	445.779	Pub ord	H	Antitrust violation	2
15 16 17	445.1505	Pub trst	G	Franchise investment law -- fraudulent filing/offers	7
18 19 20	445.1508	Pub trst	G	Franchise investment law -- sale without proper disclosure	7
21 22	445.1513	Pub trst	G	Franchise investment law -- illegal offers/sales	7
23 24	445.1520	Pub trst	G	Franchise investment law -- keeping records	7
25 26	445.1521	Pub trst	G	Franchise investment law -- false representation	7
27 28 29	445.1523	Pub trst	G	Franchise investment law -- false statements of material fact	7
30 31	445.1525	Pub trst	G	Franchise investment law -- false advertising	7
32 33	445.1528	Pub trst	D	Pyramid/chain promotions -- offer or sell	7
34 35 36	445.1671	Pub trst	E	Mortgage brokers, lenders -- knowingly giving a false statement	15
37 38	445.1679	Pub trst	H	Mortgage brokers act -- general violations	3

1 445.2507(2) Pub ord F Violation of unsolicited
 2 commercial e-mail
 3 protection act in
 4 furtherance of crime 4

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

7	<u>M.C.L.</u>	<u>Category</u>	<u>Class</u>	<u>Description</u>	<u>Stat Max</u>
8	750.271	Property	E	Fraudulently issuing or	
9				selling domestic	
10				securities	10
11	750.272	Property	G	Sale of fraudulent stock	
12				of foreign corporations	10
13	750.273	Property	E	Obtaining signature to	
14				financial document with	
15				intent to defraud	10
16	750.274	Property	E	Fraud --	
17				purchasing/collecting	
18				on fraudulent financial	
19				document	10
20	750.276	Property	G	Fraud -- promise to	
21				vendee of grain at	
22				fictitious price	4
23	750.277	Pub trst	G	Promise to vendee of	
24				grain to sell at a	
25				fictitious price --	
26				sale and transfer	4
27	750.278	Property	G	Fraud -- warehouse	
28				receipts	5
29	750.279	Property	G	Fraud -- disposition of	
30				exhausted property	4
31	750.280	Property	E	Gross frauds/cheats at	
32				common law	10
33	750.282	Pub ord	G	Public utility --	
34				fraudulent use over	
35				\$500	4
36	750.285	Property	E	Obtaining personal ID	
37				information without	
38				authorization	5

1	750.300	Pub ord	G	Animals --	
2				killing/injuring to	
3				defraud insurance	
4				company	2
5	750.300a(1) (a)	Property	G	Food stamp fraud -- \$250	
6				or less -- second	
7				offense	5
8		Property	G	Food stamp fraud -- \$250	
9				or less -- third or	
10				subsequent offense	10
11	750.300a(1) (b)	Property	E	Food stamp fraud -- more	
12				than \$250 to \$1,000	5
13		Property	E	Food stamp fraud -- more	
14				than \$250 to \$1,000 --	
15				subsequent offense	10
16	750.300a(1) (c)	Property	E	Food stamp fraud -- over	
17				\$1,000	10
18	750.303	Pub ord	H	Gambling Gaming	2
19	750.313	Pub ord	H	Gambling --	
20				stocks/bonds/commodities	
21					2
22	Enacting section 1. This amendatory act takes effect March				
23	1, 2005.				