

# SENATE BILL No. 797

October 23, 2003, Introduced by Senators GEORGE, BROWN, BIRKHOLZ, CROPSEY, SWITALSKI and CASSIS and referred to the Committee on Judiciary.

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</u>	<u>Max</u>
445.65	Pub ord	E	Identity theft	5	
445.487(2)	Pub ord	H	Precious metal and gem dealer failure to record material matter -- subsequent offense	2	
445.488(2)	Pub ord	H	Precious metal and gem dealer violations -- subsequent offense	2	

1 2	445.489	Pub ord	H	Precious metal and gem dealer violations	2
3 4 5 6	445.490	Pub ord	H	Precious metal and gem dealer failure to obtain a certificate of registration	2
7	445.779	Pub ord	H	Antitrust violation	2
8 9 10	445.1505	Pub trst	G	Franchise investment law -- fraudulent filing/offers	7
11 12 13	445.1508	Pub trst	G	Franchise investment law -- sale without proper disclosure	7
14 15	445.1513	Pub trst	G	Franchise investment law -- illegal offers/sales	7
16 17	445.1520	Pub trst	G	Franchise investment law -- keeping records	7
18 19	445.1521	Pub trst	G	Franchise investment law -- false representation	7
20 21 22	445.1523	Pub trst	G	Franchise investment law -- false statements of material fact	7
23 24	445.1525	Pub trst	G	Franchise investment law -- false advertising	7
25 26	445.1528	Pub trst	D	Pyramid/chain promotions -- offer or sell	7
27 28 29	445.1671	Pub trst	E	Mortgage brokers, lenders -- knowingly giving a false statement	15
30 31	445.1679	Pub trst	H	Mortgage brokers act -- general violations	3
32 33 34 35	445.2507(2)	Pub ord	F	Violation of unsolicited commercial e-mail protection act in furtherance of crime	4
36					
37	Sec. 160. This chapter applies to the following felonies				

1 enumerated in chapter 750 of the Michigan Compiled Laws:

2	<u>M.C.L.</u>	<u>Category</u>	<u>Class</u>	<u>Description</u>	<u>Stat</u>	<u>Max</u>
3	750.271	Property	E	Fraudulently issuing or		
4				selling domestic		
5				securities	10	
6	750.272	Property	G	Sale of fraudulent stock		
7				of foreign corporations	10	
8	750.273	Property	E	Obtaining signature to		
9				financial document with		
10				intent to defraud	10	
11	750.274	Property	E	Fraud --		
12				purchasing/collecting		
13				on fraudulent financial		
14				document	10	
15	750.276	Property	G	Fraud -- promise to		
16				vendee of grain at		
17				fictitious price	4	
18	750.277	Pub trst	G	Promise to vendee of		
19				grain to sell at a		
20				fictitious price --		
21				sale and transfer	4	
22	750.278	Property	G	Fraud -- warehouse		
23				receipts	5	
24	750.279	Property	G	Fraud -- disposition of		
25				exhausted property	4	
26	750.280	Property	E	Gross frauds/cheats at		
27				common law	10	
28	750.282	Pub ord	G	Public utility --		
29				fraudulent use over		
30				\$500	4	
31	<del>750.285</del>	<del>Property</del>	<del>E</del>	<del>Obtaining personal ID</del>		
32				<del>information without</del>		
33				<del>authorization</del>	<del>5</del>	
34	750.300	Pub ord	G	Animals --		
35				killing/injuring to		
36				defraud insurance		
37				company	2	
38	750.300a(1) (a)	Property	G	Food stamp fraud -- \$250		
39				or less -- second		

1				offense	5
2		Property	G	Food stamp fraud -- \$250	
3				or less -- third or	
4				subsequent offense	10
5	750.300a(1)(b)	Property	E	Food stamp fraud -- more	
6				than \$250 to \$1,000	5
7		Property	E	Food stamp fraud -- more	
8				than \$250 to \$1,000 --	
9				subsequent offense	10
10	750.300a(1)(c)	Property	E	Food stamp fraud -- over	
11				\$1,000	10
12	750.303	Pub ord	H	<del>Gambling</del> <b>Gaming</b>	2
13	750.313	Pub ord	H	Gambling --	
14				stocks/bonds/commodities	
15					2
16	Enacting section 1. This amendatory act does not take				
17	effect unless Senate Bill No. 792				
18	of the 92nd Legislature is enacted into				
19	law.				