

HOUSE BILL No. 5095

December 1, 2015, Introduced by Reps. Garrett, Chang, Plawecki, Neeley, Rutledge, Brunner, Faris, Byrd, Chirkun, Liberati, Brinks, Cochran, Robinson, Pagan, Pscholka, Banks, Geiss, Darany, Sarah Roberts, Yanez, Irwin, Hoadley, Wittenberg, Guerra, Greig, Callton, Phelps, Love, Santana, Lucido, Moss, Tedder and Zemke and referred to the Committee on Criminal Justice.

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending sections 16o and 16s of chapter XVII (MCL 777.16o and 777.16s), section 16o as amended by 2012 PA 169 and section 16s as amended by 2008 PA 414.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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CHAPTER XVII

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

M.C.L.	Category	Class	Description	Stat Max
750.271	Property	E	Fraudulently issuing or selling domestic securities	10

1	750.272	Property	G	Sale of fraudulent stock of foreign corporations	10
2	750.273	Property	E	Obtaining signature with intent to defraud	10
3	750.274	Property	E	Purchasing or collecting on fraudulent financial document	10
4	750.276	Property	G	Obtaining signature or promise of vendee of grain to sell at fictitious price	4
5	750.277	Pub trst	G	Sale or transfer of note of vendee of grain to sell at a fictitious price	4
6	750.278	Property	G	Issuing or delivering fraudulent warehouse receipt	5
7	750.279	Property	G	Fraudulent disposal of entrusted property	4
8	750.280	Property	E	Gross fraud or cheat at common law	10
9	750.282 750.282 (2) (B)	Pub ord	G	Fraudulently damaging or using property of utility in amount over \$500	4
10	750.282a	Property	E	Illegally selling or transferring product or service of electric service provider or natural gas provider to another person	5
11	750.300	Pub ord	G	Killing or injuring animal to defraud insurance company	2
12	750.300a(1) (a)	Property	G	Food stamp fraud of \$250 or less - second offense	5
13		Property	G	Food stamp fraud of \$250 or less - third or subsequent offense	10

1	750.300a(1)(b)	Property	E	Food stamp fraud of more than \$250 to \$1,000	5
2		Property	E	Food stamp fraud of more than \$250 to \$1,000 - subsequent offense	10
3	750.300a(1)(c)	Property	E	Food stamp fraud of more than \$1,000	10
4	750.303	Pub ord	H	Gaming	2
5	750.313	Pub ord	H	Gambling in stocks, bonds, or commodities	2

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

8	M.C.L.	Category	Class	Description	Stat Max
9	750.377a(1)(a)	Property	D	Malicious destruction of personal property involving \$20,000 or more or with prior convictions	10
10	750.377a(1)(b)	Property	E	Malicious destruction of personal property involving \$1,000 to \$20,000 or with prior convictions	5
11	750.377b	Property	F	Malicious destruction of fire/police property	4
12	750.377c	Property	E	School bus - intentional damage	5
13	750.378	Property	F	Malicious destruction of property - dams/canals/mills	4
14	750.379	Property	F	Malicious destruction of property - bridges/railroads/locks	4
15	750.380(2)	Property	D	Malicious destruction of building involving \$20,000 or more or with prior convictions	10

1	750.380(3)	Property	E	Malicious destruction of a building involving \$1,000 to \$20,000 or with prior convictions	5
2	750.382(1)(c)	Property	E	Malicious destruction of plants or turf involving \$1,000 to \$20,000 or with prior convictions	5
3	750.382(1)(d)	Property	D	Malicious destruction of plants or turf involving \$20,000 or more or with prior convictions	10
4	750.383a 750.383A(1)	Property	E	Malicious destruction of utility equipment or utility infrastructure component	5
5	750.386	Property	E	Malicious destruction of mine property	20
6	750.387(5)	Property	E	Malicious destruction of a tomb or memorial involving \$1,000 to \$20,000 or with prior convictions	5
7	750.387(6)	Property	D	Malicious destruction of a tomb or memorial involving \$20,000 or more or with prior convictions	10
8	750.392	Property	E	Malicious destruction of property – vessels	10
9	750.394(2)(c)	Person	F	Throwing or dropping dangerous object at vehicle causing injury	4
10	750.394(2)(d)	Person	D	Throwing or dropping dangerous object at vehicle causing serious impairment	10
11	750.394(2)(e)	Person	C	Throwing or dropping dangerous object at vehicle causing death	15

1	750.395(2)(c)	Property	E	Damaging or destroying research property with a value between \$1,000 and \$20,000 or with prior convictions	5
2	750.395(2)(d)	Property	E	Damaging or destroying research property with a value of \$20,000 or more or 2 or more prior convictions	5
3	750.395(2)(e)	Person	E	Damaging or destroying research property resulting in physical injury	5
4	750.395(2)(f)	Person	D	Damaging or destroying research property resulting in serious impairment of body function	10
5	750.395(2)(g)	Person	C	Damaging or destroying research property resulting in death	15
6	750.397	Person	D	Mayhem	10
7	750.397a	Person	D	Placing harmful objects in food	10
8	750.405	Pub saf	E	Inciting soldiers to desert	5
9	750.406	Pub saf	E	Military stores – larceny, embezzlement or destruction	5

10 Enacting section 1. This amendatory act takes effect 90 days
11 after the date it is enacted into law.

12 Enacting section 2. This amendatory act does not take effect
13 unless Senate Bill No. ____ or House Bill No. 5096 (request no.
14 03201'15 *) of the 98th Legislature is enacted into law.