

# HOUSE BILL NO. 4888

May 20, 2021, Introduced by Reps. Anthony, Hope, Young, Scott, Manoogian, Weiss, Aiyash, Kuppa, Hood, Whitsett and Brixie and referred to the Committee on Regulatory Reform.

A bill to amend 1927 PA 175, entitled  
"The code of criminal procedure,"  
by amending section 11b of chapter XVII (MCL 777.11b), as amended  
by 2016 PA 234.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1

### CHAPTER XVII

2

Sec. 11b. This chapter applies to the following felonies  
enumerated in chapter 28 of the Michigan Compiled Laws:

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M.C.L.	Category	Class Description	Stat Max
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1	28.214 (6) (b)	Pub trst	F	Unauthorized	
2				disclosure of	
3				information from LEIN	
4				– subsequent offense	4
5	28.293 (1)	Pub ord	E	False information when	
6				applying for state ID	5
7	28.293 (2)	Pub ord	D	False information when	
8				applying for state ID	
9				– second offense	7
10	28.293 (3)	Pub ord	C	False information when	
11				applying for state ID	
12				– third or subsequent	
13				offense	15
14	28.295 (1) (a)	Pub ord	D	Counterfeiting or	
15				forging state ID card	
16				or using counterfeited	
17				or forged state ID	
18				card to commit felony	
19				punishable by	
20				imprisonment for 10	
21				years or more	10

1	28.295 (1) (b)	Pub ord	E	Counterfeiting or	
2				forging state ID card	
3				or using counterfeited	
4				or forged state ID	
5				card to commit felony	
6				punishable by	
7				imprisonment for less	
8				than 10 years or a	
9				misdemeanor punishable	
10				by more than 6 months	5
11	28.295 (2)	Pub ord	E	Selling counterfeited	
12				or forged state ID	
13				card or possessing	
14				counterfeited or	
15				forged state ID card	
16				with intent to deliver	
17				to another person or	
18				possessing 2 or more	
19				counterfeited or	
20				forged state ID cards	5
21	28.295 (5)	Property	H	Using stolen state ID	
22				card to commit felony	Variable
23	28.295a (1)	Pub ord	H	False representation	
24				to obtain or misuse	
25				personal information	4
26	28.295a (2)	Pub ord	G	False representation	
27				to obtain or misuse	
28				personal information –	
29				second offense	7

1	28.295a(3)	Pub ord	C	False representation	
2				to obtain or misuse	
3				personal information –	
4				third or subsequent	
5				offense	15
6	28.308	Pub saf	E	False certification or	
7				statement in	
8				application for	
9				enhanced driver	
10				license or enhanced	
11				official state	
12				personal	
13				identification card	5
14	28.422(14)	Pub saf	F	Forgery on pistol	
15				license application	4
16	28.422a(5)	Pub saf	F	False statement on	
17				pistol sales record	4
18	28.425b(3)	Pub saf	F	False statement on	
19				concealed pistol	
20				permit application	4
21	28.425j(3)	Pub saf	F	Unlawful granting or	
22				presenting of pistol	
23				training certificate	4
24	28.425o(6)(c)	Pub saf	F	Carrying concealed	
25				pistol or electro-	
26				muscular disruption	
27				device in prohibited	
28				place – third or	
29				subsequent offense	4

1	28.435 (14) (c)	Pub saf	G	Firearm sale without	
2				trigger lock, gun	
3				case, or storage	
4				container – third or	
5				subsequent offense	2
6	<del>28.454 (1)</del>	<del>Pub saf</del>	<del>G</del>	<del>Consumer fireworks</del>	
7				<del>certificate violation</del>	<del>2</del>
8	<del>28.468 (1) (c)</del>	<del>Pub saf</del>	<del>E</del>	<del>Michigan fireworks</del>	
9				<del>safety act violation</del>	
10				<del>causing serious</del>	
11				<del>impairment</del>	<del>5</del>
12	<del>28.468 (1) (d)</del>	<del>Pub saf</del>	<del>G</del>	<del>Michigan fireworks</del>	
13				<del>safety act violation</del>	
14				<del>causing death</del>	<del>15</del>
15	28.516 (2)	Pub saf	F	False statement on	
16				concealed firearm	
17				certificate	
18				application	4
19	28.674	Pub saf	F	False report of a	
20				public threat	4
21	28.729 (1) (a)	Pub ord	F	Failure to register as	
22				a sex offender, first	
23				offense	4
24	28.729 (1) (b)	Pub ord	D	Failure to register as	
25				a sex offender, second	
26				offense	7
27	28.729 (1) (c)	Pub ord	D	Failure to register as	
28				a sex offender, third	
29				or subsequent offense	10

1	28.729(2)	Pub ord	F	Failure to update sex	
2				offender registration	
3				information	2
4	<del>28.734(2)(b)</del>	<del>Pub trst</del>	G	<del>Student safety zone</del>	
5				<del>violation involving</del>	
6				<del>work or loitering —</del>	
7				<del>subsequent offense</del>	2
8	<del>28.735(2)(b)</del>	<del>Pub trst</del>	G	<del>Student safety zone</del>	
9				<del>violation involving</del>	
10				<del>residency — subsequent</del>	
11				<del>offense</del>	2
12	28.754(1)	Pub ord	F	False report of a	
13				child abduction	4

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

16        Enacting section 2. This amendatory act does not take effect  
 17 unless Senate Bill No. \_\_\_\_ or House Bill No. 4891 (request no.  
 18 03102'21) of the 101st Legislature is enacted into law.