HOUSE BILL No. 5385

November 1, 2001, Introduced by Reps. Schauer, Pestka, Bovin, Neumann, Gieleghem, Pappageorge, Toy, Spade, Lipsey, Voorhees, Schermesser, Rich Brown, Shackleton, Jacobs, Garza and Murphy and referred to the Committee on Criminal Justice.

A bill to amend 1927 PA 175, entitled

"The code of criminal procedure,"

by amending section 16g of chapter XVII (MCL 777.16g), as amended by 2000 PA 279.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

	1	CHAPTER XVII						
	2	Sec. 16g. (1)	This chapter applies to the followi	ng felo-				
	3	nies enumerated in	chapter 750 of the Michigan Compiled	l Laws:				
ILL No. 5385	4	M.C.L.	Category Class Description	Stat Max				
	5 6 7	750.135	Person D Exposing children wi intent to injure of abandon					
	8	750.136b(f)(2) 750.136B(2)	Person —B— A Child abuse first degree	: -15- LIFE				
SE BI	11 12 13	750.136b(f)(3) 750.136B(4)	Person F Child abuse secon degree	nd 4				

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1	_/750_126b/f\//\				
2	(750.136b(f)(4) 750.136B(5)	Person	G	Child abuse third degree	2
4 5	750.136c	Person	В	Buying or selling an individual	20
6 7 8	750.145b	Person	F	Accosting children for immoral purposes subsequent offense	4
9 10 11	750.145c(2)	Person	В	Child sexually abusive activity or materials active involvement	20
12 13 14 15	750.145c(3)	Person	D	Child sexually abusive activity or materials distributing, promoting, or financing	7
16 17 18 19 20 21	750.145d(2)(b)	Variable	G	Using internet or com- puter to commit crime punishable by a maximum term of imprisonment of at least 1 year but less than 2 years	2
22 23 24 25 26 27	750.145d(2)(c)	Variable	F	Using internet or com- puter to commit crime punishable by a maximum term of imprisonment of at least 2 years but less than 4 years	4
28 29 30 31 32 33	750.145d(2)(d)	Variable	D	Using internet or computer to commit crime punishable by a maximum term of imprisonment of at least 4 years but less than 10 years	10
34 35 36 37 38 39	750.145d(2)(e)	Variable	С	Using internet or computer to commit crime punishable by a maximum term of imprisonment of at least 10 years but less than 15 years	15
40 41 42 43 44 45	750.145d(2)(f)	Variable	В	Using internet or computer to commit crime punishable by a maximum term of imprisonment of at least 15 years or for life	20

1 2	750.145n(1)	Person	С	Vulnerable adult abuse first degree	15			
3 4	750.145n(2)	Person	F	Vulnerable adult abuse second degree	4			
5 6	750.145n(3)	Person	G	Vulnerable adult abuse third degree	2			
7 8 9	750.1450	Person	E	Death of vulnerable adult caused by unlicensed caretaker	5			
10 11 12 13 14	750.145p(1)	Person	G	Vulnerable adult com- mingling funds, obstructing investiga- tion, or filing false information	2			
15 16 17 18	750.145p(2)	Person	G	Retaliation or discrimi- nation by caregiver against vulnerable adult	2			
19 20 21	750.145p(5)	Person	E	Vulnerable adult care- giver violations subsequent offense	5			
22	750.147b	Person	G	Ethnic intimidation	2			
23	(2) For a violation of section 145d of the Michigan penal							
24	code, 1931 PA 328, MCL 750.145d, determine the offense category,							
25	offense variable level, and prior record variable level based on							
26	the underlying offense.							
27	Enacting section 1. This amendatory act does not take							
28	effect unless Senate Bill No or House Bill							

29 No. 5384 (request no. 04811'01) of the 91st Legislature is

04811'01 a Final page.

30 enacted into law.