

SENATE BILL No. 88

February 1, 2001, Introduced by Senator JAYE and referred to the Committee on Judiciary

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending sections 16g and 16p of chapter XVII (MCL 777.16g and 777.16p), as amended by 2000 PA 279.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

CHAPTER XVII
Sec. 16g. (1) This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat	Max
750.135	Person	D	Exposing children with intent to injure or abandon		10
750.136b(f)(2)	Person	B	Child abuse -- first degree	15	
750.136b(f)(3)	Person	F	Child SECOND DEGREE CHILD abuse == second degree		4

1	750.136b(f)(4)	Person	G	Child THIRD DEGREE CHILD	
2				abuse --- third degree	2
3	750.136c	Person	B	Buying or selling an	
4				individual	20
5	750.145b	Person	F	Accosting children for immoral	
6				purposes -- subsequent	
7				offense	4
8	750.145c(2)	Person	B	Child sexually abusive activ-	
9				ity or materials -- active	
10				involvement	20
11	750.145c(3)	Person	D	Child sexually abusive activ-	
12				ity or materials -- distrib-	
13				uting, promoting, or	
14				financing	7
15	750.145d(2)(b)	Variable	G	Using internet or computer to	
16				commit crime punishable by a	
17				maximum term of imprisonment	
18				of at least 1 year but less	
19				than 2 years	2
20	750.145d(2)(c)	Variable	F	Using internet or computer to	
21				commit crime punishable by a	
22				maximum term of imprisonment	
23				of at least 2 years but less	
24				than 4 years	4
25	750.145d(2)(d)	Variable	D	Using internet or computer to	
26				commit crime punishable by a	
27				maximum term of imprisonment	
28				of at least 4 years but less	
29				than 10 years	10
30	750.145d(2)(e)	Variable	C	Using internet or computer to	
31				commit crime punishable by a	
32				maximum term of imprisonment	
33				of at least 10 years but	
34				less than 15 years	15
35	750.145d(2)(f)	Variable	B	Using internet or computer to	
36				commit crime punishable by a	
37				maximum term of imprisonment	
38				of at least 15 years or for	
39				life	20
40	750.145n(1)	Person	C	Vulnerable FIRST DEGREE	
41				VULNERABLE adult abuse ---	
42				first degree	15

1	750.145n(2)	Person	F	Vulnerable SECOND DEGREE VULNERABLE adult abuse == second degree	4
2					
3					
4	750.145n(3)	Person	G	Vulnerable THIRD DEGREE VULNERABLE adult abuse == third degree	2
5					
6					
7	750.145o	Person	E	Death of vulnerable adult caused by unlicensed caretaker	5
8					
9					
10	750.145p(1)	Person	G	Vulnerable adult -- commingl- ing funds, obstructing investigation, or filing false information	2
11					
12					
13					
14	750.145p(2)	Person	G	Retaliation or discrimination by caregiver against vulner- able adult	2
15					
16					
17	750.145p(5)	Person	E	Vulnerable adult -- caregiver violations -- subsequent offense	5
18					
19					
20	750.147b	Person	G	Ethnic intimidation	2

21 (2) For a violation of section 145d of the Michigan penal
22 code, 1931 PA 328, MCL 750.145d, determine the offense category,
23 offense variable level, and prior record variable level based on
24 the underlying offense.

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

27	M.C.L.	Category	Class	Description	Stat	Max
28	750.317	Person	M2	Second degree murder	Life	
29	750.321	Person	C	Manslaughter	15	
30	750.322	Person	C	Willful killing of unborn quick child	15	
31						
32	750.323	Person	C	Abortion resulting in death	15	
33	750.324	Person	G	Negligent homicide	2	

1	750.327	Person	A	Death by explosives on vehicle	Life
2				or vessel	
3	750.328	Person	A	Death by explosives in or near	Life
4				building	
5	750.329	Person	C	Homicide -- weapon WEAPON	15
6				aimed with intent but not	
7				malice RESULTING IN DEATH	
8	750.329a	Person	E	Assisting a suicide	5