

Fiscal Analysis

SENTENCING GUIDELINES: LPG VIOLATIONS



Bill/Sponsor **HOUSE BILL 5003 as introduced, Rep. Larry Julian**

House Committee Criminal Justice

Analysis

Summary

The bill would amend the Code of Criminal Procedure to establish sentencing guidelines for offenses under HB 4900, which would make improper transfers of LPG gas a felony punishable by imprisonment for up to two years and a fine of up to \$1,000. Under HB 5003, the offense would be a Class G offense against public order. Recommended minimum sentence ranges would vary from 0 – 3 months (for which a local sanction must be imposed) to 7 – 23 months (for which either a prison sentence or a local sanction may be imposed). The bill could not take effect unless HB 4900 also was enacted.

Fiscal Impact

Together with HB 4900, the bill would have an indeterminate impact on the state and local units of government. Currently, violations of the applicable law are 90-day misdemeanors, which are wholly a local responsibility. Under the bills, violations would be felonies generally punished with local sanctions including probation supervision (a state responsibility) and up to 12 months in jail (a local cost).

Analyst(s)

Marilyn Peterson

COMMITTEE ANALYSIS - 2/3/04

Mitchell Bean, Director – House Fiscal Agency
124 N. Capitol Avenue, Lansing, MI 48909
Phone: (517)373-8080, Fax: (517)373-5874
<http://www.house.mi.gov/hfa>