

HOUSE BILL NO. 5544

November 10, 2021, Introduced by Reps. Brixie, Stone, Hope, Morse, Haadsma, Steckloff, Kuppa, Scott, Puri, Sowerby, Koleszar, Hood, Breen, Rabhi, Cavanagh, Rogers, Anthony, Tate, Tyrone Carter, Ellison, Hertel, Bolden, Weiss, Sneller, Brabec, Sabo, Lasinski, Pohutsky, Thanedar, Aiyash and Manoogian and referred to the Committee on Health Policy.

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending sections 16a and 16d of chapter XVII (MCL 777.16a and 777.16d), section 16a as amended by 2010 PA 97 and section 16d as amended by 2016 PA 88.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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CHAPTER XVII

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

M.C.L.	Category	Class Description	Stat Max
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1	750.13	Person	D	Enticing female under	10
2				16 for immoral	
3				purposes	
4	750.14	Person	C	Abortion resulting in	15
5				death of female	
6		Person	G	Abortion	4
7	750.16(1)	Person	G	Adulterate, misbrand,	2
8				remove, or substitute	
9				a drug or medicine	
10	750.16(2)	Person	F	Adulterate, misbrand,	4
11				remove, or substitute	
12				a drug or medicine	
13				causing personal	
14				injury	
15	750.16(3)	Person	E	Adulterate, misbrand,	5
16				remove, or substitute	
17				a drug or medicine	
18				resulting in serious	
19				impairment of body	
20				function	
21	750.16(4)	Person	C	Adulterate, misbrand,	15
22				remove, or substitute	
23				a drug or medicine	
24				resulting in death	

1	750.18(3)	Person	G	Mix, color, stain, or	2
2				powder a drug or	
3				medicine with an	
4				ingredient or material	
5				so as to injuriously	
6				affect its quality or	
7				potency	
8	750.18(4)	Person	F	Mix, color, stain, or	4
9				powder a drug or	
10				medicine with an	
11				ingredient or material	
12				so as to injuriously	
13				affect its quality or	
14				potency resulting in	
15				personal injury	
16	750.18(5)	Person	E	Mix, color, stain, or	5
17				powder a drug or	
18				medicine with an	
19				ingredient or material	
20				so as to injuriously	
21				affect its quality or	
22				potency resulting in	
23				serious impairment of	
24				body function	

1	750.18(6)	Person	C	Mix, color, stain, or	15
2				powder a drug or	
3				medicine with an	
4				ingredient or material	
5				so as to injuriously	
6				affect its quality or	
7				potency resulting in	
8				death	

9	750.30	Pub ord	H	Adultery	4
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10	750.32	Pub ord	H	Cohabitation of	4
11				divorced parties	

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

14	M.C.L.	Category	Class	Description	Stat Max
15	750.81(5)	Person	E	Domestic assault or	5
16				assault of a pregnant	
17				individual with prior	
18				convictions	
19	750.81a(3)	Person	E	Aggravated domestic	5
20				assault with prior	
21				convictions	
22	750.81d(1)	Person	G	Assaulting, resisting,	2
23				or obstructing certain	
24				persons	
25	750.81d(2)	Person	F	Assaulting, resisting,	4
26				or obstructing certain	
27				persons causing injury	

1	750.81d(3)	Person	C	Assaulting, resisting,	15
2				or obstructing certain	
3				persons causing	
4				serious impairment	
5	750.81d(4)	Person	B	Assaulting, resisting,	20
6				or obstructing certain	
7				persons causing death	
8	750.81e(2)	Person	G	Assault on utility	2
9				worker causing bodily	
10				injury requiring	
11				medical attention	
12	750.81e(3)	Person	E	Assault on utility	5
13				worker causing serious	
14				impairment of a body	
15				function	
16	750.82(1)	Person	F	Felonious assault	4
17	750.82(2)	Person	F	Felonious assault –	4
18				weapon-free school	
19				zone	
20	750.83	Person	A	Assault with intent to	Life
21				murder	
22	750.84(1)(a)	Person	D	Assault with intent to	10
23				do great bodily harm	
24				less than murder	
25	750.84(1)(b)	Person	D	Assault by	10
26				strangulation or	
27				suffocation	
28	750.85	Person	A	Torture	Life

1	750.86	Person	D	Assault with intent to	10
2				maim	
3	750.87	Person	D	Assault with intent to	10
4				commit a felony	
5	750.88	Person	C	Assault with intent to	15
6				commit unarmed robbery	
7	750.89	Person	A	Assault with intent to	Life
8				commit armed robbery	
9	750.90	Person	D	Sexual intercourse	10
10				under pretext of	
11				medical treatment	
12	750.90a	Person	A	Assault against a	Life
13				pregnant individual	
14				causing miscarriage,	
15				stillbirth, or death	
16				to embryo or fetus	
17				with intent or	
18				recklessness	
19	750.90b(a)	Person	C	Assault against a	15
20				pregnant individual	
21				resulting in	
22				miscarriage,	
23				stillbirth, or death	
24				to embryo or fetus	
25	750.90b(b)	Person	D	Assault against a	10
26				pregnant individual	
27				resulting in great	
28				bodily harm to embryo	
29				or fetus	

1	750.90c(a)	Person	C	Gross negligence	15
2				against a pregnant	
3				individual resulting	
4				in miscarriage,	
5				stillbirth, or death	
6				to embryo or fetus	
7	750.90c(b)	Person	E	Gross negligence	5
8				against a pregnant	
9				individual resulting	
10				in great bodily harm	
11				to embryo or fetus	
12	750.90d(a)	Person	C	Operating a vehicle	15
13				under the influence or	
14				while impaired causing	
15				miscarriage,	
16				stillbirth, or death	
17				to embryo or fetus	
18	750.90d(b)	Person	E	Operating a vehicle	5
19				under the influence or	
20				while impaired causing	
21				serious or aggravated	
22				injury to embryo or	
23				fetus	
24	750.90e	Person	G	Careless or reckless	2
25				driving causing	
26				miscarriage,	
27				stillbirth, or death	
28				to embryo or fetus	

1 750.90g(3) Person A Performance of Life
 2 procedure on live
 3 infant with intent to
 4 cause death

5 ~~750.90h~~ Person G ~~Performing or~~ 2
 6 ~~assisting in~~
 7 ~~performance of~~
 8 ~~partial birth abortion~~

9 750.91 Person A Attempted murder Life

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. 5542 (request no.
 14 00704'21) of the 101st Legislature is enacted into law.