

THE MICHIGAN PENAL CODE (EXCERPT)
Act 328 of 1931

750.520b Criminal sexual conduct in the first degree; circumstances; felony; consecutive terms.

Constitutionality: <Paragraph><P>The provision in the criminal sexual conduct statute which permits elevation of a criminal sexual conduct offense from a lesser to a higher degree on the basis of proof of personal injury to the victim in the form of mental anguish is not unconstitutionally vague. <Emph EmphType="underscore">People</Emph> v <Emph EmphType="underscore">Petrella</Emph>, 424 Mich 221; 380 NW2d 11 (1985).</P></Paragraph>

Compiler's Notes: <Paragraph><P>Section 2 of Act 266 of 1974 provides:</P></Paragraph><Paragraph><P><Emph EmphType="bold">â€œSaving clause.</Emph></P></Paragraph><Paragraph><P>â€œAll proceedings pending and all rights and liabilities existing, acquired, or incurred at the time this amendatory act takes effect are saved and may be consummated according to the law in force when they are commenced. This amendatory act shall not be construed to affect any prosecution pending or begun before the effective date of this amendatory act.</P></Paragraph>