

HOUSE BILL No. 4469

March 27, 2003, Introduced by Reps. Nofs, Van Regenmorter, Vander Veen and Voorhees 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 2002 PA 630.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 CHAPTER XVII

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

5	<u>M.C.L.</u>	<u>Category</u>	<u>Class</u>	<u>Description</u>	<u>Stat Max</u>
6	750.135	Person	D	Exposing children with 7 intent to injure or 8 abandon	10
9	750.136b(2)				
10	750.136b(3)	Person	B	Child abuse -- first 11 degree	15
12	750.136b(4)				
13	750.136b(5)	Person	F	Child abuse -- second	

HOUSE BILL No. 4469

1				degree	4
2	750.136b(5)				
3	750.136b(6)	Person	G	Child abuse -- third degree	2
4					
5	750.136c	Person	B	Buying or selling an individual	20
6					
7	750.145a	Person	F	Soliciting child to commit an immoral act	4
8					
9	750.145b	Person	D	Accosting children for immoral purposes with prior conviction	10
10					
11					
12	750.145c(2)	Person	B	Child sexually abusive activity or materials -- active involvement	20
13					
14					
15	750.145c(3)	Person	D	Child sexually abusive activity or materials -- distributing, promoting, or financing	7
16					
17					
18					
19	750.145c(4)	Person	F	Child sexually abusive activities or materials -- possession	4
20					
21					
22	750.145d(2)(b)	Variable	G	Using internet or computer to commit crime punishable by a maximum term of imprisonment of at least 1 year but less than 2 years	2
23					
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29	750.145d(2)(c)	Variable	F	Using internet or computer to commit crime punishable by a maximum term of imprisonment of at least 2 years but less than 4 years	4
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36	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
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1	750.145d(2)(e)	Variable	C	Using internet or	
2				computer to commit	
3				crime punishable by a	
4				maximum term of	
5				imprisonment of at	
6				least 10 years but less	
7				than 15 years	15
8	750.145d(2)(f)	Variable	B	Using internet or	
9				computer to commit	
10				crime punishable by a	
11				maximum term of	
12				imprisonment of at	
13				least 15 years or for	
14				life	20
15	750.145n(1)	Person	C	Vulnerable adult abuse --	
16				first degree	15
17	750.145n(2)	Person	F	Vulnerable adult abuse --	
18				second degree	4
19	750.145n(3)	Person	G	Vulnerable adult abuse --	
20				third degree	2
21	750.145o	Person	E	Death of vulnerable adult	
22				caused by unlicensed	
23				caretaker	5
24	750.145p(1)	Person	G	Vulnerable adult --	
25				commingling funds,	
26				obstructing	
27				investigation, or	
28				filing false	
29				information	2
30	750.145p(2)	Person	G	Retaliation or	
31				discrimination by	
32				caregiver against	
33				vulnerable adult	2
34	750.145p(5)	Person	E	Vulnerable adult --	
35				caregiver violations --	
36				subsequent offense	5
37	750.147b	Person	G	Ethnic intimidation	2

38 (2) For a violation of section 145d of the Michigan penal
39 code, 1931 PA 328, MCL 750.145d, determine the offense category,
40 offense variable level, and prior record variable level based on

1 the underlying offense.

2 Enacting section 1. This amendatory act does not take
3 effect unless Senate Bill No. _____ or House Bill No. 4468
4 (request no. 02265'03) of the 92nd Legislature is enacted into
5 law.