

# HOUSE BILL No. 4446

March 13, 2013, Introduced by Rep. Kandrevas and referred to the Committee on Criminal Justice.

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13g of chapter XVII (MCL 777.13g), as amended by 2003 PA 232.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1 CHAPTER XVII

2 Sec. 13g. This chapter applies to the following felonies  
3 enumerated in chapter 324 of the Michigan Compiled Laws:

4	M.C.L.	Category	Class	Description	Stat Max
5	324.76107(3)	Pub ord	D	Removing or mutilating human body from Great Lakes bottomland	10
6	324.76107(4)(c)	Property	E	Recovering abandoned property in Great Lakes having value of \$1,000 to \$20,000 or with prior convictions	5

1	324.76107(4)(d)	Property	D	Recovering abandoned property in Great Lakes having value of \$20,000 or more or with prior convictions	10
2	324.80130d(1)	Pub ord	H	False representation to obtain personal information	4
3	324.80130d(2)	Pub ord	G	False representation to obtain personal information – second offense	7
4	324.80130d(3)	Pub ord	C	False representation to obtain personal information – third or subsequent offense	15
5	324.80134a(2)	Person	E	Failure to stop at scene of marine accident causing serious impairment or death	5
6	324.80134a(3)	Person	C	Failure to stop at scene of marine accident causing death when at fault	15
7	324.80172	Person	G	Negligent crippling or homicide by vessel	2
8	324.80173	Person	G	Felonious operation of a vessel	2
9	324.80176(4)	Person	C	Operating a vessel under the influence causing death	15
10	324.80176(5)	Person	E	Operating a vessel under the influence causing serious impairment	5
11	324.80177(1)(c)	Pub saf	E	Operating a vessel under the influence – third or subsequent offense	5
12	324.80319a(1)	Pub ord	H	False representation to obtain personal information	4

1	324.80319a(2)	Pub ord	G	False representation to obtain personal information – second offense	7
2	324.80319a(3)	Pub ord	C	False representation to obtain personal information – third or subsequent offense	15
3	324.81120(1)	Pub ord	H	False representation to obtain personal information	4
4	324.81120(2)	Pub ord	G	False representation to obtain personal information – second offense	7
5	324.81120(3)	Pub ord	C	False representation to obtain personal information – third or subsequent offense	15
6	<del>324.81134(6)</del>	<del>Pub saf</del>	<del>E</del>	<del>Operating an ORV under the influence – third or subsequent offense</del>	<del>5</del>
7	<del>324.81134(7)</del> 324.81134(4)	Person	C	Operating an ORV under the influence <b>OR IMPAIRED OR WITH PRESENCE OF A CONTROLLED SUBSTANCE</b> causing death	15
8	<del>324.81134(8)</del> 324.81134(5)	Person	E	Operating an ORV under the influence <b>OR IMPAIRED OR WITH PRESENCE OF A CONTROLLED SUBSTANCE</b> causing serious impairment	5
9	324.81134(8)(C)	PUB SAF	E	<b>OPERATING AN ORV UNDER THE INFLUENCE OR WITH PRESENCE OF A CONTROLLED SUBSTANCE – THIRD OR SUBSEQUENT OFFENSE</b>	5
10	324.81134(12) (A)(ii)	PERSON	E	<b>OPERATING AN ORV WHILE INTOXICATED OR IMPAIRED WITH A MINOR IN THE ORV – SUBSEQUENT OFFENSE</b>	5

1	324.82126c(1)	Person	G	Operating a snowmobile carelessly or negligently causing death or serious impairment	2
2	324.82126c(2)	Person	G	Operating a snowmobile without regard to safety causing serious impairment	2
3	324.82127(4)	Person	C	Operating a snowmobile under the influence causing death	15
4	324.82127(5)	Person	E	Operating a snowmobile under the influence causing serious impairment	5
5	324.82128(1)(c)	Pub saf	E	Operating a snowmobile under the influence – third or subsequent offense	5
6	324.82160(1)	Pub ord	H	False representation to obtain personal information	4
7	324.82160(2)	Pub ord	G	False representation to obtain personal information – second offense	7
8	324.82160(3)	Pub ord	C	False representation to obtain personal information – third or subsequent offense	15

9           Enacting section 1. This amendatory act takes effect  
10 November 1, 2013.

11           Enacting section 2. This amendatory act does not take effect  
12 unless Senate Bill No. \_\_\_\_ or House Bill No. 4445(request no.  
13 01054'13) of the 97th Legislature is enacted into law.