

SENATE BILL No. 698

September 16, 2003, Introduced by Senator BISHOP and referred to the Committee on Judiciary.

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13m of chapter XVII (MCL 777.13m), as amended by 2002 PA 711.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 CHAPTER XVII

2 Sec. 13m. This chapter applies to the following felonies
3 enumerated in chapter 333 of the Michigan Compiled Laws:

4	<u>M.C.L.</u>	<u>Category</u>	<u>Class</u>	<u>Description</u>	<u>Stat Max</u>
5	333.7341(8)	CS	G	Delivery or manufacture	
6				of imitation controlled	
7				substance	2
8	333.7401(2)(a)(i)	CS	A	Delivery or manufacture	
9				of 1,000 or more grams	
10				of certain schedule 1	
11				or 2 controlled	
12				substances	Life
13	333.7401(2)(a)(ii)	CS	A	Delivery or manufacture	

SENATE BILL No. 698

1				of 450 or more but less	
2				than 1,000 grams of	
3				certain schedule 1 or 2	
4				controlled substances	30
5	333.7401(2)(a)(iii)	CS	B	Delivery or manufacture	
6				of 50 or more but less	
7				than 450 grams of	
8				certain schedule 1 or 2	
9				controlled substances	20
10	333.7401(2)(a)(iv)	CS	D	Delivery or manufacture	
11				of less than 50 grams	
12				of certain schedule 1	
13				or 2 controlled	
14				substances	20
15	333.7401(2)(b)(i)	CS	B	Delivery or manufacture	
16				of methamphetamine or	
17				3,	
18				4-methylenedioxymethamphetamine	
19					20
20	333.7401(2)(b)(ii)	CS	E	Delivery or manufacture	
21				of certain schedule 1,	
22				2, or 3 controlled	
23				substances	7
24	333.7401(2)(c)	CS	F	Delivery or manufacture	
25				of schedule 4	
26				controlled substance	4
27	333.7401(2)(d)(i)	CS	C	Delivery or manufacture	
28				of 45 or more kilograms	
29				of marijuana	15
30	333.7401(2)(d)(ii)	CS	D	Delivery or manufacture	
31				of 5 or more but less	
32				than 45 kilograms of	
33				marijuana	7
34	333.7401(2)(d)(iii)	CS	F	Delivery or manufacture	
35				of less than 5	
36				kilograms or 20 plants	
37				of marijuana	4
38	333.7401(2)(e)	CS	G	Delivery or manufacture	
39				of schedule 5	
40				controlled substance	2
41	333.7401(2)(f)	CS	D	Delivery or manufacture	
42				of an official or	

1				counterfeit	
2				prescription form	20
3	333.7401(2)(g)	CS	D	Delivery or manufacture	
4				of prescription or	
5				counterfeit form (other	
6				than official)	7
7	333.7401a	Person	B	Delivering a controlled	
8				substance or GBL with	
9				intent to commit	
10				criminal sexual conduct	20
11	333.7401b(3)(a)	CS	E	Delivery or manufacture	
12				of GBL	7
13	333.7401b(3)(b)	CS	G	Possession of GBL	2
14	333.7401c(2)(a)	CS	D	Operating or maintaining	
15				controlled substance	
16				laboratory	10
17	333.7401c(2)(b)	CS	B	Operating or maintaining	
18				controlled substance	
19				laboratory in presence	
20				of minor	20
21	333.7401c(2)(c)	CS	B	Operating or maintaining	
22				controlled substance	
23				laboratory involving	
24				hazardous waste	20
25	333.7401c(2)(d)	CS	B	Operating or maintaining	
26				controlled substance	
27				laboratory near certain	
28				places	20
29	333.7401c(2)(e)	CS	A	Operating or maintaining	
30				controlled substance	
31				laboratory involving	
32				firearm or other	
33				harmful device	25
34	333.7401c(2)(f)	CS	B	Operating or maintaining	
35				controlled substance	
36				laboratory involving	
37				methamphetamine	20
38	333.7402(2)(a)	CS	D	Delivery or manufacture	
39				of certain imitation	
40				controlled substances	10
41	333.7402(2)(b)	CS	E	Delivery or manufacture	

1				of schedule 1, 2, or 3	
2				imitation controlled	
3				substance	5
4	333.7402(2)(c)	CS	F	Delivery or manufacture	
5				of imitation schedule 4	
6				controlled substance	4
7	333.7402(2)(d)	CS	G	Delivery or manufacture	
8				of imitation schedule 5	
9				controlled substance	2
10	333.7402(2)(e)	CS	C	Delivery or manufacture	
11				of controlled substance	
12				analogue	15
13	333.7403(2)(a)(i)	CS	A	Possession of 1,000 or	
14				more grams of certain	
15				schedule 1 or 2	
16				controlled substances	Life
17	333.7403(2)(a)(ii)	CS	A	Possession of 450 or more	
18				but less than 1,000	
19				grams of certain	
20				schedule 1 or 2	
21				controlled substances	30
22	333.7403(2)(a)(iii)	CS	B	Possession of 50 or more	
23				but less than 450 grams	
24				of certain schedule 1	
25				or 2 controlled	
26				substances	20
27	333.7403(2)(a)(iv)	CS	G	Possession of 25 or more	
28				but less than 50 grams	
29				of certain schedule 1	
30				or 2 controlled	
31				substances	4
32	333.7403(2)(a)(v)	CS	G	Possession of less than	
33				25 grams of certain	
34				schedule 1 or 2	
35				controlled substances	4
36	333.7403(2)(b)(i)	CS	D	Possession of	
37				methamphetamine or 3,	
38				4-methylenedioxymethamphetamine	
39					10
40	333.7403(2)(b)(ii)	CS	G	Possession of certain	
41				schedule 1, 2, 3, or 4	
42				controlled substances	
43				or controlled	

Senate Bill No. 698 as amended October 21, 2003
as amended December 18, 2003

1				substances analogue	2
2	333.7403(2)(e)	CS	H	Possession of official	
3				prescription form	1
4	333.7405(a)	CS	G	Controlled substance	
5				violations by licensee	2
6	333.7405(b)	CS	G	Manufacturing or	
7				distribution violations	
8				by licensee	2
9	333.7405(c)	CS	G	Refusing lawful	
10				inspection	2
11	333.7405(d)	CS	G	Maintaining drug house	2
12	333.7407(1)(a)	CS	G	Controlled substance	
13				violations by licensee	4
14	333.7407(1)(b)	CS	G	Use of fictitious,	
15				revoked, or suspended	
16				license number	4
17	333.7407(1)(c)	CS	G	Obtaining controlled	
18				substance by fraud	4
19	333.7407(1)(d)	CS	G	False reports under	
20				controlled substance	
21				article	4
22	333.7407(1)(e)	CS	G	Possession of	
23				counterfeiting	
24				implements	4
25	333.7407(1)(f)	CS	F	Disclosing or obtaining	
26				prescription	
27				information	4
28	333.7407(1)(g)	CS	F	Possession of counterfeit	
29				prescription form	4
30	333.7407(2)	CS	G	Refusing to furnish	
31				records under	
32				controlled substance	
33				article	4
34	333.7410a	CS	G	Controlled substance	
35				offense or offense	
36				involving GBL in or	
37				near a park	2

[Enacting section 1. This amendatory act takes effect April 1, 2004.]

38 Enacting section <<1 2>>. This amendatory act does not take

1 effect unless Senate Bill No. 649 of the 92nd Legislature is
2 enacted into law.