

SUBSTITUTE FOR  
HOUSE BILL NO. 5041

A bill to amend 1927 PA 175, entitled  
"The code of criminal procedure,"  
by amending section 12 of chapter XVII (MCL 777.12), as amended  
by 2001 PA 104.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 CHAPTER XVII  
2 Sec. 12. This chapter applies to the following felonies  
3 enumerated in chapters 200 to 299 of the Michigan Compiled Laws:

4	M.C.L.	Category	Class	Description	Stat	Max
5	205.27(1)(a)	Pub	trst	G	Failure to file or false tax	
6					return or payment	5
7	205.27(1)(b)	Pub	trst	G	Aiding and abetting tax eva-	
8					sion or filing false returns	5
9	205.27(1)(c)	Pub	trst	G	Making/permitting false tax	
10					returns or payments	5

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1	205.27(3)	Pub trst	G	False tax returns/perjury	15
2	205.28(1)(e)	Pub trst	G	State employee compromising taxes	5
3					
4	205.28(1)(f)	Pub trst	G	Unauthorized disclosure of tax information	5
5					
6	205.428(2)	Pub trst	G	Tobacco products tax act violations	5
7					
8	205.428(3)	Pub trst	G	Illegal sale of cigarettes or other tobacco products with wholesale price of \$250.00 or more	5
9					
10					
11					
12	205.428(6)	Pub trst	F	Illegal tobacco stamp or tobacco stamp device	10
13					
14	205.428(7)	Pub trst	G	Illegal vending machine license, disk, or marker	5
15					
16	207.118a	Pub ord	G	Gasoline tax -- embezzlement over \$100	10
17					
18	207.119	Pub trst	G	Gasoline or motor fuel tax violation	4
19					
20	207.127c	Pub ord	G	Diesel fuel tax -- embezzlement over \$100	10
21					
22	207.754(3)	Pub trst	G	State treasurer -- municipality tax -- divulging confidential information	5
23					
24					
25	252.311	Property	H	Destroying a tree or shrub to make a sign more visible	2
26					
27	257.233a(7)	Pub ord	G	Odometer tampering	5
28	257.254	Property	E	Possessing stolen vehicle title	10
29					
30	257.257(1)	Property	G	Altering or forging vehicle documents -- first offense	5
31					
32	257.257(2)	Property	G	Altering or forging vehicle documents -- second offense	7
33					
34	257.257(3)	Property	E	Altering or forging vehicle documents -- third or subsequent offense	15
35					
36					

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1 2	257.309(6)	Pub ord	F	Corrupting an examining officer	5
3 4	257.309(7)	Pub ord	F	Deviating from road test criteria	5
5 6 7	257.309(8)	Pub ord	F	Forging, counterfeiting, or altering road test certification	5
8 9 10 11	257.310(7)(A)	PUB ORD	D	FORGING DRIVER LICENSE WITH INTENT TO COMMIT FELONY PUNISHABLE BY IMPRISONMENT FOR 10 OR MORE YEARS	10
12 13 14 15 16 17	257.310(7)(B)	PUB ORD	E	FORGING DRIVER LICENSE WITH INTENT TO COMMIT FELONY PUNISHABLE BY IMPRISONMENT FOR LESS THAN 10 YEARS OR MISDEMEANOR PUNISHABLE BY IMPRISONMENT FOR [6 MONTHS OR MORE]	5
18 19 20 21	257.310(8)	PUB ORD	E	SELLING FORGED DRIVER LICENSE OR POSSESSING FORGED DRIVER LICENSE WITH INTENT TO DELIVER	5
	[257.310(9)	PUB ORD	E	POSSESSION OF 2 OR MORE FORGED DRIVER LICENSES	5]
22 23 24	257.312b(6)	Pub ord	F	Corrupting a person or agency conducting a motorcycle driving test	5
25 26	257.312b(7)	Pub ord	F	Deviating from motorcycle road test criteria	5
27 28 29	257.312b(8)	Pub ord	F	Forging, counterfeiting, or altering motorcycle road test certification	5
30 31 32	257.329(1)	Property	G	Possession/sale of stolen or counterfeit insurance certificates	5
33 34 35	257.329(2)	Property	E	Possession/sale of stolen or counterfeit insurance certificates -- second offense	7
36 37 38 39	257.329(3)	Property	E	Possession/sale of stolen or counterfeit insurance certificates -- third or subsequent offense	15
40 41	257.601b(3)	Person	C	Moving violation causing death to construction worker	15

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1 2 3	257.601c(2)	Person	C	Moving violation causing death to operator of implement of husbandry	15
4 5	257.602a(2)	Pub saf	G	Fleeing and eluding -- fourth degree	2
6 7	257.602a(3)	Pub saf	E	Fleeing and eluding -- third degree	5
8 9	257.602a(4)	Person	D	Fleeing and eluding -- second degree	10
10 11	257.602a(5)	Person	C	Fleeing and eluding -- first degree	15
12 13 14	257.617	Person	E	Failure to stop at scene of a serious personal injury accident	5
15 16 17	257.625(4)(a)	Person	C	Operating a vehicle under the influence or while impaired causing death	15
18 19 20 21	257.625(4)(b)	Person	B	Operating a vehicle under the influence or while impaired causing death to certain persons	20
22 23 24	257.625(5)	Person	E	Operating a vehicle under the influence or while impaired causing serious impairment	5
25 26 27 28	257.625(7)(a)(ii)	Person	E	Operating a vehicle under the influence or while impaired with a minor in the vehicle -- subsequent offense	5
29 30 31	257.625(8)(c)	Pub saf	E	Operating a vehicle under the influence -- third or subsequent offense	5
32 33 34 35	257.625(9)(b)	Person	E	Allowing a vehicle to be operated while under the influence or impaired causing death	5
36 37 38 39	257.625(9)(c)	Person	G	Allowing a vehicle to be operated while under the influence or impaired causing serious impairment	2
40 41	257.625(10)(c)	Pub saf	E	Impaired driving -- third or subsequent offense	5

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1 2 3	257.625k(7)	Pub saf	D	Knowingly providing false information concerning an ignition interlock device	10
4 5	257.625k(9)	Pub saf	D	Failure to report illegal ignition interlock device	10
6 7	257.625m(5)	Pub saf	E	Commercial drunk driving -- third or subsequent offense	5
8 9 10	257.653a(3)	Person	G	Failure to use due care and caution causing injury to emergency personnel	2
11 12 13	257.653a(4)	Person	C	Failure to use due care and caution causing death to emergency personnel	15
14 15	257.744a	Pub saf	D	False statement in citation -- perjury	15
16	257.902	Pub saf	E	Motor vehicle code violations	5
17 18 19	257.903(1)	Property	E	Motor vehicle code -- false certification -- first offense	5
20 21 22	257.903(2)	Property	E	Motor vehicle code -- false certification -- second offense	7
23 24 25	257.903(3)	Property	D	Motor vehicle code -- false certification -- third or subsequent offense	15
26 27	257.904(4)	Person	C	Operating a vehicle without a license causing death	15
28 29 30	257.904(5)	Person	E	Operating a vehicle without a license causing serious impairment	5
31 32 33	257.904(7)	Person	G	Allowing a vehicle to be operated without a license causing serious impairment	2
34 35 36		Person	E	Allowing a vehicle to be operated without a license causing death	5
37 38 39	257.1353(2)	Pub trst	H	Motor vehicle -- fail to record material matter -- subsequent offense	2

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1	257.1354(2)	Pub trst	H	Motor vehicle -- general	
2				violations -- subsequent	
3				offense	2
4	257.1355	Pub trst	H	Motor vehicle -- fail to	
5				record transaction/falsify	
6				records	2
7	259.183	Property	E	Aircraft -- unlawful taking or	
8				tampering	5
9	259.185(4)	Person	C	Operating or serving as crew	
10				of aircraft while under the	
11				influence causing death	15
12	259.185(5)	Person	E	Operating or serving as crew	
13				of aircraft while under the	
14				influence causing serious	
15				impairment	5
16	259.185(8)	Pub saf	E	Operating or serving as crew	
17				of aircraft while under the	
18				influence -- third or subse-	
19				quent offense	5
20	285.82	Pub trst	H	Grain dealers act violations	5
21	285.279	Pub trst	E	Falsely obtaining money --	
22				agricultural land	10
23	286.455(2)	Pub saf	G	Agriculture -- hazardous	
24				substance	5
25	286.929(4)	Pub trst	G	Organic products act	
26				violations	4
27	287.323(1)	Person	C	Dangerous animal causing death	15
28	287.323(2)	Person	G	Dangerous animal causing seri-	
29				ous injury	4
30	287.679	Pub ord	H	Dead animals -- third or sub-	
31				sequent violation	1
32	287.744(1)	Pub ord	G	Animal industry act violations	5
33	287.855	Pub saf	G	Agriculture -- contaminating	
34				livestock/false	
35				statement/violation of	
36				quarantine	5
37	287.967(5)	Pub ord	G	Cervidae producer violations	4

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1	288.223	Pub saf	G	Sale or labeling of	
2				oleomargarine violations	3
3	288.257	Pub saf	G	Margarine violations	3
4	288.284	Pub trst	H	Selling falsely branded cheese	2
5	289.5107(2)	Pub saf	F	Adulterated, misbranded, or	
6				falsely identified food	4
7	290.629(1)	Person	G	Weights and measures --	
8				assaults enforcement officer	2
9	290.631(3)	Pub trst	G	Weights and measures	5
10	290.650	Person	G	Motor fuels --	
11				assaulting/obstructing	
12				director or authorized	
13				representative	2
14	290.650b(3)	Pub trst	H	Motor fuels violations	2
15	Enacting section 1. This amendatory act takes effect April				
16	1, 2002.				
17	Enacting section 2. This amendatory act does not take				
18	effect unless House Bill No. 4037 of the 91st Legislature is				
19	enacted into law.				