

HOUSE SUBSTITUTE FOR
SENATE BILL NO. 150

A bill to amend 1927 PA 175, entitled
"The code of criminal procedure,"
by amending section 13 of chapter XVII (MCL 777.13), as amended
by 2000 PA 412.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 CHAPTER XVII
2 Sec. 13. This chapter applies to the following felonies
3 enumerated in chapters 300 to 399 of the Michigan Compiled Laws:

4	M.C.L. Max	Category	Class	Description	Stat
5	324.1608	Person	G	Resisting and obstructing con-	
6				servation officer	2
7	324.2157(3)	Property	H	State owned property -- dam-	
8	days			ages of \$1,000 or more	180
9	324.3115(2)	Pub saf	H	Waste discharge violations	2

SB150, As Passed House, May 3, 2001

Senate Bill No. 150				2	
1 2	324.3115(4)	Pub saf	G	Waste discharge violations -- substantial endangerment	5
3	324.5531(4)	Pub saf	H	Knowingly releasing pollutants	2
4 5 6	324.5531(5)	Pub saf	G	Knowingly releasing pollutants -- causing death or serious bodily injury	6
7 8 9	324.5531(6)	Pub saf	C	Knowingly releasing pollutants -- resulting in death or serious bodily injury	15
10 11 12	324.8905(2)	Pub saf	H	Infectious waste/pathological waste/sharps -- littering violation	2
13 14 15 16	324.8905(3)	Pub saf	G	Infectious waste/pathological waste/sharps -- littering violation -- subsequent offense	5
17 18	324.11151(2)	Pub saf	H	Hazardous waste violations -- subsequent offense	2
19 20 21	324.11151(3)	Pub saf	H	Hazardous waste violation -- with disregard for human life	2
22 23 24	324.11151(3)	Pub saf	G	Hazardous waste violation -- with extreme indifference for human life	5
25 26 27	324.12116(2)	Pub saf	H	Waste -- false statement or entry in a license application	2
28 29 30	324.20139(3)	Pub saf	H	Hazardous waste -- knowingly releases or causes the release	2
31 32 33	324.21324(1)	Pub saf	G	Underground storage tanks -- false or misleading information	5
34 35 36	324.21548(1)	Pub trst	H	False statement, report, claim, bid, work invoice, or other request for payment	5
37 38	324.30316(3)	Pub saf	H	NREPA violation -- subsequent offense	2

SB150, As Passed House, May 3, 2001

Senate Bill No. 150		3			
1	324.31525	Person	G	NREPA -- imminent danger of death or serious injury -- subsequent offense	2
2					
3					
4	324.33939(1)	Pub trst	H	NREPA violation for commercial purposes	2
5					
6	324.40118(11)	Pub ord	G	Wildlife conservation -- buying selling protected animals -- subsequent offense	4
7					
8					
9					
10	324.51120(2)	Property	H	Removing forest products over \$2,500	3
11					
12	324.51512	Pub saf	D	Willfully setting forest fires	10
13	324.52908(3)	Property	H	Illegally cutting, removing, or transporting tree or other plant involving \$1,000 or more	180
14					
15					
16	days				
17	324.61511	Pub trst	G	False affidavit under NREPA	5
18	324.61521(1)	Pub trst	G	Evading rule under NREPA	3
19	324.76107(4)	Pub trst	G	Recovering abandoned property in Great Lakes without permit	2
20					
21					
22	324.80130d(1)	Pub ord	H	False representation to obtain personal information	4
23					
24	324.80130d(2)	Pub ord	G	False representation to obtain personal information -- second offense	7
25					
26					
27	324.80130d(3)	Pub ord	C	False representation to obtain personal information -- third or subsequent offense	15
28					
29					
30	324.80172	Person	G	Negligent crippling or homicide by vessel	2
31					
32	324.80173	Person	G	Felonious operation of a vessel	2
33					
34	324.80176(4)	Person	C	Operating a vessel under the influence causing death	15
35					
36	324.80176(5)	Person	E	Operating a vessel under the influence causing long-term incapacitating injury SERIOUS IMPAIRMENT	5
37					
38					
39					

SB150, As Passed House, May 3, 2001

Senate Bill No. 150		4			
1 2 3	324.80177(1)(c)	Pub saf	E	Operating a vessel under the influence -- third or subsequent offense	5
4 5	324.80319a(1)	Pub ord	H	False representation to obtain personal information	4
6 7 8	324.80319a(2)	Pub ord	G	False representation to obtain personal information -- second offense	7
9 10 11	324.80319a(3)	Pub ord	C	False representation to obtain personal information -- third or subsequent offense	15
12 13	324.81120(1)	Pub ord	H	False representation to obtain personal information	4
14 15 16	324.81120(2)	Pub ord	G	False representation to obtain personal information -- second offense	7
17 18 19	324.81120(3)	Pub ord	C	False representation to obtain personal information -- third or subsequent offense	15
20 21 22	324.81134(6)	Pub saf	E	Operating an ORV under the influence -- third or subsequent offense	4 5
23 24	324.81134(7)	Person	C	Operating an ORV under the influence causing death	15
25 26 27	324.81134(8)	Person	E	Operating an ORV under the influence causing serious impairment	5
28 29 30 31	324.82126c(1)	Person	G	Operating a snowmobile carelessly or negligently causing death or serious impairment	2
32 33 34	324.82126c(2)	Person	G	Operating a snowmobile without regard to safety causing serious impairment	2
35 36	324.82127(4)	Person	C	Operating a snowmobile under the influence causing death	15
37 38 39 40	324.82127(5)	Person	E	Operating a snowmobile under the influence causing long-term incapacitating injury SERIOUS IMPAIRMENT	5

SB150, As Passed House, May 3, 2001

Senate Bill No. 150		5			
1 2 3	324.82128(1)(c)	Pub saf	E	Operating a snowmobile under the influence -- third or subsequent offense	5
4 5	324.82160(1)	Pub ord	H	False representation to obtain personal information	4
6 7 8	324.82160(2)	Pub ord	G	False representation to obtain personal information -- second offense	7
9 10 11	324.82160(3)	Pub ord	C	False representation to obtain personal information -- third or subsequent offense	15
12 13	328.232	Property	E	Conversion of funeral contracts	5
14 15 16	333.2685	Person	E	Use of a live human embryo, fetus for nontherapeutic research	5
17 18 19	333.2688	Person	E	Research on dead embryo or fetus without mother's consent	5
20	333.2689	Person	E	Abortion to obtain embryo	5
21 22	333.2690	Person	E	Sale or delivery of fetus or embryo	5
23 24 25	333.2813(3)	Pub trst	F	Unauthorized disclosure of social security number -- subsequent offense	4
26 27	333.2835(9)	Pub trst	G	Disclosing confidential information -- abortion	3
28 29	333.5210	Person	F	AIDS -- sexual penetration with uninformed partner	4
30 31	333.5661	Person	F	Fraud resulting in patient death	4
32 33 34	333.7341(8)	CS	G	Delivery or manufacture of imitation controlled substance	2
35 36 37 38	333.7401(2)(a)(i)	CS	A	Delivery or manufacture of 650 or more grams of certain schedule 1 or 2 controlled substances	Life

SB150, As Passed House, May 3, 2001

Senate Bill No. 150

6

1	333.7401(2)(a)(ii)	CS	A	Delivery or manufacture of 225	
2				or more but less than 650	
3				grams of certain schedule 1	
4				or 2 controlled substances	30
5	333.7401(2)(a)(iii)	CS	B	Delivery or manufacture of 50	
6				or more but less than 225	
7				grams of certain schedule 1	
8				or 2 controlled substances	20
9	333.7401(2)(a)(iv)	CS	D	Delivery or manufacture of	
10				less than 50 grams of cer-	
11				tain schedule 1 or 2 con-	
12				trolled substances	20
13	333.7401(2)(b)(i)	CS	B	Delivery or manufacture of	
14				methamphetamine	20
15	333.7401(2)(b)(ii)	CS	E	Delivery or manufacture of	
16				certain schedule 1, 2, or 3	
17				controlled substances	7
18	333.7401(2)(c)	CS	F	Delivery or manufacture of	
19				schedule 4 controlled	
20				substance	4
21	333.7401(2)(d)(i)	CS	C	Delivery or manufacture of 45	
22				or more kilograms of	
23				marijuana	15
24	333.7401(2)(d)(ii)	CS	D	Delivery or manufacture of 5	
25				or more but less than 45	
26				kilograms of marijuana	7
27	333.7401(2)(d)(iii)	CS	F	Delivery or manufacture of	
28				less than 5 kilograms or 20	
29				plants of marijuana	4
30	333.7401(2)(e)	CS	G	Delivery or manufacture of	
31				schedule 5 controlled	
32				substance	2
33	333.7401(2)(f)	CS	D	Delivery or manufacture of an	
34				official or counterfeit pre-	
35				scription form	20
36	333.7401(2)(g)	CS	D	Delivery or manufacture of	
37				prescription or counterfeit	
38				form (other than official)	7
39	333.7401a	Person	B	Delivering a controlled sub-	
40				stance or GBL with intent to	
41				commit criminal sexual	
42				conduct	20

SB150, As Passed House, May 3, 2001

Senate Bill No. 150		7			
1	333.7401b(3)(a)	CS	E	Delivery or manufacture of GBL	7
2	333.7401b(3)(b)	CS	G	Possession of GBL	2
3	333.7401c(2)(a)	CS	D	Operating or maintaining controlled substance laboratory	10
4					
5	333.7401c(2)(b)	CS	B	Operating or maintaining controlled substance laboratory in presence of minor	20
6					
7					
8	333.7401c(2)(c)	CS	B	Operating or maintaining controlled substance laboratory involving hazardous waste	20
9					
10					
11	333.7401c(2)(d)	CS	B	Operating or maintaining controlled substance laboratory near certain places	20
12					
13					
14	333.7401c(2)(e)	CS	A	Operating or maintaining controlled substance laboratory involving firearm or other harmful device	25
15					
16					
17					
18	333.7402(2)(a)	CS	D	Delivery or manufacture of certain imitation controlled substances	10
19					
20					
21	333.7402(2)(b)	CS	E	Delivery or manufacture of schedule 1, 2, or 3 imitation controlled substance	5
22					
23					
24	333.7402(2)(c)	CS	F	Delivery or manufacture of imitation schedule 4 controlled substance	4
25					
26					
27	333.7402(2)(d)	CS	G	Delivery or manufacture of imitation schedule 5 controlled substance	2
28					
29					
30	333.7402(2)(e)	CS	C	Delivery or manufacture of controlled substance analogue	15
31					
32					
33	333.7403(2)(a)(i)	CS	A	Possession of 650 or more grams of certain schedule 1 or 2 controlled substances by juvenile	Life
34					
35					
36					
37	333.7403(2)(a)(ii)	CS	A	Possession of 225 or more but less than 650 grams of certain schedule 1 or 2 controlled substances	30
38					
39					
40					

SB150, As Passed House, May 3, 2001

Senate Bill No. 150

8

1	333.7403(2)(a)(iii)	CS	B	Possession of 50 or more but	
2				less than 225 grams of cer-	
3				tain schedule 1 or 2 con-	
4				trolled substances	20
5	333.7403(2)(a)(iv)	CS	G	Possession of 25 or more but	
6				less than 50 grams of cer-	
7				tain schedule 1 or 2 con-	
8				trolled substances	4
9	333.7403(2)(a)(v)	CS	G	Possession of less than 25	
10				grams of certain schedule 1	
11				or 2 controlled substances	4
12	333.7403(2)(b)(i)	CS	D	Possession of methamphetamine	10
13	333.7403(2)(b)(ii)	CS	G	Possession of certain schedule	
14				1, 2, 3, or 4 controlled	
15				substances or controlled	
16				substances analogue	2
17	333.7403(2)(e)	CS	H	Possession of official pre-	
18				scription form	1
19	333.7405(a)	CS	G	Controlled substance viola-	
20				tions by licensee	2
21	333.7405(b)	CS	G	Manufacturing or distribution	
22				violations by licensee	2
23	333.7405(c)	CS	G	Refusing lawful inspection	2
24	333.7405(d)	CS	G	Maintaining drug house	2
25	333.7407(1)(a)	CS	G	Controlled substance viola-	
26				tions by licensee	4
27	333.7407(1)(b)	CS	G	Use of fictitious, revoked, or	
28				suspended license number	4
29	333.7407(1)(c)	CS	G	Obtaining controlled substance	
30				by fraud	4
31	333.7407(1)(d)	CS	G	False reports under controlled	
32				substance article	4
33	333.7407(1)(e)	CS	G	Possession of counterfeiting	
34				implements	4
35	333.7407(1)(f)	CS	F	Disclosing or obtaining pre-	
36				scription information	4
37	333.7407(1)(g)	CS	F	Possession of counterfeit	
38				prescription form	4

SB150, As Passed House, May 3, 2001

Senate Bill No. 150		9			
1	333.7407(2)	CS	G	Refusing to furnish records under controlled substance article	4
2					
3					
4	333.7410a	CS	G	Controlled substance offense or offense involving GBL in or near a park	2
5					
6					
7	333.10204(1)	Pub ord	F	Transferring a human organ for valuable consideration	4
8					
9	333.10204(4)	Pub saf	F	Removal of a human organ by an unauthorized individual	4
10					
11	333.10205	Pub saf	F	Removal of a human organ in an unapproved facility	4
12					
13	333.13738(2)	Pub saf	F	Waste disposal violations -- second offense	5
14					
15	333.13738(3)	Pub saf	F	Disposing of waste -- indifference to human life	2
16					
17		Pub saf	B	Disposing of waste -- extreme indifference to human life	20
18					
19	333.16170(3)	Pub trst	F	False representation -- health professional recovery program	4
20					
21					
22	333.16294	Pub saf	F	Health profession -- unauthorized practice	4
23					
24	333.17766a(2)	CS	F	Possession of steroids -- subsequent offense	4
25					
26	333.17766a(3)	CS	E	Delivery or manufacture of steroids	7
27					
28	333.17766a(4)	CS	G	Delivery of imitation steroids	7
29	333.17766c(2)	CS	G	Possession of more than 10 grams ephedrine	2
30					
31	333.20142(5)	Pub trst	F	False statement -- application licensure health facility	4
32					
33	333.21792	Pub trst	G	Nursing homes -- referral fees/bribing officials/accepting bribes	4
34					
35					
36	338.1053	Pub trst	F	Private security business and security alarm act violation	4
37					

SB150, As Passed House, May 3, 2001

Senate Bill No. 150

10

1	338.3434a(2)	Pub trst	F	Unauthorized disclosure of a	
2				social security number --	
3				subsequent offense	4
4	388.936	Pub trst	F	Knowingly making false state-	
5				ment -- school district	
6				loans	4
7	388.962	Pub trst	F	Knowingly making false state-	
8				ment -- school district	
9				loans	4

10 Enacting section 1. This amendatory act takes effect
11 July 1, 2001.

12 Enacting section 2. This amendatory act does not take
13 effect unless Senate Bill No. 38 of the 91st Legislature is
14 enacted into law.