

HOUSE BILL No. 5285

October 18, 2001, Introduced by Reps. Scranton, Toy, Bisbee, Julian, Pumford, O'Neil, Frank, Bovin, Switalski, Ehardt, Stewart, Kowall, Godchaux, Plakas, Neumann, Schauer, Sheltroun, Woodward and Anderson and referred to the Committee on Agriculture and Resource Management.

A bill to amend 1927 PA 175, entitled
 "The code of criminal procedure,"
 by amending section 14 of chapter XVII (MCL 777.14), as amended
 by 2000 PA 363.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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CHAPTER XVII

Sec. 14. This chapter applies to the following felonies
 enumerated in chapters 400 to 499 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat	Max
400.60(2)	Property	H	Welfare -- obtaining over \$500 by failure to inform		4
400.603	Pub trst	G	Medicaid fraud -- false state- ment in benefit/concealing information		4
400.604	Pub trst	G	Medicaid fraud -- kickback/referral fees		4

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1	400.605	Pub trst	G	Medicaid fraud -- false	
2				statement regarding	
3				institutions	4
4	400.606	Property	E	Medicaid fraud -- conspiracy	10
5	400.607	Pub trst	G	Medicaid fraud -- false	
6				claim/medically unnecessary	4
7	400.609	Property	D	Medicaid fraud -- fourth or	
8				subsequent offense	10
9	400.713(13)	Pub saf	H	Adult foster care -- unli-	
10				censed facility	2
11		Pub saf	F	Adult foster care -- unli-	
12				censed facility -- subse-	
13				quent violation	5
14	400.722(4)	Pub saf	F	Adult foster care -- maintain-	
15				ing operation after refusal	
16				of licensure	5
17	408.1035(5)	Person	H	MIOSHA violation causing	
18				employee death	1
19		Person	G	MIOSHA violation causing	
20				employee death -- subsequent	
21				offense	3
22	408.1035a(5)	Person	H	MIOSHA violation causing	
23				employee death	1
24		Person	G	MIOSHA violation causing	
25				employee death -- subsequent	
26				offense	3
27	409.122(2)	Person	G	Employment of children during	
28				certain hours -- second	
29				offense	2
30		Person	E	Employment of children during	
31				certain hours -- third or	
32				subsequent offense	10
33	409.122(3)	Person	D	Employment of children in	
34				child sexually abusive	
35				activity	20
36	421.54(a)(ii)(B)	Property	H	Unemployment comp fraud --	
37				failure to comply with	
38				act/rule \$25,000-\$100,000	2

1	421.54(a)(ii)(C)	Property	G	Unemployment comp fraud -- failure to comply with act/rule over \$100,000	5
2					
3					
4	421.54(a)(iv)(B)	Property	H	Unemployment comp fraud -- willful violation of act/rule over \$100,000	2
5					
6					
7	421.54(b)(ii)(B)	Property	H	Unemployment comp fraud -- false statement or misrepre- sent over \$25,000	2
8					
9					
10	421.54(b)(ii)(C)	Property	H	Unemployment comp fraud -- false statement or misrepre- sentation without actual loss	2
11					
12					
13					
14	421.54(d)	Property	H	Unemployment comp fraud -- disclose confidential infor- mation for financial gain	1
15					
16					
17	421.54a	Property	G	Unemployment comp fraud -- false statement as condition of employment	10
18					
19					
20	421.54b(b)(i)	Property	H	Unemployment comp fraud -- conspiracy with loss of \$25,000 or less	2
21					
22					
23	421.54b(b)(ii)	Property	G	Unemployment comp fraud -- conspiracy with loss over \$25,000	5
24					
25					
26	421.54b(b)(iii)	Property	H	Unemployment comp fraud -- conspiracy with no actual loss	2
27					
28					
29	421.54c(b)(ii)	Property	H	Unemployment comp fraud -- embezzlement of \$25,000 to under \$100,000	2
30					
31					
32	421.54c(b)(iii)	Property	G	Unemployment comp fraud -- embezzlement of \$100,000 or more	5
33					
34					
35	421.54c(b)(iv)	Property	H	Unemployment comp fraud -- embezzlement with no actual loss	2
36					
37					
38	431.257	Pub trst	G	Racing, boxing and exhibition racing	2
39					

1	431.307(8)	Pub trst	G	Horse racing -- testifying	
2				falsely to commissioner	
3				while under oath	4
4	431.319B(7)	PUB TRST	D	MANIPULATING THE OUTCOME,	
5				PRIZE, OR OPERATION OF AN	
6				ELECTRONIC COMPUTERIZED	
7				GAMING DEVICE	10
8	431.330(4)	Pub trst	G	Horse racing -- administering	
9				a drug that could affect	
10				racing condition	5
11	431.332	Pub trst	G	Horse racing -- influencing or	
12				attempting to influence	
13				result of race	5
14	432.30	Property	G	Lottery -- forgery of tickets	5
15	432.218	Pub ord	D	Casino gaming offenses	10
16	436.1701(2)	Person	D	Selling alcohol to a minor and	
17				causing death	10
18	436.1909(3)	Pub ord	H	Liquor violation	1
19	436.1919	Pub ord	H	Fraudulent documents, labels,	
20				or stamps	1
21	438.41	Property	E	Criminal usury	5
22	440.9320(8)	Property	G	Farming -- illegal sale of	
23				secured products	3
24	442.219	Pub trst	E	Sales -- false statement	5
25	443.50	Pub trst	E	Issuing warehouse receipt for	
26				goods not received	5
27	443.52	Pub trst	E	Issuing duplicate warehouse	
28				receipt not so marked	5
29	444.13	Pub trst	H	Warehousemen and warehouse	
30				receipts	2
31	444.107	Pub trst	E	Warehouse certificates --	
32				willfully alter or destroy	5
33	445.487(2)	Pub ord	H	Precious metal and gem dealer	
34				failure to record material	
35				matter -- subsequent offense	2

1	445.488(2)	Pub ord	H	Precious metal and gem dealer	
2				violations -- subsequent	
3				offense	2
4	445.489	Pub ord	H	Precious metal and gem dealer	
5				violations	2
6	445.490	Pub ord	H	Precious metal and gem dealer	
7				failure to obtain a certifi-	
8				cate of registration	2
9	445.779	Pub ord	H	Antitrust violation	2
10	445.1505	Pub trst	G	Franchise investment law --	
11				fraudulent filing/offers	7
12	445.1508	Pub trst	G	Franchise investment law --	
13				sale without proper	
14				disclosure	7
15	445.1513	Pub trst	G	Franchise investment law --	
16				illegal offers/sales	7
17	445.1520	Pub trst	G	Franchise investment law --	
18				keeping records	7
19	445.1521	Pub trst	G	Franchise investment law --	
20				false representation	7
21	445.1523	Pub trst	G	Franchise investment law --	
22				false statements of material	
23				fact	7
24	445.1525	Pub trst	G	Franchise investment law --	
25				false advertising	7
26	445.1528	Pub trst	D	Pyramid/chain promotions --	
27				offer or sell	7
28	445.1671	Pub trst	E	Mortgage brokers, lenders --	
29				knowingly giving a false	
30				statement	15
31	445.1679	Pub trst	H	Mortgage brokers act -- gen-	
32				eral violations	3
33	450.775	Pub ord	H	Corporations -- minority and	
34				woman owned businesses	2
35	450.795	Pub ord	H	Corporations -- handicapper	
36				business opportunity act	2
37	451.319	Pub trst	G	Securities, real estate, and	
38				debt management -- violation	2

1 2	451.434	Pub trst	H	Debt management act -- licensee violations	2
3 4	451.501	Pub trst	E	Blue sky laws -- fraudulent schemes/statements	10
5 6	451.502	Pub trst	E	Blue sky laws -- investment advisor/agent fraud	10
7 8	451.503	Pub trst	E	Blue sky laws -- make/sell false bullion/certificates	10
9 10	451.601	Pub trst	E	Blue sky laws -- unregistered broker/dealer/agent/advisor	10
11 12 13	451.603(h)	Pub trst	E	Blue sky laws -- fail to notify administrator of sanctions	10
14 15 16	451.604(a)(1)(J) to (S) and (V) to (Z)	Pub trst	E	Blue sky laws -- various violations	10
17 18	451.701	Pub trst	E	Blue sky laws -- offer/sell unregistered securities	10
19 20	451.802	Pub trst	E	Blue sky laws -- unlawfully selling securities	10
21 22	451.804	Pub trst	E	Blue sky laws -- willful false statements	10
23 24 25	451.805(b)	Pub trst	E	Blue sky laws -- false repre- sentation of administrative approval	10
26 27 28	451.806(b)	Pub trst	E	Blue sky laws -- improper dis- closure by cor and sec bur employee	10
29	462.257(1)	Person	A	Trains -- endangering travel	Life
30 31 32	462.353(5)	Pub saf	E	Operating a locomotive under the influence -- third or subsequent offense	4
33 34	472.36	Pub saf	A	Street railways -- obstruction of track	Life
35 36	482.44	Property	H	Bills of lading -- issuance for goods not received	5
37 38	482.46	Property	H	Bills of lading -- issuance of duplicate not so marked	5

1	482.48	Property	H	Bills of lading -- negotiation	
2				when goods not in carriers'	
3				possession	5
4	482.49	Property	H	Bills of lading -- inducing	
5				carrier to issue when goods	
6				have not been received	5
7	482.50	Property	H	Bills of lading -- issuance of	
8				non-negotiable bill not so	
9				marked	5
10	483.226	Pub trst	E	Officer of a pipeline company	
11				-- intent to defraud --	
12				stock	10
13	487.1505(6)	Pub trst	E	BIDCO act -- knowingly receiv-	
14				ing money or property at an	
15				interest rate exceeding 25%	5
16	492.137(a)	Pub trst	H	Installment sales of motor	
17				vehicles	3
18	493.56a(13)	Pub trst	C	False statement in reports --	
19				secondary mortgage	15
20	493.77(2)	Pub trst	H	Regulatory loans	3
21	Enacting section 1. This amendatory act does not take				
22	effect unless Senate Bill No. _____ or House Bill No. 5284				
23	(request no. 03168'01) of the 91st Legislature is enacted into				
24	law.				