

# HOUSE BILL No. 5915

March 28, 2006, Introduced by Rep. David Law and referred to the Committee on Judiciary.

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16g of chapter XVII (MCL 777.16g), as amended by 2002 PA 630.

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

1

CHAPTER XVII

2

Sec. 16g. (1) This chapter applies to the following felonies

3

enumerated in chapter 750 of the Michigan Compiled Laws:

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5 M.C.L.	Category	Class	Description	Stat Max
6 750.135	Person	D	Exposing children with intent to injure or abandon	10
7 750.135A(2)(C)	PERSON	D	LEAVING CHILD UNATTENDED IN VEHICLE RESULTING IN SERIOUS PHYSICAL HARM	10

1	750.135A(2)(D)	PERSON	B	LEAVING CHILD UNATTENDED IN VEHICLE RESULTING IN DEATH	15
2	750.136b(2)	Person	B	Child abuse – first degree	15
3	750.136b(4)	Person	F	Child abuse – second degree	4
4	750.136b(5)	Person	G	Child abuse – third degree	2
5	750.136c	Person	B	Buying or selling an individual	20
6	750.145a	Person	F	Soliciting child to commit an immoral act	4
7	750.145b	Person	D	Accosting children for immoral purposes with prior conviction	10
8	750.145c(2)	Person	B	Child sexually abusive activity or materials – active involvement	20
9	750.145c(3)	Person	D	Child sexually abusive activity or materials – distributing, promoting, or financing	7
10	750.145c(4)	Person	F	Child sexually abusive activities or materials – possession	4
11	750.145d(2)(b)	Variable	G	Using internet or computer to commit crime punishable by a maximum term of imprisonment of at least 1 year but less than 2 years	2
12	750.145d(2)(c)	Variable	F	Using internet or computer to commit crime punishable by a maximum term of imprisonment of at least 2 years but less than 4 years	4

1	750.145d(2)(d)	Variable	D	Using internet or computer to commit crime punishable by a maximum term of imprisonment of at least 4 years but less than 10 years	10
2	750.145d(2)(e)	Variable	C	Using internet or computer to commit crime punishable by a maximum term of imprisonment of at least 10 years but less than 15 years	15
3	750.145d(2)(f)	Variable	B	Using internet or computer to commit crime punishable by a maximum term of imprisonment of at least 15 years or for life	20
4	750.145n(1)	Person	C	Vulnerable adult abuse – first degree	15
5	750.145n(2)	Person	F	Vulnerable adult abuse – second degree	4
6	750.145n(3)	Person	G	Vulnerable adult abuse – third degree	2
7	750.145o	Person	E	Death of vulnerable adult caused by unlicensed caretaker	5
8	750.145p(1)	Person	G	Vulnerable adult – commingling funds, obstructing investigation, or filing false information	2
9	750.145p(2)	Person	G	Retaliation or discrimination by caregiver against vulnerable adult	2
10	750.145p(5)	Person	E	Vulnerable adult – caregiver violations – subsequent offense	5
11	750.147b	Person	G	Ethnic intimidation	2

1           (2) For a violation of section 145d of the Michigan penal  
2 code, 1931 PA 328, MCL 750.145d, determine the offense category,  
3 offense variable level, and prior record variable level based on  
4 the underlying offense.

5           Enacting section 1. This amendatory act does not take effect  
6 unless Senate Bill No.\_\_\_\_ or House Bill No. 5914(request no.  
7 00152'05 \*\*\*) of the 93rd Legislature is enacted into law.