

Act No. 304  
Public Acts of 2005  
Approved by the Governor  
December 20, 2005  
Filed with the Secretary of State  
December 21, 2005  
EFFECTIVE DATE: April 15, 2006

**STATE OF MICHIGAN  
93RD LEGISLATURE  
REGULAR SESSION OF 2005**

Introduced by Senators Birkholz, Toy, Kuipers, Allen and George

**ENROLLED SENATE BILL No. 685**

AN ACT to amend 1927 PA 175, entitled "An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act," by amending section 16y of chapter XVII (MCL 777.16y), as amended by 2000 PA 279.

*The People of the State of Michigan enact:*

CHAPTER XVII

Sec. 16y. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

| <b>M.C.L.</b> | <b>Category</b> | <b>Class</b> | <b>Description</b>                               | <b>Stat Max</b> |
|---------------|-----------------|--------------|--|-----------------|
| 750.520b      | Person          | A            | First degree criminal sexual conduct             | Life            |
| 750.520c      | Person          | C            | Second degree criminal sexual conduct            | 15              |
| 750.520d      | Person          | B            | Third degree criminal sexual conduct             | 15              |
| 750.520e      | Person          | G            | Fourth degree criminal sexual conduct            | 2               |
| 750.520g(1)   | Person          | D            | Assault with intent to commit sexual penetration | 10              |
| 750.520g(2)   | Person          | E            | Assault with intent to commit sexual contact     | 5               |
| 750.528       | Pub saf         | F            | Destroying dwelling house or other property      | 4               |
| 750.528a      | Pub saf         | F            | Civil disorders — firearms/explosives            | 4               |

|          |         |   |                            |      |
|----------|---------|---|----------------------------|------|
| 750.529  | Person  | A | Armed robbery              | Life |
| 750.529a | Person  | A | Carjacking                 | Life |
| 750.530  | Person  | C | Unarmed robbery            | 15   |
| 750.531  | Person  | C | Bank robbery/safebreaking  | Life |
| 750.532  | Person  | H | Seduction                  | 5    |
| 750.552c | Pub saf | F | Trespass upon key facility | 4    |

Enacting section 1. This amendatory act takes effect April 15, 2006.

Enacting section 2. This amendatory act does not take effect unless Senate Bill No. 686 of the 93rd Legislature is enacted into law.

This act is ordered to take immediate effect.

*Carol Morey Viventi*

Secretary of the Senate

*Jay E. Randall*

Clerk of the House of Representatives

Approved .....

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Governor