

Act No. 99  
Public Acts of 2010  
Approved by the Governor  
June 22, 2010  
Filed with the Secretary of State  
June 22, 2010  
EFFECTIVE DATE: June 22, 2010

**STATE OF MICHIGAN  
95TH LEGISLATURE  
REGULAR SESSION OF 2010**

Introduced by Senators Jelinek, Pappageorge and Kuipers

# ENROLLED SENATE BILL No. 766

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 16v of chapter XVII (MCL 777.16v), as amended by 2008 PA 412.

*The People of the State of Michigan enact:*

## CHAPTER XVII

Sec. 16v. 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>
750.422	Pub trst	C	Perjury committed in court — noncapital crime	15
	Pub trst	B	Perjury committed in court — capital crime	Life
750.422a	Pub trst	E	Material false statement in petition seeking review of DNA evidence	5
750.423	Pub trst	E	Perjury by falsely swearing	15
750.424	Pub trst	C	Subornation of perjury	15
750.425	Pub trst	E	Inciting or procuring perjury but perjury not committed	5
750.430a	Person	D	Human cloning	10
750.436(2)(a)	Pub saf	C	Poisoning food, drink, medicine, or water supply	15

750.436(2)(b)	Property	B	Poisoning food, drink, medicine, or water supply causing property damage	20
750.436(2)(c)	Person	A	Poisoning food, drink, medicine, or water supply causing injury	25
750.436(2)(d)	Person	A	Poisoning food, drink, medicine, or water supply causing serious impairment	Life
750.436(3)(a)	Pub ord	F	False report of poisoning food, drink, medicine, or water supply	4
750.436(3)(b)	Pub ord	D	False report of poisoning food, drink, medicine, or water supply with prior conviction	10
750.439	Pub ord	G	Polygamy	4
750.440	Pub ord	G	Polygamy — knowingly entering a prohibited marriage	4
750.441	Pub ord	G	Teaching or advocating polygamy	4

Enacting section 1. This amendatory act does not take effect unless Senate Bill No. 765 of the 95th Legislature is enacted into law.

This act is ordered to take immediate effect.

*Carol Morey Viventi*

Secretary of the Senate

*Richard J. Brown*

Clerk of the House of Representatives

Approved .....

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Governor

**Compiler's note:** Compiler's note: Senate Bill No. 765, referred to in enacting section 1, was filed with the Secretary of State June 22, 2010, and became 2010 PA 98, Imd. Eff. June 22, 2010.