

HOUSE SUBSTITUTE FOR  
SENATE BILL NO. 1199

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 315.

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

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1	324.3115(4)	Pub saf	G	Waste discharge violations --	
2				substantial endangerment	5
3	324.5531(4)	Pub saf	H	Knowingly releasing pollutants	2
4	324.5531(5)	Pub saf	G	Knowingly releasing pollutants	
5				-- causing death or serious	
6				bodily injury	6
7	324.5531(6)	Pub saf	C	Knowingly releasing pollutants	
8				-- resulting in death or	
9				serious bodily injury	15
10	324.8905(2)	Pub saf	H	Infectious waste/pathological	
11				waste/sharps -- littering	
12				violation	2
13	324.8905(3)	Pub saf	G	Infectious waste/pathological	
14				waste/sharps -- littering	
15				violation -- subsequent	
16				offense	5
17	324.11151(2)	Pub saf	H	Hazardous waste violations --	
18				subsequent offense	2
19	324.11151(3)	Pub saf	H	Hazardous waste violation --	
20				with disregard for human	
21				life	2
22	324.11151(3)	Pub saf	G	Hazardous waste violation --	
23				with extreme indifference	
24				for human life	5
25	324.12116(2)	Pub saf	H	Waste -- false statement or	
26				entry in a license	
27				application	2
28	324.20139(3)	Pub saf	H	Hazardous waste -- knowingly	
29				releases or causes the	
30				release	2
31	324.21324(1)	Pub saf	G	Underground storage tanks --	
32				false or misleading	
33				information	5
34	324.21548(1)	Pub trst	H	False statement, report,	
35				claim, bid, work invoice, or	
36				other request for payment	5
37	324.30316(3)	Pub saf	H	NREPA violation -- subsequent	
38				offense	2

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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 days
14					
15					
16					
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	5
37					
38					

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1	324.80177(1)(c)	Pub saf	E	Operating a vessel under the	
2				influence -- third or subse-	
3				quent offense	5
4	324.80319a(1)	Pub ord	H	False representation to obtain	
5				personal information	4
6	324.80319a(2)	Pub ord	G	False representation to obtain	
7				personal information --	
8				second offense	7
9	324.80319a(3)	Pub ord	C	False representation to obtain	
10				personal information --	
11				third or subsequent offense	15
12	324.81120(1)	Pub ord	H	False representation to obtain	
13				personal information	4
14	324.81120(2)	Pub ord	G	False representation to obtain	
15				personal information --	
16				second offense	7
17	324.81120(3)	Pub ord	C	False representation to obtain	
18				personal information --	
19				third or subsequent offense	15
20	324.81134(6)	Pub saf	E	Operating an ORV under the	
21				influence -- third or subse-	
22				quent offense	4
23	324.81134(7)	Person	C	Operating an ORV under the	
24				influence causing death	15
25	324.81134(8)	Person	E	Operating an ORV under the	
26				influence causing serious	
27				impairment	5
28	324.82126c(1)	Person	G	Operating a snowmobile care-	
29				lessly or negligently caus-	
30				ing death or serious	
31				impairment	2
32	324.82126c(2)	Person	G	Operating a snowmobile without	
33				regard to safety causing	
34				serious impairment	2
35	324.82127(4)	Person	C	Operating a snowmobile under	
36				the influence causing death	15
37	324.82127(5)	Person	E	Operating a snowmobile under	
38				the influence causing	
39				long-term incapacitating	
40				injury	5

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1	324.82128(1)(c)	Pub saf	E	Operating a snowmobile under	
2				the influence -- third or	
3				subsequent offense	5
4	324.82160(1)	Pub ord	H	False representation to obtain	
5				personal information	4
6	324.82160(2)	Pub ord	G	False representation to obtain	
7				personal information --	
8				second offense	7
9	324.82160(3)	Pub ord	C	False representation to obtain	
10				personal information --	
11				third or subsequent offense	15
12	328.232	Property	E	Conversion of funeral	
13				contracts	5
14	333.2685	Person	E	Use of a live human embryo,	
15				fetus for nontherapeutic	
16				research	5
17	333.2688	Person	E	Research on dead embryo or	
18				fetus without mother's	
19				consent	5
20	333.2689	Person	E	Abortion to obtain embryo	5
21	333.2690	Person	E	Sale or delivery of fetus or	
22				embryo	5
23	333.2813(3)	Pub trst	F	Unauthorized disclosure of	
24				social security number --	
25				subsequent offense	4
26	333.2835(9)	Pub trst	G	Disclosing confidential infor-	
27				mation -- abortion	3
28	333.5210	Person	F	AIDS -- sexual penetration	
29				with uninformed partner	4
30	333.5661	Person	F	Fraud resulting in patient	
31				death	4
32	333.7341(8)	CS	G	Delivery or manufacture of	
33				imitation controlled	
34				substance	2
35	333.7401(2)(a)(i)	CS	A	Delivery or manufacture of 650	
36				or more grams of certain	
37				schedule 1 or 2 controlled	
38				substances	Life

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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

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



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1	333.7407(2)	CS	G	Refusing to furnish records	
2				under controlled substance	
3				article	4
4	333.7410a	CS	G	Controlled substance offense	
5				or offense involving GBL in	
6				or near a park	2
7	333.10204(1)	Pub ord	F	Transferring a human organ for	
8				valuable consideration	4
9	333.10204(4)	Pub saf	F	Removal of a human organ by an	
10				unauthorized individual	4
11	333.10205	Pub saf	F	Removal of a human organ in an	
12				unapproved facility	4
13	333.13738(2)	Pub saf	F	Waste disposal violations --	
14				second offense	5
15	333.13738(3)	Pub saf	F	Disposing of waste -- indif-	
16				ference to human life	2
17		Pub saf	B	Disposing of waste -- extreme	
18				indifference to human life	20
19	333.16170(3)	Pub trst	F	False representation -- health	
20				professional recovery	
21				program	4
22	333.16294	Pub saf	F	Health profession -- unautho-	
23				alized practice	4
24	333.17766a(2)	CS	F	Possession of steroids -- sub-	
25				sequent offense	4
26	333.17766a(3)	CS	E	Delivery or manufacture of	
27				steroids	7
28	333.17766a(4)	CS	G	Delivery of imitation steroids	7
29	333.17766c(2)	CS	G	Possession of more than 10	
30				grams ephedrine	2
31	333.20142(5)	Pub trst	F	False statement -- application	
32				licensure health facility	4
33	333.21792	Pub trst	G	Nursing homes -- referral	
34				fees/bribing officials/	
35				accepting bribes	4
36	338.1053	PUB TRST	F	PRIVATE SECURITY BUSINESS AND	
37				SECURITY ALARM ACT VIOLATION	4

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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 does not take  
11 effect unless House Bill No. 5917 of the 90th Legislature is  
12 enacted into law.