
Senate Fiscal Agency
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SFA**BILL ANALYSIS**

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House Bill 5506 (Substitute H-1 as reported without amendment)
Sponsor: Representative Clarence E. Phillips
House Committee: Criminal Justice
Senate Committee: Judiciary

CONTENT

The bill would amend Chapter 33 (Explosives, Bombs, and Harmful Devices) of the Michigan Penal Code to prohibit possession of a device constructed to represent an explosive, incendiary, or bomb. The bill would take effect on May 1, 2002.

Under Chapter 33, it is a felony punishable by up to five years' imprisonment and/or a maximum fine of \$3,000 if a person, with the intent to terrorize, frighten, intimidate, threaten, harass, or annoy another person, delivers, sends, transports, or places a device that is constructed to represent an explosive, incendiary device, or bomb or that is presented as such. The bill would include in that offense possessing a device that was constructed to represent an explosive, incendiary device, or bomb or that was presented as an explosive, incendiary device, or bomb.

MCL 750.204a

Legislative Analyst: Patrick Affholter

FISCAL IMPACT

To the extent that the bill would increase the number of convicted offenders by including the possession of a device representing an explosive, it could result in increased costs to State government. An offender would receive probation or incarceration for up to five years and/or a fine of up to \$3,000. The State would incur the cost of felony probation, estimated to be \$4.38 per day, and incarceration at an annual cost of \$25,000. If one offender were convicted and received the longest minimum sentence, it would cost the State \$83,300.

Date Completed: 2-21-02

Fiscal Analyst: Bethany Wicksall

