

SB0257, As Passed House, December 13, 2001

**REPRINT
SUBSTITUTE FOR
SENATE BILL NO. 257**

(As passed the Senate March 29, 2001)

(As amended December 12, 2001)

A bill to amend 1927 PA 175, entitled
"The code of criminal procedure,"
(MCL 760.1 to 777.69) by adding section 36 to chapter IX.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 CHAPTER IX

2 SEC. 36. (1) A PERSON MAY BE CHARGED WITH AND CONVICTED OF
3 ANY OF THE FOLLOWING FOR EACH DEATH ARISING OUT OF THE SAME CRIM-
4 INAL TRANSACTION, AND THE COURT MAY ORDER THE TERMS OF IMPRISON-
5 MENT TO BE SERVED CONSECUTIVELY TO EACH OTHER:

6 (A) SECTION 602A(5), [617(3),] 625(4), OR 904(4) OF THE
MICHIGAN
7 VEHICLE CODE, 1949 PA 300, MCL 257.602A, 257.617, 257.625, AND
8 257.904.

9 (B) SECTION 317 OR 321 OF THE MICHIGAN PENAL CODE, 1931
10 PA 328, MCL 750.317 AND 750.321, WHERE DEATH RESULTS FROM THE
11 OPERATION OF A VEHICLE, VESSEL, ORV, SNOWMOBILE, AIRCRAFT, OR

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1 LOCOMOTIVE, OR SECTION 479A(5) OF THE MICHIGAN PENAL CODE, 1931
2 PA 328, MCL 750.479A.

3 (C) SECTION 80176(4), 81134(7), OR 82127(4) OF THE NATURAL
4 RESOURCES AND ENVIRONMENTAL PROTECTION ACT, 1994 PA 451,
5 MCL 324.80176, 324.81134, AND 324.82127.

6 (D) SECTION 185(4) OF THE AERONAUTICS CODE OF THE STATE OF
7 MICHIGAN, 1945 PA 327, MCL 259.185.

8 (E) SECTION 353 OF THE RAILROAD CODE OF 1993, 1993 PA 354,
9 MCL 462.353, RESULTING IN DEATH.

10 (2) AS USED IN THIS SECTION:

11 (A) "AIRCRAFT" MEANS THAT TERM AS DEFINED IN SECTION 4 OF
12 THE AERONAUTICS CODE OF THE STATE OF MICHIGAN, 1945 PA 327,
13 MCL 259.4.

14 (B) "ORV" MEANS THAT TERM AS DEFINED IN SECTION 81101 OF THE
15 NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION ACT, 1994 PA 451,
16 MCL 324.81101.

17 (C) "SNOWMOBILE" MEANS THAT TERM AS DEFINED IN SECTION 82101
18 OF THE NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION ACT, 1994
19 PA 451, MCL 324.82101.

20 (D) "VEHICLE" MEANS THAT TERM AS DEFINED IN SECTION 79 OF
21 THE MICHIGAN VEHICLE CODE, 1949 PA 300, MCL 257.49.

22 (E) "VESSEL" MEANS THAT TERM AS DEFINED IN SECTION 80104 OF
23 THE NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION ACT, 1994
24 PA 451, MCL 324.80104.

25 Enacting section 1. This amendatory act takes effect [March
26 1, 2002.]