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BILL ANALYSIS

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Senate Bill 206 (as introduced 3-1-11)  
Sponsor: Senator Phil Pavlov  
Committee: Judiciary

Date Completed: 3-7-11

### **CONTENT**

The bill would amend the Code of Criminal Procedure to revise the sentencing guidelines designation for failure to update sex offender registration information.

Currently, a third or subsequent offense is a Class F public order felony, with a statutory maximum sentence of four years' imprisonment. The bill would delete the reference to a third or subsequent offense. Instead, failure to update sex offender registration information would be a Class F public order felony, with a statutory maximum sentence of two years' imprisonment.

The bill is tie-barred to Senate Bill 189, which would amend the Sex Offenders Registration Act. Among other things, Senate Bill 189 would make failure to update sex offender registration information a misdemeanor punishable by up to two years' imprisonment and/or a maximum fine of \$2,000. (Under the Code of Criminal Procedure, however, any violation of Michigan penal law that is punishable by more than one year's imprisonment is considered a felony.)

Senate Bill 206 would take effect on July 1, 2011.

MCL 777.11b

Legislative Analyst: Patrick Affholter

### **FISCAL IMPACT**

The bill would have no fiscal impact on State or local government.

Fiscal Analyst: Matthew Grabowski

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.