

HOUSE BILL NO. 5028

September 18, 2025, Introduced by Reps. Bierlein, Breen, Kunse, Wozniak, Edwards, Steckloff, Witwer, Tsernoglou, Morgan, Rheingans, Price, Young, Weiss, Hoskins, MacDonell, Fitzgerald, Conlin, Mentzer, McKinney, Scott, O'Neal, Wooden and Longjohn and referred to Committee on Judiciary.

A bill to amend 1927 PA 175, entitled
"The code of criminal procedure,"
by amending section 16w of chapter XVII (MCL 777.16w), as amended
by 2016 PA 486.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1	CHAPTER XVII		
2	Sec. 16w. (1) This chapter applies to the following felonies		
3	enumerated in chapter 750 of the Michigan Compiled Laws:		
4	M.C.L.	Category	Class Description
			Stat Max

1	750.451(3)	Pub ord	G	Prostitution — various	2
2	750.451(2)			offenses — third or	
3				subsequent	
4				offense Commercial	
5				sexual activity	
6				violation - second	
7				offense	
8	750.451(3)	Pub ord	F	Commercial sexual	4
9				activity violation -	
10				third or subsequent	
11				offense	
12	750.451(4)	Pub ord	E	Commercial sexual	5
13				activity with person	
14				less than 18 years of	
15				age	
16	750.451(4)	Person	E	Soliciting a person	5
17				under 18 years of age	
18				to commit prostitution	
19	750.452	Pub ord	E	Keeping a house of	5
20				prostitution place for	
21				purposes of commercial	
22				sexual activity	
23	750.455	Pub ord	B	Pandering	20
24	750.456	Person	B	Placing spouse into	20
25				prostitution commercial	
26				sexual activity	

1	750.457	Pub ord	B	Accepting earnings of	20
2				a prostitute person	
3				engaged in commercial	
4				sexual activity	
5	750.458	Person	B	Prostitution —	20
6				Commercial sexual	
7				activity - detaining	
8				person for debt	
9	750.459(1)	Person	B	Transporting a person	20
10				for prostitution to	
11				engage in commercial	
12				sexual activity	
13	750.459(2)	Person	E	Selling travel	5
14				services to facilitate	
15				prostitution	
16				commercial sexual	
17				activity or human	
18				trafficking in other	
19				jurisdictions	
20	750.459(3)	Person	D	Selling travel	10
21				services to facilitate	
22				prostitution	
23				commercial sexual	
24				activity or human	
25				trafficking in other	
26				jurisdictions	
27				involving a minor	
28	750.462f(1) (a)	Person	D	Human trafficking	10
29				violation	

1	750.462f(1) (b)	Person	C	Human trafficking	15
2				violation resulting in	
3				bodily injury	
4	750.462f(1) (c)	Person	B	Human trafficking	20
5				violation resulting in	
6				serious bodily injury	
7	750.462f(1) (d)	Person	A	Human trafficking	Life
8				violation involving	
9				death or the	
10				commission of certain	
11				felonies	
12	750.462f(2)	Person	B	Obtaining a minor for	20
13				commercial sexual	
14				activity or for forced	
15				labor or services	
16	750.462f(3)	Person	Variable	Attempting,	Variable
17			e	conspiring, or	
18				soliciting another to	
19				violate human	
20				trafficking laws	
21	750.465a(1) (b)	Property	G	Operating audiovisual	2
22				recording device in a	
23				theatrical facility –	
24				second offense	
25	750.465a(1) (c)	Property	F	Operating audiovisual	4
26				recording device in a	
27				theatrical facility –	
28				third or subsequent	
29				offense	

1 (2) For a violation of section 462f(3) of the Michigan penal
2 code, 1931 PA 328, MCL 750.462f, determine the offense category,
3 offense variable level, and prior record variable level based on
4 the underlying offense.

5 Enacting section 1. This amendatory act takes effect 90 days
6 after the date it is enacted into law.

7 Enacting section 2. This amendatory act does not take effect
8 unless House Bill No. 5016 (request no. H04060'25) of the 103rd
9 Legislature is enacted into law.