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HOUSE FISCAL AGENCY

124 N. Capitol Avenue
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HB5125 SUBSTITUTE

H-2

Sponsor: Rep. Michael Bishop

Committee: CRIMINAL JUSTICE

HB5126 SUBSTITUTE
H-2

Sponsor: Rep. Michael Bishop

Committee: CRIMINAL JUSTICE

Analyst(s): Peterson, Marilyn

Completed: 12/12/01

State Fiscal Impact

Cost: Indeterminate/Increase
Revenues: None

Local Fiscal Impact

Cost: Indeterminate/Increase
Revenues: Indeterminate/Increase

House Bill 5125 would amend the Michigan Penal Code to, under certain circumstances, prohibit manufacture or possession of certain devices designed to thwart anti-shoplifting systems and devices. A first offense would be a misdemeanor punishable by up to one year in jail, a fine of up to \$500, or both. A second or subsequent offense would be a felony punishable by imprisonment for up to four years, a fine of up to \$2,000 or both.

House Bill 5126 would provide for sentencing guidelines for the felony established by HB 5125. The offense would be a Class G offense against property. Ranges for the recommended minimum sentence for a Class G offense vary from 0 - 3 months (for which guidelines specify a local sanction) to 7 - 23 months (for which guidelines specify a prison sentence).

The bills could increase state and local correctional costs, the degree of which would depend on how they affected charging, convictions, and sentences. Penal fine revenues are constitutionally dedicated to local libraries, so those revenues could marginally increase under the bills.