

SUBSTITUTE FOR
HOUSE BILL NO. 5023

A bill to amend 1927 PA 175, entitled
"The code of criminal procedure,"
(MCL 760.1 to 777.69) by adding section 1k to chapter IX.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1

CHAPTER IX

2

SEC. 1K. (1) IF A DEFENDANT ENTERS A PLEA OF GUILTY OR NOLO
CONTENDERE OR IF THE COURT DETERMINES AFTER A HEARING OR TRIAL THAT
THE DEFENDANT IS GUILTY, BOTH OF THE FOLLOWING APPLY AT THE TIME OF
THE SENTENCING OR AT THE TIME ENTRY OF JUDGMENT OF GUILT IS
DEFERRED PURSUANT TO STATUTE OR SENTENCING IS DELAYED PURSUANT TO
STATUTE:

7

8

(A) THE COURT SHALL IMPOSE THE MINIMUM STATE COSTS AS SET
FORTH IN SECTION 1J OF THIS CHAPTER.

9

House Bill No. 5023 (H-4) as amended October 11, 2005

1 (B) THE COURT MAY IMPOSE ANY OR ALL OF THE FOLLOWING:

2 (i) ANY FINE.

3 (ii) ANY COST IN ADDITION TO THE MINIMUM STATE COST SET FORTH
4 IN SUBDIVISION (A).

5 (iii) THE EXPENSES OF PROVIDING LEGAL ASSISTANCE TO THE
6 DEFENDANT.

7 (iv) ANY ASSESSMENT AUTHORIZED BY LAW[.

8 (v) REIMBURSEMENT UNDER SECTION 1F OF THIS CHAPTER.]

9 (2) SUBSECTION (1) APPLIES REGARDLESS OF WHETHER THE DEFENDANT
10 IS PLACED ON PROBATION, PROBATION IS REVOKED, OR THE DEFENDANT IS
11 DISCHARGED FROM PROBATION.

12 (3) THE COURT MAY REQUIRE THE DEFENDANT TO PAY ANY FINE, COST,
13 OR ASSESSMENT ORDERED TO BE PAID UNDER THIS SECTION BY WAGE
14 ASSIGNMENT.

15 (4) THE COURT MAY PROVIDE FOR THE AMOUNTS IMPOSED UNDER THIS
16 SECTION TO BE COLLECTED AT ANY TIME.

17 Enacting section 1. This amendatory act takes effect January
18 1, 2006.