

**SUBSTITUTE FOR  
HOUSE BILL NO. 5336**

A bill to amend 1927 PA 175, entitled  
"The code of criminal procedure,"  
by amending section 16r of chapter XVII (MCL 777.16r), as amended  
by 2002 PA 279.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

**1** CHAPTER XVII

**2** Sec. 16r. This chapter applies to the following felonies  
**3** enumerated in chapter 750 of the Michigan Compiled Laws:

<b>4</b>	<b>M.C.L.</b>	<b>Category</b>	<b>Class</b>	<b>Description</b>	<b>Stat Max</b>
<b>5</b>	750.356(2)	Property	D	Larceny involving \$20,000 or more or with prior convictions	10
<b>6</b>	750.356(3)	Property	E	Larceny involving \$1,000 to \$20,000 or with prior convictions	5

1	750.356a(1)	Property	G	Larceny from a motor vehicle	5
2	750.356a(2)(c)	Property	E	Breaking and entering a vehicle to steal \$1,000 to \$20,000 or with prior convictions	5
3	750.356a(2)(d)	Property	D	Breaking and entering a vehicle to steal \$20,000 or more or with prior convictions	10
4	750.356a(3)	Property	G	Breaking and entering a vehicle to steal causing damage	5
5	750.356b	Property	G	Breaking and entering a coin telephone	4
6	750.356c	Property	E	Retail fraud – first degree	5
7	750.357	Person	D	Larceny from the person	10
8	750.357a	Property	G	Larceny of livestock	4
9	750.357b	Property	E	Larceny – stealing firearms of another	5
10	<b>750.357C</b>	<b>PROPERTY</b>	<b>E</b>	<b>LARCENY OR RESALE OF COPPER WIRE</b>	<b>5</b>
11	750.358	Property	G	Larceny from burning building	5
12	750.360	Property	G	Larceny in a building	4
13	750.360a(2)(b)	Property	F	Theft detection device offense with prior conviction	4
14	750.361	Property	H	Trains – stealing/maliciously removing parts	2
15	750.362	Property	E	Larceny by conversion involving \$1,000 to \$20,000 or with prior convictions	5
16		Property	D	Larceny by conversion involving \$20,000 or more or with prior convictions	10

1	750.362a(2)	Property	D	Larceny of rental property involving \$20,000 or more or with prior convictions	10
2	750.362a(3)	Property	E	Larceny of rental property involving \$1,000 to \$20,000 or with prior convictions	5
3	750.363	Property	E	Larceny by false personation involving \$1,000 to \$20,000 or with prior convictions	5
4		Property	D	Larceny by false personation involving \$20,000 or more	10
5	750.365	Person	D	Larceny from car or persons detained or injured by accident	20
6	750.367	Property	E	Larceny of trees or shrubs involving \$1,000 to \$20,000 or with prior convictions	5
7		Property	D	Larceny of a tree or shrub involving \$20,000 or more or with prior convictions	10
8	750.367b	Property	E	Airplanes – taking possession	5
9	750.368(5)	Pub ord	G	Preparing, serving, or executing unauthorized process – third or subsequent offense	4
10	750.372	Pub ord	H	Running or allowing lottery	2
11	750.373	Pub ord	H	Selling or possessing lottery tickets	2
12	750.374	Pub ord	H	Lottery violations – subsequent offense	4

1           Enacting section 1. This amendatory act takes effect July 1,  
2 2008.

3           Enacting section 2. This amendatory act does not take effect  
4 unless House Bill No. 5335 of the 94th Legislature is enacted  
5 into law.