

# HOUSE BILL No. 5362

October 24, 2007, Introduced by Reps. Moss, Marleau, Garfield, Rick Jones, Vagnozzi, David Law, Robertson, LeBlanc, Knollenberg, Agema and Stakoe and referred to the Committee on Judiciary.

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16s of chapter XVII (MCL 777.16s), as amended by 2005 PA 106.

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

1

CHAPTER XVII

2

Sec. 16s. 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 |
|--------|----------|-------|-------------|----------|
|--------|----------|-------|-------------|----------|

5

|                |          |   |   |    |
|----------------|----------|---|---|----|
| 750.377a(1)(a) | Property | D | Malicious destruction of personal property involving \$20,000 or more or with prior convictions | 10 |
|----------------|----------|---|---|----|

|    |                |          |                 |  |     |
|----|----------------|----------|-----------------|--|-----|
| 1  | 750.377a(1)(b) | Property | E               | Malicious destruction of personal property involving \$1,000 to \$20,000 or with prior convictions | 5   |
| 2  | 750.377b       | Property | F               | Malicious destruction of fire/police property  | 4   |
| 3  | 750.377c       | Property | E               | School bus – intentional damage  | 5   |
| 4  | 750.378        | Property | F               | Malicious destruction of property – dams/canals/mills  | 4   |
| 5  | 750.379        | Property | F               | Malicious destruction of property – bridges/railroads/locks  | 4   |
| 6  | 750.380(2)     | Property | D               | Malicious destruction of building involving \$20,000 or more or with prior convictions             | 10  |
| 7  | 750.380(3)     | Property | E               | Malicious destruction of a building involving \$1,000 to \$20,000 or with prior convictions        | 5   |
| 8  | 750.382(1)(c)  | Property | E               | Malicious destruction of plants or turf involving \$1,000 to \$20,000 or with prior convictions    | 5   |
| 9  | 750.382(1)(d)  | Property | D               | Malicious destruction of plants or turf involving \$20,000 or more or with prior convictions       | 10  |
| 10 | 750.383a       | Property | <del>F</del> -E | Malicious destruction of utility equipment<br><b>OR UTILITY INFRASTRUCTURE COMPONENT</b>           | 4–5 |

|    |               |          |   |  |    |
|----|---------------|----------|---|--|----|
| 1  | 750.386       | Property | E | Malicious destruction of mine property   | 20 |
| 2  | 750.387(5)    | Property | E | Malicious destruction of a tomb or memorial involving \$1,000 to \$20,000 or with prior convictions          | 5  |
| 3  | 750.387(6)    | Property | D | Malicious destruction of a tomb or memorial involving \$20,000 or more or with prior convictions             | 10 |
| 4  | 750.392       | Property | E | Malicious destruction of property – vessels  | 10 |
| 5  | 750.394(2)(c) | Person   | F | Throwing or dropping dangerous object at vehicle causing injury  | 4  |
| 6  | 750.394(2)(d) | Person   | D | Throwing or dropping dangerous object at vehicle causing serious impairment                                  | 10 |
| 7  | 750.394(2)(e) | Person   | C | Throwing or dropping dangerous object at vehicle causing death   | 15 |
| 8  | 750.395(2)(c) | Property | E | Damaging or destroying research property with a value between \$1,000 and \$20,000 or with prior convictions | 5  |
| 9  | 750.395(2)(d) | Property | E | Damaging or destroying research property with a value of \$20,000 or more or 2 or more prior convictions     | 5  |
| 10 | 750.395(2)(e) | Person   | E | Damaging or destroying research property resulting in physical injury  | 5  |

## House Bill No. 5362 as amended December 4, 2008

|   |               |         |   |   |    |
|---|---------------|---------|---|---|----|
| 1 | 750.395(2)(f) | Person  | D | Damaging or<br>destroying research<br>property resulting in<br>serious impairment of<br>body function | 10 |
| 2 | 750.395(2)(g) | Person  | C | Damaging or<br>destroying research<br>property resulting in<br>death                                  | 15 |
| 3 | 750.397       | Person  | D | Mayhem  | 10 |
| 4 | 750.397a      | Person  | D | Placing harmful<br>objects in food  | 10 |
| 5 | 750.405       | Pub saf | E | Inciting soldiers to<br>desert  | 5  |
| 6 | 750.406       | Pub saf | E | Military stores –<br>larceny, embezzlement<br>or destruction  | 5  |

[Enacting section 1. This amendatory act takes effect March 1, 2009.]

7 Enacting section [2]. This amendatory act does not take effect  
8 unless Senate Bill No. \_\_\_\_\_ or House Bill No. 5361(request no.  
9 04966'07) of the 94th Legislature is enacted into law.