

SENATE SUBSTITUTE FOR  
HOUSE BILL NO. 4143

A bill to amend 1927 PA 175, entitled  
"The code of criminal procedure,"  
by amending sections 11b and 16m of chapter XVII (MCL 777.11b and  
777.16m), section 11b as amended by 2016 PA 234 and section 16m as  
amended by 2018 PA 637.

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

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CHAPTER XVII

Sec. 11b. This chapter applies to the following felonies  
enumerated in chapter 28 of the Michigan Compiled Laws:

<b>M.C.L.</b>	<b>Category</b>	<b>Class Description</b>	<b>Stat Max</b>
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1	28.214(6)(b)	Pub trst	F	Unauthorized	4
2				disclosure of	
3				information from LEIN	
4				– subsequent offense	
5	28.293(1)	Pub ord	E	False information when	5
6				applying for state ID	
7	28.293(2)	Pub ord	D	False information when	7
8				applying for state ID	
9				– second offense	
10	28.293(3)	Pub ord	C	False information when	15
11				applying for state ID	
12				– third or subsequent	
13				offense	
14	28.295(1)(a)	Pub ord	D	Counterfeiting or	10
15				forging state ID card	
16				or using counterfeited	
17				or forged state ID	
18				card to commit felony	
19				punishable by	
20				imprisonment for 10	
21				years or more	

1	28.295(1)(b)	Pub ord	E	Counterfeiting or	5
2				forging state ID card	
3				or using counterfeited	
4				or forged state ID	
5				card to commit felony	
6				punishable by	
7				imprisonment for less	
8				than 10 years or a	
9				misdemeanor punishable	
10				by more than 6 months	
11	28.295(2)	Pub ord	E	Selling counterfeited	5
12				or forged state ID	
13				card or possessing	
14				counterfeited or	
15				forged state ID card	
16				with intent to deliver	
17				to another person or	
18				possessing 2 or more	
19				counterfeited or	
20				forged state ID cards	
21	28.295(5)	Property	H	Using stolen state ID	Variable
22				card to commit felony	
23	28.295a(1)	Pub ord	H	False representation	4
24				to obtain or misuse	
25				personal information	
26	28.295a(2)	Pub ord	G	False representation	7
27				to obtain or misuse	
28				personal information –	
29				second offense	

1	28.295a(3)	Pub ord	C	False representation	15
2				to obtain or misuse	
3				personal information –	
4				third or subsequent	
5				offense	
6	28.308	Pub saf	E	False certification or	5
7				statement in	
8				application for	
9				enhanced driver	
10				license or enhanced	
11				official state	
12				personal	
13				identification card	
14	28.422(14)	Pub saf	F	Forgery on <del>pistol</del>	4
15				<b>firearm</b> license	
16				application	
17	28.422a(5)	Pub saf	F	False statement on	4
18				<del>pistol</del> <b>firearm</b> sales	
19				record	
20	28.425b(3)	Pub saf	F	False statement on	4
21				concealed pistol	
22				permit application	
23	28.425j(3)	Pub saf	F	Unlawful granting or	4
24				presenting of pistol	
25				training certificate	

1	28.425o(6)(c)	Pub saf	F	Carrying concealed	4
2				pistol or electro-	
3				muscular disruption	
4				device in prohibited	
5				place – third or	
6				subsequent offense	
7	<b>28.429(4)</b>	<b>Pub saf</b>	<b>E</b>	<b>Failure to store a</b>	<b>5</b>
8				<b>firearm resulting in</b>	
9				<b>injury</b>	
10	<b>28.429(5)</b>	<b>Pub saf</b>	<b>D</b>	<b>Failure to store a</b>	<b>10</b>
11				<b>firearm resulting in</b>	
12				<b>serious impairment of</b>	
13				<b>body function</b>	
14	<b>28.429(6)</b>	<b>Pub saf</b>	<b>C</b>	<b>Failure to store a</b>	<b>15</b>
15				<b>firearm resulting in</b>	
16				<b>death</b>	
17	28.435(14)(c)	Pub saf	G	Firearm sale without	2
18				trigger lock, gun	
19				case, or storage	
20				container – third or	
21				subsequent offense	
22	<del>28.454(1)</del>	<del>Pub saf</del>	<del>G</del>	<del>Consumer fireworks</del>	<del>2</del>
23				<del>certificate violation</del>	
24	28.468(1)(c)	Pub saf	E	Michigan fireworks	5
25				safety act violation	
26				causing serious	
27				impairment	

1	28.468(1)(d)	Pub saf	C	Michigan fireworks	15
2				safety act violation	
3				causing death	
4	28.516(2)	Pub saf	F	False statement on	4
5				concealed firearm	
6				certificate	
7				application	
8	28.674	Pub saf	F	False report of a	4
9				public threat	
10	28.729(1)(a)	Pub ord	F	Failure to register as	4
11				a sex offender, first	
12				offense	
13	28.729(1)(b)	Pub ord	D	Failure to register as	7
14				a sex offender, second	
15				offense	
16	28.729(1)(c)	Pub ord	D	Failure to register as	10
17				a sex offender, third	
18				or subsequent offense	
19	28.729(2)	Pub ord	F	Failure to update sex	2
20				offender registration	
21				information	
22	<del>28.734(2)(b)</del>	<del>Pub trst</del>	<del>G</del>	<del>Student safety zone</del>	<del>2</del>
23				<del>violation involving</del>	
24				<del>work or loitering</del>	
25				<del>subsequent offense</del>	
26	<del>28.735(2)(b)</del>	<del>Pub trst</del>	<del>G</del>	<del>Student safety zone</del>	<del>2</del>
27				<del>violation involving</del>	
28				<del>residency</del> <del>subsequent</del>	
29				<del>offense</del>	

1 28.754(1) Pub ord F False report of a 4  
 2 child abduction

3 Sec. 16m. This chapter applies to the following felonies  
 4 enumerated in chapter 750 of the Michigan Compiled Laws:

5	<b>M.C.L.</b>	<b>Category</b>	<b>Class</b>	<b>Description</b>	<b>Stat Max</b>
6	750.223(2)	Pub saf	F	Sale of firearm to	
7				minor – subsequent	
8				offense	4
9	750.223(3)	Pub ord	D	Sale of firearm to	
10				person prohibited from	
11				possessing	10
12	750.224	Pub saf	E	Manufacture or sale of	
13				silencer, bomb,	
14				blackjack, automatic	
15				weapon, gas spray,	
16				etc.	5
17	750.224a(4)	Pub saf	F	Possession or sale of	
18				electrical current	
19				weapons	4
20	750.224a(6)	Pub saf	G	Improper use of	
21				electro-muscular	
22				disruption device	2
23	750.224b	Pub saf	E	Possession of short	
24				barreled shotgun or	
25				rifle	5
26	750.224c	Pub saf	F	Armor piercing	
27				ammunition	4
28	750.224d(2)	Person	G	Using self-defense	
29				spray device	2

1	750.224e	Pub saf	F	Manufacture/sale/posse	
2				ssion of devices to	
3				convert semiautomatic	
4				weapons	4
5	750.224f(5)	Pub saf	E	Possession or sale of	
6				firearm by felon	5
7	750.224f(6)	Pub saf	E	Possession or sale of	
8				ammunition by felon	5
9	750.226	Pub saf	E	Carrying firearm or	
10				dangerous weapon with	
11				unlawful intent	5
12	750.227	Pub saf	E	Carrying a concealed	
13				weapon	5
14	750.227a	Pub saf	F	Unlawful possession of	
15				pistol	4
16	750.227c	Pub saf	G	Possessing a loaded	
17				firearm in or upon a	
18				vehicle	2
19	750.227f	Pub saf	F	Wearing body armor	
20				during commission of	
21				certain crimes	4
22	750.227g(1)	Pub saf	F	Felon purchasing,	
23				owning, possessing, or	
24				using body armor	4
25	750.230	Pub saf	G	Altering ID mark on	
26				firearm	2
27	750.232a(3)	Pub saf	G	False statement in a	
28				<del>pistol</del> - <b>firearm</b>	
29				application	4



1	750.234a(1)(a)	Pub saf	D	Discharging firearm	
2				from vehicle	10
3	750.234a(1)(b)	Person	C	Discharging firearm	
4				from vehicle causing	
5				physical injury	15
6	750.234a(1)(c)	Person	B	Discharging firearm	
7				from vehicle causing	
8				serious impairment	20
9	750.234a(1)(d)	Person	A	Discharging firearm	
10				from vehicle causing	
11				death	Life
12	750.234b(1)	Pub saf	D	Discharging firearm at	
13				a dwelling or	
14				potentially occupied	
15				structure	10
16	750.234b(2)	Pub saf	D	Discharging firearm in	
17				a dwelling or	
18				potentially occupied	
19				structure	10
20	750.234b(3)	Pub saf	C	Discharging firearm in	
21				or at a dwelling or	
22				potentially occupied	
23				structure causing	
24				physical injury	15
25	750.234b(4)	Person	B	Discharging firearm in	
26				or at a dwelling or	
27				potentially occupied	
28				structure causing	
29				serious impairment	20

1	750.234b(5)	Person	A	Discharging firearm in	
2				or at a dwelling or	
3				potentially occupied	
4				structure causing	
5				death	Life
6	750.234c	Pub saf	F	Discharging firearm at	
7				emergency/police	
8				vehicle	4
9	750.235b(2)	Pub saf	D	Threatening to commit	
10				violent act against	
11				school students or	
12				employees on school	
13				property with an overt	
14				act toward completion	
15				or with specific	
16				intent	10
17	750.236	Person	C	Setting spring gun -	
18				death resulting	15
19	750.237(3)	Person	E	Using firearm while	
20				under the influence or	
21				impaired causing	
22				serious impairment	5
23	750.237(4)	Person	C	Using firearm while	
24				under the influence or	
25				impaired causing death	15

26 Enacting section 1. This amendatory act does not take effect  
 27 unless House Bill No. 4138 of the 102nd Legislature is enacted into  
 28 law.