

# SENATE BILL NO. 68

February 16, 2023, Introduced by Senators GEISS, LAUWERS, CHANG, BELLINO, BAYER, SHINK, WOJNO, MCCANN, CAVANAGH and POLEHANKI and referred to the Committee on Civil Rights, Judiciary, and Public Safety.

A bill to amend 1927 PA 175, entitled  
"The code of criminal procedure,"  
by amending section 16d of chapter XVII (MCL 777.16d), as amended  
by 2016 PA 88.

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

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CHAPTER XVII

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

1	M.C.L.	Category	Class	Description	Stat Max
2	750.81(5)	Person	E	Domestic assault or	5
3				assault of a pregnant	
4				individual with prior	
5				convictions	
6	750.81a(3)	Person	E	Aggravated domestic	5
7				assault with prior	
8				convictions	
9	750.81d(1)	Person	G	Assaulting, resisting,	2
10				or obstructing certain	
11				persons	
12	750.81d(2)	Person	F	Assaulting, resisting,	4
13				or obstructing certain	
14				persons causing <b>bodily</b>	
15				injury <b>requiring</b>	
16				<b>medical attention</b>	
17	750.81d(3)	Person	C	Assaulting, resisting,	15
18				or obstructing certain	
19				persons causing	
20				serious impairment	
21	750.81d(4)	Person	B	Assaulting, resisting,	20
22				or obstructing certain	
23				persons causing death	
24	750.81e(2)	Person	G	Assault on utility	2
25				worker causing bodily	
26				injury requiring	
27				medical attention	

1	750.81e(3)	Person	E	Assault on utility	5
2				worker causing serious	
3				impairment of a body	
4				function	
5	750.82(1)	Person	F	Felonious assault	4
6	750.82(2)	Person	F	Felonious assault –	4
7				weapon-free school	
8				zone	
9	750.83	Person	A	Assault with intent to	Life
10				murder	
11	750.84(1)(a)	Person	D	Assault with intent to	10
12				do great bodily harm	
13				less than murder	
14	750.84(1)(b)	Person	D	Assault by	10
15				strangulation or	
16				suffocation	
17	750.85	Person	A	Torture	Life
18	750.86	Person	D	Assault with intent to	10
19				maim	
20	750.87	Person	D	Assault with intent to	10
21				commit a felony	
22	750.88	Person	C	Assault with intent to	15
23				commit unarmed robbery	
24	750.89	Person	A	Assault with intent to	Life
25				commit armed robbery	
26	<b>750.90(1)</b>	<b>Person</b>	<b>C</b>	<b>Sexual contact under</b>	<b>20</b>
27				<b>pretext of medical</b>	
28				<b>treatment</b>	

1	<del>750.90</del> 750.90 (2)	Person	<del>DB</del>	Sexual intercourse	1025
2				<b>penetration</b> under	
3				pretext of medical	
4				treatment	
5	750.90a	Person	A	Assault against a	Life
6				pregnant individual	
7				causing miscarriage,	
8				stillbirth, or death	
9				to embryo or fetus	
10				with intent or	
11				recklessness	
12	750.90b(a)	Person	C	Assault against a	15
13				pregnant individual	
14				resulting in	
15				miscarriage,	
16				stillbirth, or death	
17				to embryo or fetus	
18	750.90b(b)	Person	D	Assault against a	10
19				pregnant individual	
20				resulting in great	
21				bodily harm to embryo	
22				or fetus	
23	750.90c(a)	Person	C	Gross negligence	15
24				against a pregnant	
25				individual resulting	
26				in miscarriage,	
27				stillbirth, or death	
28				to embryo or fetus	

1	750.90c(b)	Person	E	Gross negligence	5
2				against a pregnant	
3				individual resulting	
4				in great bodily harm	
5				to embryo or fetus	
6	750.90d(a)	Person	C	Operating a vehicle	15
7				under the influence or	
8				while impaired causing	
9				miscarriage,	
10				stillbirth, or death	
11				to embryo or fetus	
12	750.90d(b)	Person	E	Operating a vehicle	5
13				under the influence or	
14				while impaired causing	
15				serious or aggravated	
16				injury to embryo or	
17				fetus	
18	750.90e	Person	G	Careless or reckless	2
19				driving causing	
20				miscarriage,	
21				stillbirth, or death	
22				to embryo or fetus	
23	750.90g(3)	Person	A	Performance of	Life
24				procedure on live	
25				infant with intent to	
26				cause death	

1 750.90h Person G Performing or 2  
2 assisting in  
3 performance of  
4 partial-birth abortion

5 750.91 Person A Attempted murder Life

6 Enacting section 1. This amendatory act takes effect 90 days  
7 after the date it is enacted into law.

8 Enacting section 2. This amendatory act does not take effect  
9 unless Senate Bill No. 67 of the 102nd Legislature is enacted into  
10 law.