

**SUBSTITUTE FOR
SENATE BILL NO. 72**

A bill to amend 1927 PA 175, entitled
"The code of criminal procedure,"
by amending section 13n of chapter XVII (MCL 777.13n), as amended
by 2018 PA 583.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1

CHAPTER XVII

2

Sec. 13n. This chapter applies to the following felonies
enumerated in chapter 333 of the Michigan Compiled Laws:

3

4

| M.C.L. | Category | Class Description | Stat Max |
|---------------|-----------------|--------------------------|-----------------|
|---------------|-----------------|--------------------------|-----------------|

| | | | | | |
|----|--------------|---------|---|------------------------|---|
| 1 | 333.10116(1) | Pub ord | E | Purchasing or selling | 5 |
| 2 | | | | body part of deceased | |
| 3 | | | | individual for | |
| 4 | | | | transplantation or | |
| 5 | | | | therapy | |
| 6 | 333.10117 | Pub ord | E | Falsifying, | 5 |
| 7 | | | | concealing, or | |
| 8 | | | | defacing document of | |
| 9 | | | | anatomical gift for | |
| 10 | | | | financial gain | |
| 11 | 333.10204(1) | Pub ord | F | Transferring a human | 4 |
| 12 | | | | organ for valuable | |
| 13 | | | | consideration | |
| 14 | 333.10204(4) | Pub saf | F | Removal of a human | 4 |
| 15 | | | | organ by an | |
| 16 | | | | unauthorized | |
| 17 | | | | individual | |
| 18 | 333.10205 | Pub saf | F | Removal of a human | 4 |
| 19 | | | | organ in an unapproved | |
| 20 | | | | facility | |
| 21 | 333.13738(2) | Pub saf | F | Waste disposal | 5 |
| 22 | | | | violations - | |
| 23 | | | | subsequent offense | |
| 24 | 333.13738(3) | Pub saf | F | Improper disposal of | 2 |
| 25 | | | | waste with | |
| 26 | | | | indifference to human | |
| 27 | | | | life | |

| | | | | | |
|----|-------------------|----------|---|-------------------------------|----------|
| 1 | | Pub saf | B | Improper disposal of | 20 |
| 2 | | | | waste with extreme | |
| 3 | | | | indifference to human | |
| 4 | | | | life | |
| 5 | 333.16170 (3) | Pub trst | F | False representation | 4 |
| 6 | | | | of completion of | |
| 7 | | | | health professional | |
| 8 | | | | recovery program | |
| 9 | 333.16213a (3) | Pub trst | G | Medical record - | 2 |
| 10 | | | | intentional omission | |
| 11 | | | | of certain medical | |
| 12 | | | | services - health | |
| 13 | | | | professional | |
| 14 | 333.16279 (5) (a) | Person | G | Performing certain | 2 |
| 15 | | | | medical treatment on a | |
| 16 | | | | minor - first offense | |
| 17 | 333.16279 (5) (b) | Person | E | Performing certain | 5 |
| 18 | | | | medical treatment on a | |
| 19 | | | | minor - subsequent | |
| 20 | | | | offense | |
| 21 | 333.16294 | Pub saf | F | Unauthorized practice | 4 |
| 22 | | | | of health profession | |
| 23 | 333.17748d(2) | Person | G | Compounding pharmacy | 2 |
| 24 | | | | violation | |
| 25 | 333.17748d(3) | Person | F | Compounding pharmacy | 4 |
| 26 | | | | violation resulting in | |
| 27 | | | | personal injury | |

| | | | | | |
|----|---------------|---------|---|------------------------|----|
| 1 | 333.17748d(4) | Person | E | Compounding pharmacy | 5 |
| 2 | | | | violation resulting in | |
| 3 | | | | serious impairment of | |
| 4 | | | | a body function | |
| 5 | 333.17748d(5) | Person | C | Compounding pharmacy | 15 |
| 6 | | | | violation resulting in | |
| 7 | | | | death | |
| 8 | 333.17764(3) | Pub saf | G | Adulterating, | 2 |
| 9 | | | | misbranding, removing, | |
| 10 | | | | or substituting a drug | |
| 11 | | | | or device | |
| 12 | 333.17764(4) | Pub saf | F | Adulterating, | 4 |
| 13 | | | | misbranding, removing, | |
| 14 | | | | or substituting a drug | |
| 15 | | | | or device resulting in | |
| 16 | | | | personal injury | |
| 17 | 333.17764(5) | Pub saf | E | Adulterating, | 5 |
| 18 | | | | misbranding, removing, | |
| 19 | | | | or substituting a drug | |
| 20 | | | | or device resulting in | |
| 21 | | | | serious impairment of | |
| 22 | | | | a body function | |
| 23 | 333.17764(6) | Pub saf | C | Adulterating, | 15 |
| 24 | | | | misbranding, removing, | |
| 25 | | | | or substituting a drug | |
| 26 | | | | or device resulting in | |
| 27 | | | | death | |

| | | | | | |
|----|----------------------|-----------------|----------|-----------------------------|----------|
| 1 | 333.17766c(2)(b) | CS | G | Possessing more than | 2 |
| 2 | | | | 12 grams ephedrine or | |
| 3 | | | | pseudoephedrine | |
| 4 | 333.17766c(2)(c) | CS | E | Purchasing or | 5 |
| 5 | | | | possessing ephedrine | |
| 6 | | | | or pseudoephedrine | |
| 7 | | | | knowing or having | |
| 8 | | | | reason to know that it | |
| 9 | | | | is to be used to | |
| 10 | | | | manufacture | |
| 11 | | | | methamphetamine | |
| 12 | 333.20142(5) | Pub trst | F | False statement in | 4 |
| 13 | | | | application for | |
| 14 | | | | licensure as health | |
| 15 | | | | facility | |
| 16 | 333.20153 | Pub saf | D | Reuse of single-use | 10 |
| 17 | | | | medical device | |
| 18 | 333.20175b(3) | Pub trst | G | Medical record - | 2 |
| 19 | | | | intentional omission | |
| 20 | | | | of certain medical | |
| 21 | | | | services - health | |
| 22 | | | | facility or agency | |
| 23 | 333.21792 | Pub trst | G | Nursing home accepting | 4 |
| 24 | | | | referral fees, bribing | |
| 25 | | | | officials, or | |
| 26 | | | | accepting bribes | |

| | | | | | |
|---|---------------|----------|---|-----------------------|---|
| 1 | 333.26424 (l) | Pub trst | G | Selling marihuana in | 2 |
| 2 | | | | violation of registry | |
| 3 | | | | identification card | |
| 4 | | | | restrictions | |
| 5 | 333.27407a(c) | Pub saf | F | Operating medical | 4 |
| 6 | | | | marihuana facility | |
| 7 | | | | without a license | |
| 8 | | | | resulting in death or | |
| 9 | | | | serious injury | |

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

12 Enacting section 2. This amendatory act does not take effect
13 unless all of the following bills of the 102nd Legislature are
14 enacted into law:

15 (a) Senate Bill No. 69.

16 (b) Senate Bill No. 71.