

# HOUSE BILL NO. 5226

October 25, 2023, Introduced by Reps. Neeley, O'Neal, Grant, Scott, Brenda Carter, Edwards, Wilson and Dievendorf and referred to the Committee on Criminal Justice.

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

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

1

CHAPTER XVII

2

Sec. 16m. This chapter applies to the following felonies

3

enumerated in chapter 750 of the Michigan Compiled Laws:

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

<b>1</b>	750.224f(5)	Pub saf	E	Possession or sale of	5
<b>2</b>				firearm by felon	
<b>3</b>	750.224f(6)	Pub saf	E	Possession or sale of	5
<b>4</b>				ammunition by felon	
<b>5</b>	750.226	Pub saf	E	Carrying firearm or	5
<b>6</b>				dangerous weapon with	
<b>7</b>				unlawful intent	
<b>8</b>	750.227	Pub saf	E	Carrying a concealed	5
<b>9</b>				weapon	
<b>10</b>	750.227a	Pub saf	F	Unlawful possession of	4
<b>11</b>				pistol	
<b>12</b>	750.227c	Pub saf	G	Possessing a loaded	2
<b>13</b>				firearm in or upon a	
<b>14</b>				vehicle	
<b>15</b>	750.227f	Pub saf	F	Wearing body armor	4
<b>16</b>				during commission of	
<b>17</b>				certain crimes	
<b>18</b>	750.227g(1)	Pub saf	F	Felon purchasing,	4
<b>19</b>				owning, possessing, or	
<b>20</b>				using body armor	
<b>21</b>	750.230	Pub saf	G	Altering ID mark on	2
<b>22</b>				firearm	
<b>23</b>	750.232a(3)	Pub saf	G	False statement in a	4
<b>24</b>				pistol application	
<b>25</b>	750.234a(1)(a)	Pub saf	D	Discharging firearm	10
<b>26</b>				from vehicle	
<b>27</b>	750.234a(1)(b)	Person	C	Discharging firearm	15
<b>28</b>				from vehicle causing	
<b>29</b>				physical injury	

1	750.234a(1)(c)	Person	B	Discharging firearm	20
2				from vehicle causing	
3				serious impairment	
4	750.234a(1)(d)	Person	A	Discharging firearm	Life
5				from vehicle causing	
6				death	
7	750.234b(1)	Pub saf	D	Discharging firearm at	10
8				a dwelling or	
9				potentially occupied	
10				structure	
11	750.234b(2)	Pub saf	D	Discharging firearm in	10
12				a dwelling or	
13				potentially occupied	
14				structure	
15	750.234b(3)	Pub saf	C	Discharging firearm in	15
16				or at a dwelling or	
17				potentially occupied	
18				structure causing	
19				physical injury	
20	750.234b(4)	Person	B	Discharging firearm in	<del>20</del> 30
21				or at a dwelling or	
22				potentially occupied	
23				structure causing	
24				<del>serious</del>	
25				<del>impairment</del> <b>physical</b>	
26				<b>injury to a minor</b>	

1	750.234b(5)	Person	<del>AB</del>	Discharging firearm in	<del>Life</del> <b>20</b>
2				or at a dwelling or	
3				potentially occupied	
4				structure causing	
5				<del>death</del> <b>serious</b>	
6				<b>impairment</b>	
7	750.234b(6)	Person	B	Discharging firearm in	40
8				or at a dwelling or	
9				potentially occupied	
10				structure causing	
11				serious impairment of	
12				a minor	
13	750.234b(7)	Person	A	Discharging firearm in	Life
14				or at a dwelling or	
15				potentially occupied	
16				structure causing	
17				<b>death</b>	
18	750.234c	Pub saf	F	Discharging firearm at	4
19				emergency/police	
20				vehicle	
21	750.235b(2)	Pub saf	D	Threatening to commit	10
22				violent act against	
23				school students or	
24				employees on school	
25				property with an overt	
26				act toward completion	
27				or with specific	
28				intent	

1	750.236	Person	C	Setting spring gun –	15
2				death resulting	
3	750.237(3)	Person	E	Using firearm while	5
4				under the influence or	
5				impaired causing	
6				serious impairment	
7	750.237(4)	Person	C	Using firearm while	15
8				under the influence or	
9				impaired causing death	

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 Senate Bill No.\_\_\_\_ or House Bill No. 5225 (request no.  
14 00797'23) of the 102nd Legislature is enacted into law.