

# HOUSE BILL No. 4912

July 18, 2013, Introduced by Rep. McMillin and referred to the Committee on Criminal Justice.

A bill to amend 1927 PA 175, entitled  
 "The code of criminal procedure,"  
 by amending section 16aa of chapter XVII (MCL 777.16aa), as added  
 by 2007 PA 20.

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

1 CHAPTER XVII

2 Sec. 16aa. 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	750.539c	Pub ord	H	Eavesdropping	2
6	750.539d(3) (a) (i)	Pub ord	H	Installing, placing, or using eavesdropping device	2
7	750.539d(3) (a) (ii)	Pub ord	E	Installing, placing, or using eavesdropping device – subsequent offense	5

1	750.539d(3)(b)	Pub ord	E	Distributing, disseminating, or transmitting recording or image obtained by eavesdropping	5
2	750.539e	Pub ord	H	Divulging or using information obtained by eavesdropping	2
3	750.539f	Pub ord	H	Manufacture or possession of eavesdropping device	2
4	750.539j(2)(a)(i)	Pub ord	H	Lewd surveillance or capturing lewd image	2
5	750.539j(2)(a)(ii)	Pub ord	E	Lewd surveillance or capturing lewd image – subsequent offense	5
6	750.539j(2)(b)	Pub ord	E	Distributing, disseminating, or transmitting visual image obtained by surveillance	5
7	<del>750.540(5)(a)</del> 750.540(6)(A)	Pub ord	H	Damaging, destroying, using, or obstructing use of electronic medium of communication OR <b>UNAUTHORIZED TRACKING OF A PERSON'S LOCATION</b>	2
8	<del>750.540(5)(b)</del> 750.540(6)(B)	Person	F	Damaging, destroying, using, or obstructing use of electronic medium of communication, OR <b>UNAUTHORIZED TRACKING OF A PERSON'S LOCATION</b> , resulting in injury or death	4
9	750.540c(4)	Property	F	Telecommunication violation	4
10	750.540f(2)	Property	E	Knowingly publishing a communications access device with prior convictions	5
11	750.540g(1)(c)	Property	E	Diverting telecommunication services having a value of \$1,000 to \$20,000 or with prior convictions	5

1	750.540g(1)(d)	Property	D	Diverting telecommunication services having a value of \$20,000 or more or with prior convictions	10
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2           Enacting section 1. This amendatory act does not take effect  
3 unless Senate Bill No. \_\_\_\_ or House Bill No. 4911(request no.  
4 02771'13) of the 97th Legislature is enacted into law.