

Act No. 266
Public Acts of 2023
Approved by the Governor
November 30, 2023
Filed with the Secretary of State
December 1, 2023
EFFECTIVE DATE: February 13, 2024

**STATE OF MICHIGAN
102ND LEGISLATURE
REGULAR SESSION OF 2023**

Introduced by Reps. Arbit, Rheingans, Price, Conlin, Puri, Paiz, Hope, Martus, Brixie, Bierlein, Rogers, Scott, Andrews, McFall, Brabec, Morse, Wilson, Dievendorf, Morgan, Hood and Byrnes

ENROLLED HOUSE BILL No. 5145

AN ACT to amend 1927 PA 175, entitled “An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act,” by amending section 11d of chapter XVII (MCL 777.11d), as amended by 2023 PA 83.

The People of the State of Michigan enact:

CHAPTER XVII

Sec. 11d. This chapter applies to the following felonies enumerated in chapter 168 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
168.303(6)	Pub trst	E	Signing a nominating petition with multiple names	5
168.482e(3)	Pub trst	E	Signing a petition with multiple names	5

168.544c(10)	Pub trst	E	Signing a nominating petition with multiple names	5
168.590h(6)	Pub trst	E	Signing a qualifying petition with multiple names	5
168.685(11)	Pub trst	E	Signing a petition to form a new political party with multiple names	5
168.720j(14)	Pub trst	E	Disclosing an election result from an early voting site before election day	5
168.731(4)	Pub trst	G	Election law – filing certain false statements	2
168.734	Pub trst	G	Election law – election board refusing to provide challenger conveniences	2
168.756	Pub trst	E	Elector’s false statement concerning inability to mark ballot	5
168.757	Pub trst	E	Election inspector – unlawful conduct	5
168.759(13)	Pub trst	E	Forged signature on absentee ballot	5
168.759b	Pub trst	E	False statement in application for emergency absentee ballot	5
168.761(5)	Pub trst	E	Assisting an absentee voter in making a false statement	5
168.765a(9)	Pub trst	E	Disclosing how ballot voted or election results early before polls are closed	5
168.769(4)	Pub trst	E	Voting both in person and by absentee ballot	5
168.808	Pub trst	E	Untrue statement by member of board of inspectors	4
168.873	Pub trst	E	Misconduct of election employee in recount – county and local	5
168.887	Pub trst	E	Misconduct of election employee in recount	5
168.931b	Person	E	Intimidating an election official or preventing an election official from performing the election official’s duties – third or subsequent offense	5
168.932(a)	Pub trst	E	Bribing or intimidating voters	5
168.932(b)	Pub trst	E	Ballot tampering	5
168.932(c)	Pub trst	E	Destroying or falsifying election return or records	5
168.932(d)	Pub trst	E	Disclosing votes or obstructing voter	5
168.932(e)	Pub trst	E	Absentee ballot tampering	5
168.932(f)	Pub trst	E	Election law – possess absent voter ballot delivered to another person	5
168.932(g)	Pub trst	E	Suggesting how a disabled voter should vote	5
168.932(h)	Pub trst	E	Suggesting or influencing how an absentee voter should vote	5
168.932(i)	Pub trst	E	Organizing a meeting where absentee voter ballots are to be voted	5
168.932a	Pub trst	G	Election offenses	4
168.932c	Pub trst	E	Providing compensation to a person for registering individuals to vote	5
168.932e	Pub trst	E	Person intentionally misrepresenting that the person is an election official in a polling place	5
168.932f	Pub trst	E	Distributing or agreeing to distribute materially deceptive media – certain subsequent offense	5
168.936	Pub trst	E	Election law – perjury	5
168.937	Pub trst	E	Election law – forgery	5
168.954(4)	Pub trst	E	Signing a recall petition with multiple names	5

Enacting section 1. This amendatory act does not take effect unless all of the following bills of the 102nd Legislature are enacted into law:

- (a) House Bill No. 4129.
- (b) House Bill No. 5144.


Clerk of the House of Representatives


Secretary of the Senate

Approved _____

Governor

Compiler's note: House Bill No. 4129, referred to in enacting section 1, was filed with the Secretary of State December 1, 2023, and became 2023 PA 253, Eff. Feb. 13, 2024.

House Bill No. 5144, also referred to in enacting section 1, was filed with the Secretary of State December 1, 2023, and became 2023 PA 265, Eff. Feb. 13, 2024.