

**THE CODE OF CRIMINAL PROCEDURE (EXCERPT)**  
**Act 175 of 1927**

**777.13m Applicability of chapter to certain felonies; MCL 333.7340 to 333.7417.**

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

| <b>M.C.L.</b>       | <b>Category</b> | <b>Class</b> | <b>Description</b>   | <b>Stat Max</b> |
|---------------------|-----------------|--------------|--|-----------------|
| 333.7340            | CS              | F            | Sale, distribution, or delivery of product containing ephedrine or pseudoephedrine by mail, internet, or telephone | 4               |
| 333.7340c(2)        | CS              | D            | Soliciting another person to purchase or obtain ephedrine or pseudoephedrine to manufacture methamphetamine        | 10              |
| 333.7341(8)         | CS              | G            | Delivery or manufacture of imitation controlled substance  | 2               |
| 333.7401(2)(a)(i)   | CS              | A            | Delivery or manufacture of 1,000 or more grams of certain schedule 1 or 2 controlled substances                    | Life            |
| 333.7401(2)(a)(ii)  | CS              | A            | Delivery or manufacture of 450 or more but less than 1,000 grams of certain schedule 1 or 2 controlled substances  | 30              |
| 333.7401(2)(a)(iii) | CS              | B            | Delivery or manufacture of 50 or more but less than 450 grams of certain schedule 1 or 2 controlled substances     | 20              |
| 333.7401(2)(a)(iv)  | CS              | D            | Delivery or manufacture of less than 50 grams of certain schedule 1 or 2 controlled substances                     | 20              |
| 333.7401(2)(b)(i)   | CS              | B            | Delivery or manufacture of methamphetamine or 3, 4-methylenedioxymethamphetamine                                   | 20              |
| 333.7401(2)(b)(ii)  | CS              | E            | Delivery or manufacture of certain schedule 1, 2, or 3 controlled substances                                       | 7               |
| 333.7401(2)(c)      | CS              | F            | Delivery or manufacture of schedule 4 controlled substance   | 4               |
| 333.7401(2)(d)(i)   | CS              | C            | Delivery or manufacture of 45 or more kilograms of marijuana   | 15              |
| 333.7401(2)(d)(ii)  | CS              | D            | Delivery or manufacture of 5 or more but less than 45 kilograms of marijuana                                       | 7               |
| 333.7401(2)(d)(iii) | CS              | F            | Delivery or manufacture of less than 5 kilograms or 20 plants of marijuana   | 4               |
| 333.7401(2)(e)      | CS              | G            | Delivery or manufacture of schedule 5 controlled substance   | 2               |
| 333.7401(2)(f)      | CS              | D            | Delivery or manufacture of a prescription form or counterfeit prescription form                                    | 7               |
| 333.7401a           | Person          | B            | Delivering a controlled substance or GBL with intent to commit criminal sexual conduct                             | 20              |
| 333.7401b(3)(a)     | CS              | E            | Delivery or manufacture of GBL   | 7               |
| 333.7401b(3)(b)     | CS              | G            | Possession of GBL  | 2               |
| 333.7401c(2)(a)     | CS              | D            | Operating or maintaining controlled substance laboratory   | 10              |

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|---------------------|----|---|--|------|
| 333.7401c(2)(b)     | CS | B | Operating or maintaining controlled substance laboratory in presence of minor                        | 20   |
| 333.7401c(2)(c)     | CS | B | Operating or maintaining controlled substance laboratory involving hazardous waste                   | 20   |
| 333.7401c(2)(d)     | CS | B | Operating or maintaining controlled substance laboratory near certain places                         | 20   |
| 333.7401c(2)(e)     | CS | A | Operating or maintaining controlled substance laboratory involving firearm or other harmful device   | 25   |
| 333.7401c(2)(f)     | CS | B | Operating or maintaining controlled substance laboratory involving methamphetamine                   | 20   |
| 333.7402(2)(a)      | CS | D | Delivery or manufacture of certain counterfeit controlled substances                                 | 10   |
| 333.7402(2)(b)      | CS | E | Delivery or manufacture of schedule 1, 2, or 3 counterfeit controlled substance                      | 5    |
| 333.7402(2)(c)      | CS | F | Delivery or manufacture of counterfeit schedule 4 controlled substance                               | 4    |
| 333.7402(2)(d)      | CS | G | Delivery or manufacture of counterfeit schedule 5 controlled substance                               | 2    |
| 333.7402(2)(e)      | CS | C | Delivery or manufacture of controlled substance analogue   | 15   |
| 333.7403(2)(a)(i)   | CS | A | Possession of 1,000 or more grams of certain schedule 1 or 2 controlled substances                   | Life |
| 333.7403(2)(a)(ii)  | CS | A | Possession of 450 or more but less than 1,000 grams of certain schedule 1 or 2 controlled substances | 30   |
| 333.7403(2)(a)(iii) | CS | B | Possession of 50 or more but less than 450 grams of certain schedule 1 or 2 controlled substances    | 20   |
| 333.7403(2)(a)(iv)  | CS | G | Possession of 25 or more but less than 50 grams of certain schedule 1 or 2 controlled substances     | 4    |
| 333.7403(2)(a)(v)   | CS | G | Possession of less than 25 grams of certain schedule 1 or 2 controlled substances                    | 4    |
| 333.7403(2)(b)(i)   | CS | D | Possession of methamphetamine or 3, 4-methylenedioxymethamphetamine                                  | 10   |
| 333.7403(2)(b)(ii)  | CS | G | Possession of certain schedule 1, 2, 3, or 4 controlled substances or controlled substances analogue | 2    |
| 333.7403a           | CS | F | Fraudulently obtaining controlled substance or prescription for controlled substance                 | 4    |
| 333.7405(1)(a)      | CS | G | Controlled substance violations by licensee  | 2    |
| 333.7405(1)(b)      | CS | G | Manufacturing or distribution violations by licensee   | 2    |
| 333.7405(1)(c)      | CS | G | Refusing lawful inspection   | 2    |
| 333.7405(1)(d)      | CS | G | Maintaining drug house   | 2    |
| 333.7405(1)(e)      | CS | G | Unlawfully dispensing out-of-state prescription  | 2    |
| 333.7407(1)(a)      | CS | G | Controlled substance violations by licensee  | 4    |

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|----------------|----|---|--|---|
| 333.7407(1)(b) | CS | G | Use of fictitious, revoked, or suspended license number                                      | 4 |
| 333.7407(1)(c) | CS | G | Obtaining controlled substance by fraud  | 4 |
| 333.7407(1)(d) | CS | G | False reports under controlled substance article   | 4 |
| 333.7407(1)(e) | CS | G | Possession of counterfeiting implements  | 4 |
| 333.7407(1)(f) | CS | F | Disclosing or obtaining prescription information   | 4 |
| 333.7407(1)(g) | CS | F | Possession of counterfeit prescription form  | 4 |
| 333.7407(2)    | CS | G | Refusing to furnish records under controlled substance article                               | 4 |
| 333.7410a      | CS | G | Controlled substance offense or offense involving GBL in or near a park                      | 2 |
| 333.7417       | CS | F | Sell or offer to sell named product producing same or similar effect as scheduled ingredient | 4 |

**History:** Add. 2002, Act 30, Eff. Apr. 1, 2002;—Am. 2002, Act 666, Eff. Mar. 1, 2003;—Am. 2002, Act 711, Eff. Apr. 1, 2003;—Am. 2003, Act 311, Eff. Apr. 1, 2004;—Am. 2006, Act 259, Eff. Oct. 1, 2006;—Am. 2010, Act 170, Eff. Oct. 1, 2010;—Am. 2010, Act 355, Imd. Eff. Dec. 22, 2010;—Am. 2013, Act 124, Imd. Eff. Oct. 1, 2013;—Am. 2014, Act 218, Eff. Jan. 1, 2015;—Am. 2016, Act 126, Eff. Aug. 23, 2016.