

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

777.39 Offense variable 9; number of victims; scoring.

Sec. 39.

(1) Offense variable 9 is number of victims. Score offense variable 9 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

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|---|---------------|
| (a) Multiple deaths occurred | 100
points |
| (b) There were 10 or more victims who were placed in danger of physical injury or death, or 20 or more victims who were placed in danger of property loss | 25
points |
| (c) There were 2 to 9 victims who were placed in danger of physical injury or death, or 4 to 19 victims who were placed in danger of property loss | 10
points |
| (d) There were fewer than 2 victims who were placed in danger of physical injury or death, or fewer than 4 victims who were placed in danger of property loss | 0
points |

(2) All of the following apply to scoring offense variable 9:

- (a) Count each person who was placed in danger of physical injury or loss of life or property as a victim.
- (b) Score 100 points only in homicide cases.

History: Add. 1998, Act 317, Eff. Dec. 15, 1998 ;-- Am. 2006, Act 548, Eff. Mar. 30, 2007