

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

777.56 Relationship to criminal justice system.

Sec. 56.

(1) Prior record variable 6 is relationship to the criminal justice system. Score prior record variable 6 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) The offender is a prisoner of the department of corrections or serving a sentence in jail | 20
points |
| (b) The offender is incarcerated in jail awaiting adjudication or sentencing on a conviction or probation violation | 15
points |
| (c) The offender is on parole, probation, or delayed sentence status or on bond awaiting adjudication or sentencing for a felony | 10
points |
| (d) The offender is on probation or delayed sentence status or on bond awaiting adjudication or sentencing for a misdemeanor | 5
points |
| (e) The offender has no relationship to the criminal justice system | 0
points |

(2) Score the appropriate points under this section if the offender is involved with the criminal justice system in another state or United States.

(3) As used in this section:

(a) "Delayed sentence status" includes, but is not limited to, an individual assigned or deferred under any of the following:

- (i) Section 7411 of the public health code, 1978 PA 368, MCL 333.7411.
- (ii) Section 1076(4) of the revised judicature act of 1961, 1961 PA 236, MCL 600.1076.
- (iii) Section 350a of the Michigan penal code, 1931 PA 328, MCL 750.350a.
- (iv) Section 430 of the Michigan penal code, 1931 PA 328, MCL 750.430.
- (v) Sections 11 to 15 of chapter II.
- (vi) Section 4a of chapter IX.

(b) "Prisoner of the department of corrections or serving a sentence in jail" includes an individual who is an escapee.

History: Add. 1998, Act 317, Eff. Dec. 15, 1998 ;-- Am. 2004, Act 220, Eff. Jan. 1, 2005