

Immigration Consequences of Criminal Convictions 6-20-08

Offense	MCL Code	Crime Involving Moral Turpitude (CIMT)	Aggravated Felony*
Accessory After the Fact		Yes, if the underlying offense is a CIMT	Yes, if the CIMT is also an aggravated felony.
Accomplice/Aiding & Abetting		Yes, if the underlying offense is a CIMT	Yes, if the CIMT is also an aggravated felony.
Arson of a Dwelling House	750.72	Yes	Yes, if loss exceeds \$10,000.
Arson of Real Property	750.73	Yes	Yes, if loss exceeds \$10,000.
Arson of Personal Property	750.74	When value exceeds \$200.	Yes, if loss exceeds \$10,000.
Arson of Insured Property	750.75	Yes	Yes, if loss exceeds \$10,000.
Preparation to Burn	750.71	When value exceeds \$200.	No
Assaulting, Resisting or Obstructing Police Officers	750.81d	Yes	Yes, if sentence is at least one year.
Assault & Battery (simple)	750.81	No	No
Assault (aggravated)	750.81a	Yes	Yes, if sentence is at least one year.
Assault-Felonious (Assault with a Dangerous Weapon)	750.82	Yes	Yes, if sentence is at least one year.
Assault with Intent to Rob and Steal While Being Armed	750.89	Yes	Yes, if sentence is at least one year.
Assault with Intent to Rob and Steal Being Unarmed	750.88	Yes	Yes, if sentence is at least one year.
Assault with Intent to Do Great Bodily Harm	750.84	Yes	Yes, if sentence is at least one year.
Assault with Intent to Murder	750.83	Yes	Yes, if sentence is at least one year.
Domestic Assaults	750.81	Yes, unless classified as a misdemeanor.	Yes, if sentence is at least one year.
Assault on Prison/Jail Employee	750.81d	Yes	Yes, if sentence is at least one year.
Assault with Intent to Maim	750.86	Yes	Yes, if sentence is at least one year.
Assault with Intent to Commit a Felony	750.87	Yes	Yes, if sentence is at least one year.
Attempt (Generally)	750.92	Yes if underlying offense is CIMT.	Yes, if underlying offense is an aggravated felony.
Breaking and Entering	750.11	Yes	Yes, if sentence is at least one year.
Carjacking	750.529a	Yes	Yes
Carrying a concealed weapon (CCW)	750.227	Yes	No
Carrying a Dangerous Weapon with Unlawful Intent	750.227b	Yes	No
Child Abuse (1st degree)	750.136b	Yes	Yes
Child Abuse (2st degree)	750.136b	Yes	Yes
Child Abuse (3rd degree)	750.136b	Yes	Yes
Child Abuse (4th degree)	750.136b	Yes	Yes
Conspiracy (Generally)		Yes if underlying offense is CIMT.	Yes, if underlying offense is an aggravated felony.
Controlled substance obtained by fraud		Yes	Yes
Criminal Sexual Conduct (1st degree)	750.520b	Yes	Yes
Criminal Sexual Conduct (2nd degree)	750.520c	Yes	Yes
Criminal Sexual Conduct (3rd degree)	750.520d	Yes	Yes
Criminal Sexual Conduct (4th degree)	750.520e	Yes	Yes
Domestic Violence, 3rd offense		Yes	Yes
Drug house, keeping		Yes	Yes, if trafficking.
Embezzlement (all offenses)	750.174	Yes	No
Entering Without Breaking	750.111	Yes	No
Entering Without Permission	750.11	No	No
Escape from Jail	750.197c	Yes	Yes
Escape from Prison	750.196	Yes	Yes
Escape from Jail/Prison with Violence	750.193	Yes	Yes
Ethnic intimidation		Yes	No
Failing to register, sex offender		Yes	No
False report of a felony		Yes	No
False pretenses		Yes	No

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Felon in Possession of a Firearm	750.224f	Yes	Yes
Felonious driving		Yes	Yes
Financial transaction device (credit card), illegal use of	750.157p	Yes	No
Financial transaction device (credit card), possessing without consent	750.157w	Yes, if sentence is at least one year.	No
Firearm, felony committed with	750.227b	Yes	Yes
Fleeing/eluding, 3rd degree (Vehicle Code)		Yes	No
Fleeing/eluding, 4th degree (Vehicle Code)		Yes	No
Fleeing/eluding, 3rd degree (Penal Code)		Yes	Yes
Forgery	750.248	Yes	Yes
Fraudulent Access (computer specific)		Yes, if value exceeds \$200.	No
Fraud, retail (1st degree)		Yes	Yes, if loss exceeds \$10,000
Fraud, welfare (>\$500, by failure to inform)			Yes
Gross indecency	750.338	Yes	No
Home invasion (1st degree)		Yes	Yes
Home invasion (2nd degree)		Yes	Yes, if sentence is at least one year.
Home invasion (3rd degree)		Yes	Yes, if sentence is at least one year.
Incitement to Riot		Yes	No
Indecent exposure	750.335a	Yes	No
Installing device to eavesdrop		Yes	No
Internet stalking		Yes, if the underlying crime is punishable by more than one year.	No
Involuntary manslaughter	750.321	Yes, if harm was intentional or if gross negligence to perform a legal duty.	No
Kidnapping	750.349	Yes	Yes
Larceny by conversion	750.362	Yes	Yes, if sentence is at least one year.
Larceny in a building	750.360	Yes	Yes, if sentence is at least one year.
Larceny from a person	750.357	Yes	Yes, if sentence is at least one year.
Larceny from motor vehicle	750.365	Yes	Yes, if sentence is at least one year.
Malicious destruction of property	750.377a	Yes	No
Malicious threats to extort money		Yes	Yes, if sentence is at least one year.
Manslaughter with a Motor Vehicle	750.325	Yes	Yes
Manufacturing, possessing, transferring an eavesdropping device		Yes	No
Misconduct in office		Yes	No
Murder (1st degree)	750.316	Yes	Yes
Murder (2nd degree)	750.317	Yes	Yes
Negligent homicide	750.324	No	Yes
No Account Checks		Yes	No
Non-sufficient Fund Checks		No, if less than \$100; Yes, if between \$100 and \$500 or one prior conviction; Yes, if over \$500.	No
Obstruction of Justice		Yes	No
OUIL		No	No
Parental Discipline		No	No
Perjury Committed in Courts	750.422	Yes	Yes, if sentence is at least one year.
Perjury Committed on an Oath	750.422	Yes	Yes, if sentence is at least one year.
Possession of controlled substance, cocaine/narcotic, <25g		Yes	Yes
PCS with intent to deliver, cocaine/narcotic, <50g		Yes	Yes
Possession of Burglar's Tools		Yes	No
Possession of methamphetamines		Yes	Yes

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Possession w/intent to deliver, marijuana <5 kilos		Yes	Yes
Robbery, armed	750.529	Yes	Yes
Robbery, unarmed		Yes	Yes
Stalking/Aggravated Stalking		Yes	No
Stolen Property Receiving or Concealing		Yes, if more than \$200.	Yes, if sentence is at least one year.
Support, refusal to (spouse or children)	750.161a	Yes	No
Three Non-Sufficient Fund Checks Within 10 Days		Yes	No
Unauthorized access (computer specific)		Yes	No
Unlawful Assembly for Purpose of Riot		Yes	No
Unlawful driving away of an automobile (UDAA)		Yes	No
Unlawful use of an automobile (UUA)		No	No
Using a computer to commit a crime		Yes, if underlying crime is a felony; No, if underlying crime is a misdemeanor.	No
Using the internet to commit a crime against a minor		Yes	Yes
Using the internet to commit an explosives violation		Yes	Yes
Uttering and Publishing	750.248a	Yes	Yes, if loss exceeds \$10,000.
Voluntary manslaughter	750.321	Yes	Yes
Welfare Fraud		Yes	Yes, if loss exceeds \$10,000.

* In accordance with INA § 101(a)(43) [8 U.S.C. § 1101(a)(43)].