



**House
Legislative
Analysis
Section**

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COMMERCIAL DRIVERS DRUNK WITH .04% BAC

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APR 17 1989

House Bill 4307

Sponsor: Rep. Michael E. Nye

Committee: Transportation Mich. State Law Library

Complete to 3-27-89

A SUMMARY OF HOUSE BILL 4307 AS INTRODUCED 2-23-89

The vehicle code prohibits a person from driving a motor vehicle with a blood alcohol content (BAC) of .10 percent or higher, and prohibits the secretary of state from issuing a license to a person who is a habitual violator of this provision. Under the act, chemical analysis of a person's blood, urine, or breath showing a BAC of at least .10 percent can result in various penalties, including the suspension or revocation of that person's license. Also, in the event that a person is under criminal prosecution for the death or injury of another while driving in violation of the drunk-driving provisions of the act, the results of the analysis can be used as evidence in the criminal prosecution of that person.

For purposes of the above-described provisions, the bill would establish a maximum blood alcohol content of .04 for persons driving commercial vehicles. The bill would take effect October 1, 1989.

MCL 257.303 et al.

House Bill 4307 (3-27-89)