

HOUSE BILL No. 4416

February 28, 1991, Introduced by Reps. Randall, Power, Dalman, Walberg, Strand, Trim, Bender, Sparks, Bobier, Knight, Van Singel, Kosteva, Willis Bullard and McNutt and referred to the Committee on Judiciary.

A bill to amend sections 1 and 3 of Act No. 120 of the Public Acts of 1935, entitled as amended

"An act to prescribe a method for the fingerprinting of residents of the state, and to provide for the recording and filing thereof by the central records division of the department of state police,"

section 1 as amended and section 3 as added by Act No. 175 of the Public Acts of 1985, being sections 28.271 and 28.273 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 1 and 3 of Act No. 120 of the Public
2 Acts of 1935, section 1 as amended and section 3 as added by Act
3 No. 175 of the Public Acts of 1985, being sections 28.271 and
4 28.273 of the Michigan Compiled Laws, are amended to read as
5 follows:

1 Sec. 1. Except as provided in section 4 of the child
2 identification and protection act, ~~when~~ ACT NO. 176 OF THE
3 PUBLIC ACTS OF 1985, BEING SECTION 722.774 OF THE MICHIGAN
4 COMPILED LAWS, OR IN SECTION 46(3) OF CHAPTER X OF ACT NO. 288 OF
5 THE PUBLIC ACTS OF 1939, BEING SECTION 710.46 OF THE MICHIGAN
6 COMPILED LAWS, IF a resident of this state appears before ~~any~~ A
7 sheriff or police agency for the county in which he or she
8 resides, and requests an impression of his or her fingerprints,
9 the agency shall comply with the request and make at least 2
10 copies of the impression, 1 for the files of the local police and
11 the other to be forwarded to the central records division of the
12 department of state police.

13 Sec. 3. The department of state police may charge a fee,
14 not to exceed \$15.00, for taking and processing the fingerprints
15 and completing a criminal record check OR CRIMINAL CONVICTION
16 CHECK of a resident of this state ~~when~~ IF the impression of the
17 fingerprints are requested for ~~employment or licensing related~~
18 purposes RELATED TO ADOPTION, EMPLOYMENT, OR LICENSING. The fee
19 ~~shall~~ IS not TO exceed the actual cost of taking and processing
20 the impression of the fingerprints and completing a criminal
21 record check OR CRIMINAL CONVICTION CHECK on that person. The
22 fee ~~shall~~ IS TO be collected and forwarded to the state police
23 by the licensing body or the employer, OR BY THE CHILD PLACING
24 AGENCY THAT IS REQUIRED TO OBTAIN A CRIMINAL CONVICTION RECORD
25 PURSUANT TO SECTION 46(3) OF CHAPTER X OF ACT NO. 288 OF THE
26 PUBLIC ACTS OF 1939, BEING SECTION 710.46 OF THE MICHIGAN
27 COMPILED LAWS.