

HOUSE BILL No. 5884

June 1, 1992, Introduced by Reps. Gire, Baade, Bennane, Berman, Varga, Bartnik, DeMars, Barns, Anthony, Scott, Harder, Dobronski, Olshove, Yokich and Bodem and referred to the Committee on Social Services and Youth.

A bill to amend section 10 of Act No. 285 of the Public Acts of 1965, entitled

"Private detective license act of 1965,"

being section 338.830 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 10 of Act No. 285 of the Public Acts of
2 1965, being section 338.830 of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 10. (1) The secretary of state may revoke a license
5 issued under this act if ~~the secretary~~ HE OR SHE determines ~~—~~
6 ~~upon good cause shown,~~ that the licensee or licensee's manager,
7 if an individual, or if the licensee is a person other than an
8 individual, that an officer, director, partner, or ~~its~~ manager,
9 has DONE 1 OR MORE OF THE FOLLOWING:

1 (a) Made false statements or given false information in
2 connection with an application for a license or a renewal or
3 reinstatement of a license.

4 (b) Violated this act.

5 (c) Been convicted of a felony or misdemeanor involving dis-
6 honesty or fraud, unauthorized divulging or selling of informa-
7 tion or evidence, impersonation of a law enforcement officer or
8 employee of the United States or a state, or a political subdivi-
9 sion of either, of illegally using, carrying, or possessing a
10 dangerous weapon, or is not of good moral character.

11 (2) SUBJECT TO SUBSECTION (3), UPON RECEIPT OF A NOTICE FROM
12 THE OFFICE OF THE FRIEND OF THE COURT STATING THAT AN INDIVIDUAL
13 LICENSEE IS AT LEAST 3 MONTHS IN ARREARS OF SUPPORT, THE SECRE-
14 TARY OF STATE SHALL SUSPEND THE LICENSE OF AN INDIVIDUAL AFTER
15 ALL OF THE FOLLOWING OCCUR:

16 (A) THE SECRETARY OF STATE SENDS A NOTICE FOR A HEARING TO
17 BE SCHEDULED NOT LESS THAN 30 DAYS AFTER THE DATE THE NOTICE IS
18 SENT TO THE INDIVIDUAL'S ADDRESS AS INDICATED IN THE SECRETARY OF
19 STATE'S RECORDS.

20 (B) THE LICENSEE FAILS TO PRESENT PROOF ACCEPTABLE TO THE
21 SECRETARY OF STATE THAT THE ARREARAGE HAS BEEN PAID.

22 (3) IF AT THE HEARING THE SECRETARY OF STATE DETERMINES THAT
23 EXTREME HARDSHIP TO THE INDIVIDUAL OR PERSONS THE INDIVIDUAL
24 SERVES WOULD BE CREATED BY THE SUSPENSION, THE SECRETARY OF STATE
25 SHALL NOT SUSPEND THE LICENSE AND SHALL CONDITION THE HOLDING OF
26 THE LICENSE UPON COMPLIANCE WITH THE SUPPORT ORDER.

1 (4) THE ONLY ISSUES TO BE CONSIDERED BY THE SECRETARY OF
2 STATE ARE WHETHER THE INDIVIDUAL IS THE HOLDER OF A LICENSE AND
3 WHETHER THE INDIVIDUAL HAS PRESENTED PROOF ACCEPTABLE TO THE SEC-
4 RETARY OF STATE THAT ARREARAGE HAS BEEN PAID.

5 (5) ~~-(2)-~~ Upon notification from the secretary of state of
6 the revocation of the license, the licensee, within 24 hours,
7 shall surrender to the secretary of state the certificate of
8 license and his or her identification card. Failure to comply
9 with the directions of the secretary of state is a misdemeanor.