

SENATE BILL No. 133

February 27, 1991, Introduced by Senators BARCIA, WELBORN, CONROY and MILLER and referred to the Committee on State Affairs and Military/Veteran Affairs.

A bill to amend section 625i of Act No. 300 of the Public Acts of 1949, entitled as amended
"Michigan vehicle code,"
as added by Act No. 310 of the Public Acts of 1982, being
section 257.625i of the Michigan Compiled Laws; and to add section 319e.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 625i of Act No. 300 of the Public Acts
2 of 1949, as added by Act No. 310 of the Public Acts of 1982,
3 being section 257.625i of the Michigan Compiled Laws, is amended
4 and section 319e is added to read as follows:

5 SEC. 319E. (1) UPON THE RECEIPT OF A FINDING OF A CIVIL
6 VIOLATION OR PROBATE COURT ORDER OF DISPOSITION FOR A VIOLATION
7 OF SECTION 33B(1) OF THE MICHIGAN LIQUOR CONTROL ACT, ACT NO. 8
8 OF THE PUBLIC ACTS OF THE EXTRA SESSION OF 1933, BEING SECTION

1 436.33B OF THE MICHIGAN COMPILED LAWS, THE SECRETARY OF STATE
2 SHALL SUSPEND THE PERSON'S OPERATOR'S OR CHAUFFEUR'S LICENSE FOR
3 THE PERIOD OF TIME INDICATED IN THE FINDING OR ORDER AND, IF
4 APPLICABLE, ISSUE A RESTRICTED LICENSE AS ORDERED BY THE COURT IN
5 THE MANNER PROVIDED FOR IN SUBSECTION (2).

6 (2) A RESTRICTED LICENSE ISSUED PURSUANT TO A FINDING OR
7 ORDER DESCRIBED IN SUBSECTION (1) SHALL PERMIT THE PERSON TO WHOM
8 IT IS ISSUED TO DO 1 OR MORE OF THE FOLLOWING:

9 (A) DRIVE TO AND FROM THE PERSON'S RESIDENCE AND WORK
10 LOCATION.

11 (B) DRIVE IN THE COURSE OF THE PERSON'S EMPLOYMENT OR
12 OCCUPATION.

13 (C) DRIVE TO AND FROM THE PERSON'S RESIDENCE AND AN ALCOHOL
14 OR DRUG EDUCATION OR TREATMENT PROGRAM AS ORDERED BY THE COURT.

15 (D) DRIVE TO AND FROM THE PERSON'S RESIDENCE AND THE COURT
16 PROBATION DEPARTMENT, OR A COURT-ORDERED COMMUNITY SERVICE PRO-
17 GRAM, OR BOTH.

18 (E) DRIVE TO AND FROM THE PERSON'S RESIDENCE AND AN EDUCA-
19 TIONAL INSTITUTION AT WHICH THE PERSON IS ENROLLED AS A STUDENT.

20 (3) AS USED IN THIS SECTION:

21 (A) "PROBATE COURT ORDER OF DISPOSITION" MEANS A PROBATE
22 COURT ORDER OF DISPOSITION FOR A CHILD FOUND TO BE WITHIN THE
23 PROVISIONS OF CHAPTER XIIA OF ACT NO. 288 OF THE PUBLIC ACTS OF
24 1939, BEING SECTIONS 712A.1 TO 712A.28 OF THE MICHIGAN COMPILED
25 LAWS.

26 (B) "WORK LOCATION" MEANS, AS APPLICABLE, EITHER THE
27 SPECIFIC PLACE OR PLACES OF EMPLOYMENT, OR THE TERRITORY OR

1 TERRITORIES REGULARLY VISITED BY THE PERSON IN PURSUANCE OF THE
2 PERSON'S OCCUPATION, OR BOTH.

3 Sec. 625i. (1) The department of state police shall prepare
4 an annual report which shall be designated the Michigan annual
5 drunk driving audit. The report shall contain for each county in
6 the state all of the following information applicable to the
7 immediately preceding calendar year:

8 (a) The number of alcohol related motor vehicle accidents
9 resulting in bodily injury, including a breakdown of the number
10 of those injuries occurring per capita of population and per road
11 mile in the county.

12 (b) The number of alcohol related motor vehicle accidents
13 resulting in death, including the breakdown described in subdivi-
14 sion (a).

15 (c) The number of alcohol related motor vehicle accidents,
16 other than those described in subdivisions (a) and (b), including
17 the breakdown described in subdivision (a).

18 (d) The number of arrests made for a violation of section
19 625(1) or (2), or a local ordinance substantially corresponding
20 to section 625(1) or (2).

21 (e) The number of arrests made for a violation of section
22 625b or a local ordinance substantially corresponding to section
23 625b.

24 (f) The number of operator's or chauffeur's licenses sus-
25 pended pursuant to section 625f for refusal to submit to a chemi-
26 cal test.

1 (g) The number of convictions of crimes enumerated in
2 subdivisions ~~-(d) and (e)-~~ (D), (E), AND (K).

3 (h) The number of licenses suspended or revoked as a result
4 of convictions of crimes enumerated in subdivisions ~~-(d) and (e)-~~
5 (D), (E), AND (K).

6 (i) The number of restricted licenses issued as a result of
7 convictions of crimes enumerated in subdivisions ~~-(d) and (e)-~~
8 (D), (E), AND (K).

9 (j) The average fine, length of imprisonment, and period of
10 license suspension imposed as part of the sentence for each crime
11 enumerated in subdivisions ~~-(d) and (e)-~~ (D), (E), AND (K).

12 (K) THE NUMBER OF CITATIONS ISSUED OR ARRESTS MADE FOR VIO-
13 LATION OF SECTIONS 22(3), 33B(1), AND 33B(3) OF THE MICHIGAN
14 LIQUOR CONTROL ACT, ACT NO. 8 OF THE PUBLIC ACTS OF THE EXTRA
15 SESSION OF 1933, BEING SECTIONS 436.22 AND 436.33B OF THE
16 MICHIGAN COMPILED LAWS.

17 (2) The secretary of state and the circuit courts, district
18 courts, RECORDER'S COURTS OF THE CITY OF DETROIT, MUNICIPAL
19 COURTS, and local units of government in the state shall cooper-
20 ate with the department of state police to provide information
21 necessary for the preparation of the report.

22 (3) A copy of the report required under this section shall
23 be submitted to the governor, to the secretary of the senate, and
24 to the clerk of the house of representatives on June 1 of each
25 year.

26 Section 2. This amendatory act shall take effect upon the
27 expiration of 60 days after the date of its enactment.

1 Section 3. This amendatory act shall not take effect unless
2 Senate Bill No. 132
3 of the 86th Legislature is enacted into law.