

Act No. 196  
Public Acts of 1994  
Approved by the Governor  
June 19, 1994  
Filed with the Secretary of State  
June 21, 1994

**STATE OF MICHIGAN  
87TH LEGISLATURE  
REGULAR SESSION OF 1994**

**Introduced by Senators Kelly Miller Koivisto Hart Faust Bouchard and Geake**

# **ENROLLED SENATE BILL No. 778**

AN ACT to amend section 1a of Act No 289 of the Public Acts of 1925 entitled as amended An act to create a bureau of criminal identification and records within the department of state police to require peace officers persons in charge of certain institutions and others to make reports respecting juvenile offenses crimes and criminals to the state police to require the fingerprinting of an accused by certain persons and to provide penalties for violation of this act as amended by Act No 40 of the Public Acts of 1988 being section 28 241a of the Michigan Compiled Laws

*The People of the State of Michigan enact*

Section 1 Section 1a of Act No 289 of the Public Acts of 1925 as amended by Act No 40 of the Public Acts of 1988 being section 28 241a of the Michigan Compiled Laws is amended to read as follows

Sec 1a As used in this act

- (a) Commanding officer means the department of state police employee in charge of the central records division
- (b) Criminal history record information means name date of birth fingerprints photographs if available personal descriptions including physical measurements identifying marks scars amputations and tattoos aliases and prior names social security and driver s license numbers and other identifying numbers and information on misdemeanor convictions and felony arrests and convictions
- (c) Division means the central records division of the department of state police
- (d) Felony means a violation of a penal law of this state for which the offender may be punished by imprisonment for more than 1 year or an offense expressly designated by law to be a felony
- (e) Juvenile history record information means name date of birth fingerprints photographs if available personal descriptions including physical measurements identifying marks scars amputations and tattoos aliases and prior names social security and driver s license numbers and other identifying numbers and information on juvenile offense arrests and adjudications
- (f) Juvenile offense means an offense committed by a juvenile that if committed by an adult would be a violation or an attempted violation of section 72 83 84 88 89 91 110 316 317 349 360 413 520b 520c 520d 520g 529 529a or 530 of the Michigan penal code Act No 328 of the Public Acts of 1931 being sections 750 72 750 83 750 84 750 88 750 89 750 91 750 110 750 316 750 317 750 349 750 360 750 413 750 520b 750 520c 750 520d 750 520g 750 529 750 529a and 750 530 of the Michigan Compiled Laws or section 7401(2)(a)(i) or 7403(2)(a)(i) of the public health code Act No 368 of the Public Acts of 1978 being sections 333 7401 and 333 7403 of the Michigan Compiled Laws
- (g) Misdemeanor means either of the following
  - (i) A violation of a penal law of this state that is not a felony or a violation of an order rule or regulation of a state agency that is punishable by imprisonment or a fine that is not a civil fine

(u) A violation of a local ordinance that substantially corresponds to state law

Section 2 This amendatory act shall take effect October 1 1994

Section 3 This amendatory act shall not take effect unless Senate Bill No 773 of the 87th Legislature is enacted into law

This act is ordered to take immediate effect

Secretary of the Senate

Co Clerk of the House of Representatives

Approved

Governor