



# HOUSE BILL No. 4764

May 11, 1993, Introduced by Reps. Bankes, McBryde, Dolan, Galloway, Voorhees and Bullard and referred to the Committee on Local Government.

A bill to amend Act No. 236 of the Public Acts of 1961,  
entitled as amended  
"Revised judicature act of 1961,"  
as amended, being sections 600.101 to 600.9947 of the Michigan  
Compiled Laws, by adding section 2955.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1 Section 1. Act No. 236 of the Public Acts of 1961, as  
2 amended, being sections 600.101 to 600.9947 of the Michigan  
3 Compiled Laws, is amended by adding section 2955 to read as  
4 follows:

5 SEC. 2955. (1) IN ADDITION TO ANY PENAL SANCTION, A PERSON  
6 WHO IS CONVICTED OF ANY OF THE FOLLOWING OFFENSES SHALL BE LIABLE  
7 TO THE STATE OR A LOCAL UNIT OF GOVERNMENT FOR THE EXPENSE OF AN  
8 EMERGENCY RESPONSE TO THE INCIDENT FROM WHICH THE CONVICTION  
9 AROSE:

1 (A) A VIOLATION OF SECTION 625(1), (3), (4), OR (5) OF THE  
2 MICHIGAN VEHICLE CODE, ACT NO. 300 OF THE PUBLIC ACTS OF 1949,  
3 BEING SECTION 257.625 OF THE MICHIGAN COMPILED LAWS, OR OF A  
4 LOCAL ORDINANCE SUBSTANTIALLY CORRESPONDING TO SECTION 625(1),  
5 (3), (4), OR (5) OF ACT NO. 300 OF THE PUBLIC ACTS OF 1949.

6 (B) FELONIOUS DRIVING, NEGLIGENT HOMICIDE, OR MANSLAUGHTER,  
7 RESULTING FROM THE OPERATION OF A MOTOR VEHICLE, AIRCRAFT, OR  
8 VESSEL WHILE THE PERSON WAS IMPAIRED BY OR UNDER THE INFLUENCE OF  
9 INTOXICATING LIQUOR OR A CONTROLLED SUBSTANCE, AS DEFINED IN SEC-  
10 TION 7104 OF THE PUBLIC HEALTH CODE, ACT NO. 368 OF THE PUBLIC  
11 ACTS OF 1978, BEING SECTION 333.7104 OF THE MICHIGAN COMPILED  
12 LAWS, OR A COMBINATION OF INTOXICATING LIQUOR AND A CONTROLLED  
13 SUBSTANCE, OR HAD AN UNLAWFUL BLOOD ALCOHOL CONTENT.

14 (C) A VIOLATION OF SECTION 185 OR 186 OF THE AERONAUTICS  
15 CODE OF THE STATE OF MICHIGAN, ACT NO. 327 OF THE PUBLIC ACTS OF  
16 1945, BEING SECTIONS 259.185 AND 259.186 OF THE MICHIGAN COMPILED  
17 LAWS.

18 (D) A VIOLATION OF SECTION 73 OR 73B OF THE MARINE SAFETY  
19 ACT, ACT NO. 303 OF THE PUBLIC ACTS OF 1967, BEING SECTIONS  
20 281.1073 AND 281.1073B OF THE MICHIGAN COMPILED LAWS..

21 (2) COMMENCING AT THE TIME OF A PERSON'S CONVICTION, THE  
22 AMOUNT FOR WHICH A PERSON IS LIABLE UNDER THIS SECTION SHALL CON-  
23 STITUTE A DEBT OF THE PERSON TO THE STATE OR LOCAL UNIT OF  
24 GOVERNMENT. THE AMOUNT FOR WHICH A PERSON IS LIABLE UNDER THIS  
25 SECTION SHALL NOT EXCEED \$1,000.00 FOR A PARTICULAR INCIDENT.

26 (3) AS USED IN THIS SECTION:

1 (A) "EXPENSE OF AN EMERGENCY RESPONSE" MEANS THE REASONABLE  
2 COSTS INCURRED BY THE STATE OR THE LOCAL UNIT OF GOVERNMENT IN  
3 MAKING AN APPROPRIATE RESPONSE TO THE INCIDENT, INCLUDING THE  
4 COSTS OF PROVIDING POLICE, FIRE FIGHTING, RESCUE, AND EMERGENCY  
5 MEDICAL SERVICES AT THE SCENE OF THE INCIDENT, AS WELL AS THE  
6 SALARIES OF THE PERSONNEL RESPONDING TO THE INCIDENT.

7 (B) "LOCAL UNIT OF GOVERNMENT" MEANS A CITY, VILLAGE, TOWN-  
8 SHIP, OR COUNTY.