



HOUSE BILL No. 5893

November 10, 1994 Introduced by Reps Crissman Hammerstrom McNutt Dalman
Vorva London, Gernaat, Bankes McManus Voorhees and Bodem and referred to the
Committee on Judiciary

A bill 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 196 of the Public Acts of 1994 being
section 28 241a of the Michigan Compiled Laws

THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Section 1a of Act No 289 of the Public Acts of
2 1925, as amended by Act No 196 of the Public Acts of 1994, being
3 section 28 241a of the Michigan Compiled Laws, is amended to read
4 as follows

5 Sec 1a As used in this act

1 (a) Commanding officer means the department of state
2 police employee in charge of the central records division

3 (b) Criminal history record information means name date
4 of birth fingerprints photographs, if available personal
5 descriptions, including physical measurements, identifying marks
6 scars amputations, and tattoos aliases and prior names social
7 security and driver's license numbers and other identifying num-
8 bers and information on misdemeanor convictions and felony
9 arrests and convictions

10 (c) 'Division' means the central records division of the
11 department of state police

12 (d) "Felony" means a violation of a penal law of this state
13 for which the offender may be punished by imprisonment for more
14 than 1 year or an offense expressly designated by law to be a
15 felony

16 (e) "Juvenile history record information means name date
17 of birth fingerprints photographs, if available personal
18 descriptions including physical measurements identifying marks
19 scars, amputations, and tattoos aliases and prior names social
20 security and driver's license numbers and other identifying num-
21 bers and information on juvenile offense arrests and
22 adjudications

23 (f) "Juvenile offense" means an offense committed by a juve-
24 nile that, if committed by an adult, would be a violation or an
25 attempted violation of section 72 83 84, 88, 89 91 110
26 110A(2), 316, 317, 349, 360, 413, 520b 520c, 520d 520g 529
27 529a, or 530 of the Michigan penal code Act No 328 of the

1 Public Acts of 1931 being sections 750 72 750 83 750 84
 2 750 88 750 89 750 91 750 110 750 110A 750 316 750 317
 3 750 349, 750 360, 750 413, 750 520b, 750 520c, 750 520d
 4 750 520g, 750 529, 750 529a, and 750 530 of the Michigan Compiled
 5 Laws, or section 7401(2)(a)(1) or 7403(2)(a)(1) of the public
 6 health code, Act No 368 of the Public Acts of 1978, being sec-
 7 tions 333 7401 and 333 7403 of the Michigan Compiled Laws

8 (g) Misdemeanor means either of the following

9 (1) A violation of a penal law of this state that is not a
 10 felony or a violation of an order, rule, or regulation of a state
 11 agency that is punishable by imprisonment or a fine that is not a
 12 civil fine

13 (11) A violation of a local ordinance that substantially
 14 corresponds to state law

15 Section 2 This amendatory act shall not take effect unless
 16 all of the following bills of the 87th Legislature are enacted
 17 into law

18 (a) Senate Bill No ____ or House Bill No 5890 (request
 19 no 06609'94)

20 (b) Senate Bill No ____ or House Bill No 5891 (request
 21 no 06609'94 a)

22 (c) Senate Bill No ____ or House Bill No 5895 (request
 23 no 06609'94 b)

24 (d) Senate Bill No ____ or House Bill No 5892 (request
 25 no 06609'94 c)

26 (e) Senate Bill No ____ or House Bill No 5894 (request
 27 no 06609 94 e)