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Senate Fiscal Agency  
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**SFA****BILL ANALYSIS**

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Senate Bill 126 (as reported by the Committee of the Whole)  
Sponsor: Senator Harry Gast  
Committee: Natural Resources and Environmental Affairs

### **CONTENT**

The bill would amend the Natural Resources and Environmental Protection Act to require each municipal judge and court clerk to keep a full record, and immediately prepare and forward to the Secretary of State an abstract of the court record for the following offenses:

- Operating an off-road vehicle (ORV) or a snowmobile while under the influence of intoxicating liquor and/or a controlled substance, or with an unlawful bodily alcohol content; or allowing another person to operate an ORV while under the influence.
- Operating an ORV or a snowmobile while visibly impaired due to the consumption of intoxicating liquor and/or controlled substance.

Currently, operating an ORV while under the influence or with an unlawful bodily alcohol content, or allowing another person to operate an ORV while under the influence, may be punished by up to 90 days' imprisonment and/or a fine of at least \$100 but not more than \$500. Operating an ORV while visibly impaired may be punished by up to 90 days' imprisonment and/or a fine of up to \$300. Operating a snowmobile while under the influence may be punished by up to 45 days' of community service, up to 90 days' imprisonment and/or a fine of at least \$100 but not more than \$500. Operating a snowmobile while visibly impaired may be punished by up to 45 days' community service, 90 days' imprisonment, and/or a fine of up to \$300. The bill would increase the maximum term of imprisonment from 90 days to 93 days.

The bill would take effect October 1, 2000. It is tie-barred to Senate Bill 125, which would provide for the addition of points on a person's driving record for the offenses described above.

MCL 324.81134 et al.

Legislative Analyst: N. Nagata

### **FISCAL IMPACT**

The bill would result in additional administrative costs to the Department of State and courts. The Department of State has not provided an estimate regarding additional administrative costs.

Date Completed: 3-3-99

Fiscal Analyst: E. Limbs  
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[floor/sb126](#)

Analysis available @ <http://www.michiganlegislature.org>

This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.