



Senate Fiscal Agency
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House Bill 4408 (as passed by the House)
Sponsor: Representative Ken Bradstreet
House Committee: Conservation and Outdoor Recreation
Senate Committee: Natural Resources and Environmental Affairs

Date Completed: 6-9-03

CONTENT

The bill would amend Part 821 (Snowmobiles) of the Natural Resources and Environmental Protection Act to define the term "peace officer" as any of the following:

- A sheriff.
- A sheriff's deputy.
- A deputy who was authorized by a sheriff to enforce Part 821 and who had satisfactorily completed at least 40 hours of law enforcement training, including training specific to Part 821.
- A village or township marshal.
- An officer of the police department of any municipality.
- An officer of the Michigan State Police.
- The Director and conservation officers employed by the Department of Natural Resources.

Under Part 821, a peace officer has the authority to issue appearance tickets for violations of this part; direct snowmobile operators to stop; and arrest a person without a warrant if the officer observes a violation of Part 821, a rule established under it, or a local ordinance. A peace officer also may arrest a person without a warrant if the officer has reasonable cause to believe the person was operating a snowmobile involved in an accident and was under the influence of or impaired by liquor or a controlled substance. In addition, a peace officer may require a person to submit to a preliminary chemical breath analysis if the officer believes the person's ability to operate a snowmobile was affected by the consumption of liquor; may arrest the person based on the results of the analysis; and may seek a court order for a chemical test of a person's blood, breath, or urine.

MCL 324.82101

Legislative Analyst: Suzanne Lowe

FISCAL IMPACT

The bill would have no fiscal impact on State or local government.

Fiscal Analyst: Bruce Baker

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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.