



Senate Fiscal Agency
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**BILL ANALYSIS**

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House Bill 5932 (as reported without amendment)
Sponsor: Representative Alexander C. Lipsey
House Committee: Judiciary
Senate Committee: Judiciary

CONTENT

The bill would amend the fingerprinting law to include the deferral and dismissal of certain charges in certain reports.

Under the fingerprinting law, the court clerk must advise the State Police of the final disposition of the charge for which a person was fingerprinted, if an accused was convicted of an offense or if a juvenile was adjudicated to have committed a juvenile offense. The summary of the sentence must include specified information, and indicate whether the sentence is imposed under particular sections of the law. The bill would include in these Section 1076(4) of the Revised Judicature Act and Section 430(8)(a) of the Michigan Penal Code (which provide for the deferral and dismissal of charges against a drug court participant or a health care professional who practiced under the influence, respectively).

The bill is tie-barred to Senate Bill 998, which would add Chapter 10a ("Drug Courts") to the Revised Judicature Act (RJA), to authorize circuit and district courts to adopt drug treatment courts and authorize family courts to adopt juvenile drug treatment courts. The bill also is tie-barred to House Bill 5674, which would amend the Code of Criminal Procedure to authorize a court to order drug court participation as a condition of probation for the deferral of domestic assault charges; and revise certain reporting requirements regarding the disposition of criminal charges.

MCL 28.243

Legislative Analyst: Patrick Affholter

FISCAL IMPACT

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

Date Completed: 6-3-04

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