

HOUSE BILL No. 6063

May 6, 2008, Introduced by Rep. Alma Smith and referred to the Committee on Appropriations.

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 629e (MCL 257.629e), as amended by 2003 PA 73.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 ~~Sec. 629e. (1) Before October 1, 2003, in addition to any fine~~
2 ~~or cost ordered to be paid under this act, and in addition to any~~
3 ~~assessment levied under section 907, the judge or district court~~
4 ~~magistrate shall levy a highway safety assessment of \$5.00, a jail~~
5 ~~reimbursement program assessment of \$5.00, and a secondary road~~
6 ~~patrol and training assessment of \$10.00 for each civil infraction~~
7 ~~determination except for a parking violation or a violation for~~
8 ~~which the total fine and costs imposed are \$10.00 or less. Upon~~
9 ~~payment of the assessments, the clerk of the court shall transmit~~

1 ~~the assessments levied to the department of treasury. Until October~~
2 ~~1, 2003, the state treasurer shall deposit the revenue received~~
3 ~~pursuant to this subsection in the highway safety fund, in the jail~~
4 ~~reimbursement program fund, and in the secondary road patrol and~~
5 ~~training fund, and shall report annually to the legislature all~~
6 ~~revenues received and disbursed under this section. An assessment~~
7 ~~levied under this subsection shall not be considered a civil fine~~
8 ~~for purposes of section 909.~~

9 ~~——(2) A highway safety fund, a jail reimbursement program fund,~~
10 ~~and a secondary road patrol and training fund are created in the~~
11 ~~department of treasury. The highway safety fund and the secondary~~
12 ~~road patrol and training fund shall be administered by the~~
13 ~~department of state police. The jail reimbursement program fund~~
14 ~~shall be administered by the department of corrections. Until~~
15 ~~October 1, 2003, money collected under subsection (1) shall be~~
16 ~~deposited in the respective funds as provided in subsection (1).~~
17 ~~Beginning October 1, 2003, money collected under subsection (1)~~
18 ~~shall be deposited in the justice system fund created in section~~
19 ~~181 of the revised judicature act of 1961, 1961 PA 236, MCL~~
20 ~~600.181. Money remaining in the respective funds at the end of a~~
21 ~~fiscal year shall not lapse but shall remain in the respective~~
22 ~~funds for use for the purposes of the funds. The money deposited in~~
23 ~~the highway safety fund shall serve as a supplement to, and not as~~
24 ~~a replacement for, the funds budgeted for the department of state~~
25 ~~police. The money in the highway safety fund shall be used by the~~
26 ~~department of state police for the employment of additional state~~
27 ~~police enlisted personnel to enforce the traffic laws on the~~

1 highways and freeways of this state. The money in the jail
2 reimbursement program fund shall be used by the department of
3 corrections **FOR THE LOCAL JAIL PROGRAM AND** to reimburse counties
4 for housing and custody of convicted felons pursuant to the
5 requirements of section 35 of chapter IX of the code of criminal
6 procedure, 1927 PA 175, MCL 769.35. The money in the secondary road
7 patrol and training fund shall be used for secondary road patrol
8 and traffic accident grants pursuant to section 77 of 1846 RS 14,
9 MCL 51.77, and for grants under section 14 of the commission on law
10 enforcement standards act, 1965 PA 203, MCL 28.614. The department
11 of state police and the department of corrections shall report
12 annually to the legislature all revenues received and disbursed
13 under this section.