

# SENATE BILL No. 1041

December 18, 2009, Introduced by Senators VAN WOERKOM and RICHARDVILLE and referred to the Committee on Local, Urban and State Affairs.

A bill to amend 1949 PA 300, entitled  
"Michigan vehicle code,"  
by amending section 205 (MCL 257.205), as amended by 1980 PA 398.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 205. (1) The secretary of state shall maintain an office  
2       in the state capitol complex ~~—~~and in other places in the state as  
3       ~~the secretary of state~~ **HE OR SHE** considers necessary to carry out  
4       the powers and duties vested in the secretary of state. ~~At~~

5       (2) **EXCEPT AS PROVIDED IN SUBSECTION (3), AT** least 1 office  
6       shall be established in each county of the state. ~~and in each city~~  
7       ~~of the state having a population of 10,000 or more, but not within~~  
8       ~~a radius of 5 miles from a county office location. This subsection~~  
9       ~~does not apply in a county having a population of 300,000 or more,~~  
10      ~~nor to contiguous cities having a combined population of 10,000 or~~

1 ~~more.~~

2 (3) AT LEAST 2 OFFICES SHALL BE ESTABLISHED IN A COUNTY HAVING  
3 A POPULATION OF 150,000 OR MORE.

4 (4) A person licensed **AS A DEALER** under section 248 ~~is~~ is not  
5 eligible for appointment to conduct, manage, or be an employee of a  
6 branch or fee office of the secretary of state.

7 (5) ~~(2)~~ A bond may be required of a person in an office  
8 established under subsection (1), (2), OR (3) in an amount that the  
9 secretary of state prescribes to cover the safe handling of money  
10 received under this act. The secretary of state shall not be held  
11 personally liable for a loss of money because of armed robbery,  
12 larceny, embezzlement, riot, act of God, or other act of a person  
13 resulting in a loss of money ~~which is~~ within the authority and  
14 responsibility of the secretary of state as the administrator of  
15 this act.

16 (6) ~~(3)~~ A person appointed to conduct a branch office shall  
17 receive **THE NECESSARY EXPENSES OF THE OFFICE AND** compensation **TO BE**  
18 fixed by the secretary of state. ~~, and necessary expenses of the~~  
19 ~~office.~~ The compensation and expenses shall be paid out of the  
20 Michigan transportation fund **ESTABLISHED IN SECTION 10 OF 1951 PA**  
21 **51, MCL 247.660**, and shall be deducted from the fund before the  
22 fund is certified to the state treasurer.