



Senate Fiscal Agency
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BILL ANALYSIS



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Senate Bill 386 (as introduced 6-9-15)
Sponsor: Senator Tom Casperson
Committee: Judiciary

Date Completed: 6-16-15

CONTENT

The bill would amend the Michigan Vehicle Code to retain a provision that prohibits a court from taking under advisement an offense committed by a person while operating a commercial motor vehicle (CMV), or by a person licensed to drive a CMV while operating a noncommercial motor vehicle, and to delete language that will extend the prohibition to an offense committed by any driver of a motor vehicle beginning July 8, 2015.

The Code currently prohibits a court from taking under advisement an offense committed by a person while operating a commercial motor vehicle, or by a person licensed to drive a CMV while operating a noncommercial motor vehicle at the time of the offense, for which the Code requires a conviction or civil infraction determination to be reported to the Secretary of State. As amended by Public Act 11 of 2015, however, effective July 8, 2015, that provision will prohibit a court from taking under advisement an offense committed by any person while operating any motor vehicle, if the Code requires a conviction or civil infraction determination to be reported to the Secretary of State.

The bill would revise the amended language to retain the current prohibition that applies only to a person operating CMV or a person licensed to drive a CMV while operating a noncommercial motor vehicle at the time of the offense.

MCL 257.732

Legislative Analyst: Patrick Affholter

FISCAL IMPACT

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

Fiscal Analyst: John Maxwell

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