

HOUSE BILL No. 5187

December 17, 2015, Introduced by Reps. Darany, Howrylak, Phelps, Yanez, Greig, Chirkun, Lane, Driskell, Rutledge, Plawecki, Faris, Singh, Hoadley, Talabi, Derek Miller, Glenn, Wittenberg, Schor, Moss, Guerra, Durhal, Santana, Sarah Roberts, Maturen, LaVoy, Zemke, Cochran, Irwin, Dianda, Brunner, Liberati, Gay-Dagnogo, Pagan, Neeley, Smiley, Callton, Graves, Price, Crawford, Hooker, Pagel, Bizon, Inman, Hughes, Lucido, Runestad, Vaupel, Garcia, Cox, LaFontaine and Aaron Miller and referred to the Committee on Health Policy.

A bill to amend 1899 PA 44, entitled

"An act to provide for the publication and distribution of publications, laws, and documents, reports of the several officers, boards of officers and public institutions of this state now or hereafter to be published; to provide for the replacing of publications lost by fire or otherwise; to provide for the publication and distribution of the Michigan manual; to provide for duties of certain state and local government departments and agencies; to establish certain funds; and to provide for certain penalties and remedies,"

by amending section 34 (MCL 24.34).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 34. ~~Every~~ **A** person or officer who ~~shall receive~~ **RECEIVES**
2 any of the books distributed by the secretary of state ~~, which are~~
3 ~~required by~~ **THAT** this act ~~to be placed in his library,~~ **REQUIRES THE**
4 **PERSON TO RETAIN**, and each city, village, township, and county
5 officer, shall ~~, when he ceases to hold such office, deliver over~~

1 to his **OR HER** successor in office all ~~such~~ **OF THOSE** books. ~~received~~
 2 ~~by him; and any person who shall neglect or refuse to deliver over~~
 3 ~~to his successor in office all such books, received by him as~~
 4 ~~aforesaid, shall be~~ **A PERSON WHO DOES NOT DO SO IS** liable to such
 5 ~~HIS OR HER~~ successor in an action for money had and received to the
 6 full amount it shall cost him to furnish himself with such **FOR THE**
 7 **COST OF REPLACING THOSE** books, and costs of suit. ~~which~~ **AN**
 8 action shall, on request, be brought and prosecuted by the
 9 prosecuting attorney ~~of~~ **FOR** the county. ~~and any~~ **A** person who
 10 shall knowingly and wilfully retain any such **WILLFULLY RETAINS**
 11 **THOSE** books in his possession, or refuse **OR REFUSES** to pass **DELIVER**
 12 them over to his **THE** successor, shall also be subject to a penalty
 13 in a sum not exceeding 50 dollars, or be imprisoned in the county
 14 jail not exceeding 3 months, or both, in the discretion of the
 15 court: Provided, however, That township and county officers
 16 receiving the abstract of reports of county superintendents of the
 17 poor, of sheriffs, or of the insane, deaf, dumb and blind, shall
 18 not be required to pass them over to their successors. **OFFICER IS**
 19 **GUILTY OF A MISDEMEANOR PUNISHABLE BY IMPRISONMENT FOR NOT MORE**
 20 **THAN 90 DAYS OR A FINE OF NOT MORE THAN \$50.00, OR BOTH.**

21 Enacting section 1. This amendatory act takes effect 90 days
 22 after the date it is enacted into law.