

**SUBSTITUTE FOR
SENATE NO. 897**

A bill to amend 1927 PA 175, entitled
"The code of criminal procedure,"
by amending section 9f of chapter IV (MCL 764.9f), as amended by
1996 PA 81.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 CHAPTER IV

2 Sec. 9f. (1) As used in sections 9a to 9g, "appearance
3 ticket" means a complaint or written notice issued and subscribed
4 by a police officer or other public servant authorized by law or
5 ordinance to issue it, directing a designated person to appear in
6 a designated local criminal court at a designated future time in
7 connection with his or her alleged commission of a designated
8 violation or violations of state law or local ordinance for
9 which, except as otherwise provided in subsection (2), the
10 maximum permissible penalty does not exceed 90 days in jail and a

SB 897, As Passed Senate, March 26, 1998

Senate No. 897

2

1 fine of \$500.00. The appearance tickets shall be numbered
2 consecutively, be in such form as determined by the attorney gen-
3 eral, the state court administrator, and the director of the
4 department of state police and shall consist of the following
5 parts:

6 (a) The original which shall be a complaint or notice to
7 appear by the officer and filed with the court.

8 (b) The first copy which shall be the abstract of court
9 record.

10 (c) The second copy which shall be retained by the local
11 enforcement agency.

12 (d) The third copy which shall be delivered to the alleged
13 violator.

14 (2) An appearance ticket may be issued for a misdemeanor
15 violation of ~~either~~ 1 of the following acts for which the maxi-
16 mum permissible penalty does not exceed 92 days in jail and a
17 fine:

18 (a) Part 487 ~~(sport fishing)~~ of the natural resources and
19 environmental protection act, ~~Act No. 451 of the Public Acts of~~
20 ~~1994, being sections 324.48701 to 324.48740 of the Michigan~~
21 ~~Compiled Laws~~ 1994 PA 451, MCL 324.48701 TO 324.48740.

22 (b) Part 401 ~~(wildlife conservation)~~ of ~~Act No. 451 of~~
23 ~~the Public Acts of 1994, being sections 324.40101 to 324.40119 of~~
24 ~~the Michigan Compiled Laws~~ THE NATURAL RESOURCES AND ENVIRONMEN-
25 TAL PROTECTION ACT, 1994 PA 451, MCL 324.40101 TO 324.40119.

26 (C) THE PERSONAL WATERCRAFT SAFETY ACT.

SB 897, As Passed Senate, March 26, 1998

Senate No. 897

3

1 (3) With the prior approval of ~~such~~ THE state officials
2 LISTED IN SUBSECTION (1), ~~such~~ AN appearance ticket may be
3 appropriately modified as to content or number of copies to
4 accommodate law enforcement and local court procedures and
5 practices.

6 Enacting section 1. This amendatory act does not take
7 effect unless Senate Bill No. 865 of the 89th Legislature is
8 enacted into law.