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Senate Fiscal Agency  
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Lansing, Michigan 48909-7536

**SFA****BILL ANALYSIS**

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House Bill 4394 (Substitute H-2 as reported by the Committee of the Whole)

Sponsor: Representative Larry DeVuyst

First House Committee: Criminal Law and Corrections

Second House Committee: Conservation and Outdoor Recreation

Senate Committee: Natural Resources and Environmental Affairs

### **CONTENT**

The bill would amend the Natural Resources and Environmental Protection Act to provide that if the operator's or chauffeur's license of a person who was State resident were suspended or revoked by the Secretary of State under the Michigan Vehicle Code, or if the driver's license of a person who was a nonresident were suspended or revoked under the law of the state in which he or she resided, then that person could not operate an off-road vehicle (ORV) or a snowmobile for the same period as the suspension or revocation of the license.

A person who violated the bill would be guilty of a misdemeanor punishable by up to 93 days' imprisonment and/or a fine of up to \$500 for a first conviction, and up to 180 days' imprisonment and/or a fine of up to \$1,000 for a second or subsequent offense. The bill would take effect October 1, 2000.

Proposed MCL 324.81140a & 324.82147a

Legislative Analyst: N. Nagata

### **FISCAL IMPACT**

House Bill 4394 (H-2) would have an indeterminate fiscal impact on local government.

There are no data available to estimate the number of people who would be subject to the offense of operating either an ORV or a snowmobile while their driver's license had been suspended. The term of incarceration for first-time offenders would have a 90-day maximum and subsequent offenses would have a 180-day maximum. Offenders sentenced for crimes with less than a 12-month minimum sentence are incarcerated in local facilities. The cost of incarceration in county jail varies by county from \$27 a day to \$70 a day.

Date Completed: 5-18-99

Fiscal Analyst: K. Firestone