

SUBSTITUTE FOR
SENATE BILL NO. 550

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending sections 80130, 80315, 81114, and 82156 (MCL 324.80130,
324.80315, 324.81114, and 324.82156), as amended by 1997 PA 102.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 80130. (1) The secretary of state may provide a
2 commercial lookup service of records maintained under this part.
3 For each individual record looked up, the secretary of state shall
4 charge a fee specified annually by the legislature, or if none, a
5 market-based price established by the secretary of state. The
6 secretary of state shall process a commercial lookup request only
7 if the request is in a form or format prescribed by the secretary
8 of state. ~~The secretary of state may use the fee revenues received~~
9 ~~from the service for necessary expenses.~~ **FEEES COLLECTED UNDER THIS**

1 SUBSECTION ON AND AFTER OCTOBER 1, 2004 SHALL BE CREDITED TO THE
2 TRANSPORTATION ADMINISTRATION COLLECTION FUND CREATED IN SECTION
3 810B OF THE MICHIGAN VEHICLE CODE, 1949 PA 300, MCL 257.810B.

4 (2) In order to provide an individual, historical boating
5 record, the secretary of state shall create and maintain a
6 computerized central file that includes the information contained
7 on application forms received under this part and the name of each
8 person who is convicted of an offense, who fails to comply with an
9 order or judgment issued, or against whom an order is entered under
10 this part. The computerized central file shall be interfaced with
11 the law enforcement information network as provided in the L.E.I.N.
12 policy council act of 1974, 1974 PA 163, MCL 28.211 to 28.216.

13 (3) The secretary of state shall not provide an entire
14 computerized central or other file of records maintained under this
15 part to a nongovernmental person or entity unless the purchaser
16 pays the prescribed fee or price for each individual record
17 contained within the computerized file.

18 (4) A certified copy of an order, record, or paper maintained
19 under this part is admissible in evidence in the same manner as the
20 original and is prima facie proof of the facts stated in the
21 original.

22 Sec. 80315. (1) Records maintained under this part, other than
23 those declared to be confidential by law or ~~which~~ **THAT** are
24 restricted by law from disclosure to the public, shall be available
25 to the public ~~pursuant to~~ **UNDER** procedures prescribed in this
26 part, and in the freedom of information act, 1976 PA 442, MCL
27 15.231 to 15.246.

1 (2) The secretary of state may provide a commercial lookup
2 service of watercraft title records maintained under this part. For
3 each individual record looked up, the secretary of state shall
4 charge a fee specified annually by the legislature, or if none, a
5 market-based price established by the secretary of state. The
6 secretary of state shall process a commercial lookup request only
7 if the request is in a form or format prescribed by the secretary
8 of state. ~~The secretary of state may use fee revenues received~~
9 ~~from the service for necessary expenses.~~ **FEES COLLECTED UNDER THIS**
10 **SUBSECTION ON AND AFTER OCTOBER 1, 2004 SHALL BE CREDITED TO THE**
11 **TRANSPORTATION ADMINISTRATION COLLECTION FUND CREATED IN SECTION**
12 **810B OF THE MICHIGAN VEHICLE CODE, 1949 PA 300, MCL 257.810B.**

13 (3) The secretary of state shall create and maintain a
14 computerized central file that includes the information contained
15 on application forms received under this part. The computerized
16 central file shall be interfaced with the law enforcement
17 information network as provided in the L.E.I.N. policy council act
18 of 1974, 1974 PA 163, MCL 28.211 to 28.216.

19 (4) The secretary of state shall not provide an entire
20 computerized central or other file of records maintained under this
21 part to a nongovernmental person or entity, unless the purchaser
22 pays the prescribed fee or price for each individual record
23 contained within the computerized file.

24 (5) A certified copy of an order, record, or paper maintained
25 under this part is admissible in evidence in the same manner as the
26 original and is prima facie proof of the facts stated in the
27 original.

1 Sec. 81114. (1) Records maintained under this part, other than
2 those declared to be confidential by law or ~~which~~ **THAT** are
3 restricted by law from disclosure to the public, shall be available
4 to the public ~~pursuant to~~ **UNDER** procedures prescribed in this
5 part, and in the freedom of information act, 1976 PA 442, MCL
6 15.231 to 15.246.

7 (2) The secretary of state may provide a commercial lookup
8 service of ORV operation, title, and registration records
9 maintained under this part. For each individual record looked up,
10 the secretary of state shall charge a fee specified annually by the
11 legislature, or if none, a market-based price established by the
12 secretary of state. The secretary of state shall process a
13 commercial lookup request only if the request is in a form or
14 format prescribed by the secretary of state. ~~The secretary of~~
15 ~~state may use the revenues received from the service for necessary~~
16 ~~expenses.~~ **FEES COLLECTED UNDER THIS SUBSECTION ON AND AFTER**
17 **OCTOBER 1, 2004 SHALL BE CREDITED TO THE TRANSPORTATION**
18 **ADMINISTRATION COLLECTION FUND CREATED IN SECTION 810B OF THE**
19 **MICHIGAN VEHICLE CODE, 1949 PA 300, MCL 257.810B.**

20 (3) The secretary of state shall create and maintain a
21 computerized central file that includes the information contained
22 on application forms received under this part and the name of each
23 person who is convicted of an offense, who fails to comply with an
24 order or judgment issued, or against whom an order is entered under
25 this part. The computerized central file shall be interfaced with
26 the law enforcement information network as provided in the L.E.I.N.
27 policy council act of 1974, 1974 PA 163, MCL 28.211 to 28.216.

1 (4) The secretary of state may purge a record of an ORV
2 certificate of title and any record pertaining to it 7 years after
3 the title was issued or the record was made or received.

4 (5) The secretary of state shall not provide an entire
5 computerized central or other file of records maintained under this
6 part to a nongovernmental person or entity, unless the purchaser
7 pays the prescribed fee or price for each individual record
8 contained within the computerized file.

9 (6) A certified copy of an order, record, or paper maintained
10 under this part is admissible in evidence in the same manner as the
11 original and is prima facie proof of the facts stated in the
12 original.

13 Sec. 82156. (1) Records maintained under this part, other than
14 those declared to be confidential by law or ~~which~~ **THAT** are
15 restricted by law from disclosure to the public, shall be available
16 to the public ~~pursuant to~~ **UNDER** procedures prescribed in this
17 part, and in the freedom of information act, 1976 PA 442, MCL
18 15.231 to 15.246.

19 (2) The secretary of state may provide a commercial lookup
20 service of snowmobile operation, title, and registration records
21 maintained under this part. For each individual record looked up,
22 the secretary of state shall charge a fee specified annually by the
23 legislature, or if none, a market-based price established by the
24 secretary of state. The secretary of state shall process a
25 commercial lookup request only if the request is in a form or
26 format prescribed by the secretary of state. ~~The secretary of~~
27 ~~state may use the revenues received from the service for necessary~~

1 ~~expenses.~~ FEES COLLECTED UNDER THIS SUBSECTION ON AND AFTER
2 OCTOBER 1, 2004 SHALL BE CREDITED TO THE TRANSPORTATION
3 ADMINISTRATION COLLECTION FUND CREATED IN SECTION 810B OF THE
4 MICHIGAN VEHICLE CODE, 1949 PA 300, MCL 257.810B.

5 (3) In order to provide an individual, historical snowmobiling
6 record, the secretary of state shall create and maintain a
7 computerized central file that includes the information contained
8 on application forms received under this part and the name of each
9 person who is convicted of an offense, who fails to comply with an
10 order or judgment issued, or against whom an order is entered under
11 this part or former 1968 PA 74. The computerized central file shall
12 be interfaced with the law enforcement information network as
13 provided in the L.E.I.N. policy council act of 1974, 1974 PA 163,
14 MCL 28.211 to 28.216.

15 (4) The secretary of state shall not provide an entire
16 computerized central or other file of records maintained under this
17 part to a nongovernmental person or entity, unless the purchaser
18 pays the prescribed fee or price for each individual record
19 contained within the computerized file.

20 (5) A certified copy of an order, record, or paper maintained
21 in this record is admissible in evidence in like manner as the
22 original and is prima facie proof of the facts stated in the
23 original.

24 Enacting section 1. This amendatory act does not take effect
25 unless all of the following bills of the 93rd Legislature are
26 enacted into law:

27 (a) Senate Bill No. 548.

1 (b) Senate Bill No. 549.