

# HOUSE BILL NO. 4892

September 03, 2019, Introduced by Reps. Tate and Hernandez and referred to the Committee on Appropriations.

A bill to amend 1935 PA 120, entitled

"An act to prescribe a method for the fingerprinting of residents of the state; to provide for the recording and filing of the fingerprints by the central records division of the department of state police; and to impose a fee,"

by amending section 3 (MCL 28.273), as amended by 2015 PA 71.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

**1**           Sec. 3. (1) Until October 1, ~~2019~~,**2023**, the department of  
**2** state police may charge a fee, not to exceed \$30.00, for taking and  
**3** processing the fingerprints and completing a criminal record check

1 of a resident of this state when the impression of the fingerprints  
2 are requested for employment-related or licensing-related purposes.  
3 A fee ~~shall~~**must** not be collected under this subsection if a fee  
4 for taking and processing fingerprints is collected under any other  
5 law. The fee ~~shall~~**must** not exceed the actual cost of taking and  
6 processing the impression of the fingerprints and completing a  
7 criminal record check on that person. The fee ~~shall~~**must** be  
8 collected and forwarded to the state police by the licensing body  
9 or the employer.

10 (2) Until October 1, ~~2019~~**2023**, the department of state  
11 police may charge a fee of \$10.00 for processing and completing a  
12 name-based criminal record check. However, a fee ~~shall~~**must** not be  
13 charged under this subsection if a fee for processing the name-  
14 based criminal record check is charged under any other law or if  
15 the requester is a government agency or nonprofit charitable agency  
16 performing employment or volunteer employment name-based background  
17 checks through the internet criminal history access tool (ICHAT).