

HOUSE BILL NO. 4991

September 14, 2023, Introduced by Reps. Brabec and Witwer and referred to the Committee on Appropriations.

A bill to amend 1972 PA 222, entitled

"An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes,"

by amending section 7 (MCL 28.297), as amended by 2019 PA 80.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 7. (1) The secretary of state may provide a commercial
2 look-up service of records maintained under this act. ~~For~~ **Subject**
3 **to subsection (4), for** each individual record looked up, the

1 secretary of state shall charge a fee ~~specified annually by the~~
2 ~~legislature, or if the legislature does not specify a fee, a~~
3 ~~market-based price established by the secretary of state. of~~
4 **\$15.00.** The secretary of state shall process a commercial look-up
5 request only if the request is in a form or format as prescribed by
6 the secretary of state. ~~Until October 1, 2023, fees~~ **Fees** collected
7 under this subsection must be credited to the transportation
8 administration collection fund created in section 810b of the
9 Michigan vehicle code, 1949 PA 300, MCL 257.810b.

10 (2) The secretary of state shall establish and maintain a
11 computerized central file of the information contained on
12 application forms received under this act. The computerized central
13 file must be interfaced with the law enforcement information
14 network as provided in the C.J.I.S. policy council act, 1974 PA
15 163, MCL 28.211 to 28.215.

16 (3) Except as provided in section 10(2), the secretary of
17 state shall not provide an entire computerized central file or
18 other file of records maintained under this act to a
19 nongovernmental person or entity, unless the purchaser pays the
20 prescribed fee for each individual record contained within the
21 computerized file.

22 (4) **Beginning October 1, 2024 and each October 1 thereafter,**
23 **the department may increase the fee on commercial look-up request**
24 **records to an amount not to exceed the product of the immediately**
25 **preceding fiscal year's fee and the inflation adjustment factor,**
26 **rounded to the nearest whole dollar.**

27 (5) **As used in this section:**

28 (a) **"Annual period" means a 1-year period beginning July 1.**

29 (b) **"Consumer Price Index" means the most comprehensive index**

1 of consumer prices available for the Detroit area from the Bureau
2 of Labor Statistics of the United States Department of Labor.

3 (c) "Inflation adjustment factor" means the greater of the
4 following:

5 (i) 1.00.

6 (ii) The average of the Consumer Price Indices for the 3 annual
7 periods immediately preceding the fee increase divided by the
8 average of the Consumer Price Indices for the 3 annual periods
9 immediately preceding the prior October 1, as determined by the
10 department of treasury.

11 Enacting section 1. This amendatory act takes effect October
12 1, 2023.