

HOUSE BILL No. 6631

November 12, 2008, Introduced by Rep. Opsommer and referred to the Committee on Transportation.

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 82147 (MCL 324.82147), as amended by 2001 PA 148.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 82147. (1) Notwithstanding a court order issued under
2 section 82127(1), (3), (4), or (5), section 15a(1), (3), (4), or
3 (5) of former 1968 PA 74, sections 82141 to 82142, or a local
4 ordinance substantially corresponding to section 82127(1) or (3),
5 or sections 82141 to 82142, if a court has not ordered a person not
6 to operate a snowmobile as authorized by this part, the secretary
7 of state shall issue an order that the person not operate a
8 snowmobile as follows:

1 (a) For 90 days, upon receiving a record of the conviction of
2 the person for a violation of section 82127(3), section 15a(3) of
3 former 1968 PA 74, a local ordinance substantially corresponding to
4 section 82127(3), or a law of another state substantially
5 corresponding to section 82127(3), if the person has no prior
6 convictions within 7 years for a violation of section 82127(1),
7 (3), (4), or (5), section 15a(1), (3), (4), or (5) of former 1968
8 PA 74, or section 15a of former 1968 PA 74, a local ordinance
9 substantially corresponding to section 82127(1) or (3) or section
10 15a of former 1968 PA 74, or a law of another state substantially
11 corresponding to section 82127(1), (3), (4), or (5) or section 15a
12 of former 1968 PA 74.

13 (b) For 1 year for a violation of section 324, 413, or 414 of
14 the Michigan penal code, 1931 PA 328, MCL 750.324, 750.413, and
15 750.414; or a violation of section ~~1 of former 1931 PA 214 or~~
16 ~~section 626e of the Michigan vehicle code, 1949 PA 300, MCL~~
17 ~~257.626e-626(3) OR (4) OF THE MICHIGAN VEHICLE CODE, 1949 PA 300,~~
18 **MCL 257.626.**

19 (c) For 6 months, if the person has the following convictions
20 within a 7-year period, whether under the law of this state, a
21 local ordinance substantially corresponding to a law of this state,
22 or a law of another state substantially corresponding to a law of
23 this state:

24 (i) One conviction under section 82127(1), section 15a(1) of
25 former 1968 PA 74, or ~~former~~ **section 15a OF FORMER 1968 PA 74.**

26 (ii) Two convictions under section 82127(3), section 15a(3) of
27 former 1968 PA 74, or section 15a of former 1968 PA 74.

1 (iii) One conviction under section 82127(1) or section 15a(1) of
2 former 1968 PA 74 and 1 conviction under section 82127(3), section
3 15a(3) of former 1968 PA 74, or section 15a of former 1968 PA 74.

4 (iv) One conviction under section 82127(4) or (5) or section
5 15a(4) or (5) of former 1968 PA 74 followed by 1 conviction under
6 section 82127(3) or section 15a(3) of former 1968 PA 74.

7 (2) If the secretary of state receives records of more than 1
8 conviction or probate court or family division of circuit court
9 disposition of a person resulting from the same incident, a
10 suspension shall be imposed only for the violation to which the
11 longest period of suspension applies under this section.

12 Enacting section 1. This amendatory act does not take effect
13 unless Senate Bill No. 104 of the 94th Legislature is enacted into
14 law.