

# HOUSE BILL No. 5722

December 18, 2009, Introduced by Rep. Hansen and referred to the Committee on Government Operations.

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 205 (MCL 257.205), as amended by 1980 PA 398.

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

1           Sec. 205. (1) The secretary of state shall maintain an office  
2 in the state capitol complex  ~~,~~ and in other places in the state as  
3 ~~the secretary of state~~ **HE OR SHE** considers necessary to carry out  
4 the powers and duties vested in the secretary of state. ~~At~~

5           (2) **EXCEPT AS PROVIDED IN SUBSECTION (3), AT** least 1 office  
6 shall be established in each county of the state. ~~and in each city~~  
7 ~~of the state having a population of 10,000 or more, but not within~~  
8 ~~a radius of 5 miles from a county office location. This subsection~~  
9 ~~does not apply in a county having a population of 300,000 or more,~~  
10 ~~nor to contiguous cities having a combined population of 10,000 or~~

1 ~~more.~~

2 (3) AT LEAST 2 OFFICES SHALL BE ESTABLISHED IN A COUNTY HAVING  
3 A POPULATION OF 150,000 OR MORE.

4 (4) A person licensed **AS A DEALER** under section 248 ~~is~~ is not  
5 eligible for appointment to conduct, manage, or be an employee of a  
6 branch or fee office of the secretary of state.

7 (5) ~~(2)~~A bond may be required of a person in an office  
8 established under subsection (1), (2), OR (3) in an amount that the  
9 secretary of state prescribes to cover the safe handling of money  
10 received under this act. The secretary of state shall not be held  
11 personally liable for a loss of money because of armed robbery,  
12 larceny, embezzlement, riot, act of God, or other act of a person  
13 resulting in a loss of money ~~which is~~ within the authority and  
14 responsibility of the secretary of state as the administrator of  
15 this act.

16 (6) ~~(3)~~A person appointed to conduct a branch office shall  
17 receive **THE NECESSARY EXPENSES OF THE OFFICE AND** compensation **TO BE**  
18 fixed by the secretary of state. ~~, and necessary expenses of the~~  
19 ~~office.~~The compensation and expenses shall be paid out of the  
20 Michigan transportation fund **ESTABLISHED IN SECTION 10 OF 1951 PA**  
21 **51, MCL 247.660**, and shall be deducted from the fund before the  
22 fund is certified to the state treasurer.