

SUBSTITUTE FOR
SENATE BILL NO. 471

A bill to amend 1925 PA 289, entitled

"An act to create and maintain a fingerprint identification and criminal history records division within the department of state police; to require peace officers, persons in charge of certain institutions, and others to make reports respecting juvenile offenses, crimes, and criminals to the state police; to require the fingerprinting of an accused by certain persons; and to provide penalties and remedies for a violation of this act,"

by amending section 2a (MCL 28.242a), as amended by 2012 PA 374.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2a. (1) ~~Except as provided in subsection (2), all~~ **ALL**
2 criminal history record information that is associated with a state
3 identification number and is supported by biometric data shall be
4 disseminated in response to **EITHER** a fingerprint-based **SEARCH** or **A**
5 name-based search of the criminal history record information
6 database. **THIS SUBSECTION DOES NOT ALLOW THE DISSEMINATION OF**

1 CRIMINAL HISTORY RECORD INFORMATION THAT IS NONPUBLIC OR IS
2 PROHIBITED BY LAW FROM BEING DISSEMINATED.

3 ~~—— (2) Subsection (1) does not require the dissemination of~~
4 ~~criminal history record information that is nonpublic or is~~
5 ~~prohibited by law from being disseminated.~~

6 (2) EXCEPT AS PROVIDED IN SUBSECTION (3), ALL JUVENILE HISTORY
7 RECORD INFORMATION THAT IS ASSOCIATED WITH A STATE IDENTIFICATION
8 NUMBER AND IS SUPPORTED BY BIOMETRIC DATA SHALL BE DISSEMINATED IN
9 RESPONSE ONLY TO A FINGERPRINT-BASED SEARCH OF THE CRIMINAL HISTORY
10 RECORD INFORMATION DATABASE. THIS SUBSECTION DOES NOT ALLOW THE
11 DISSEMINATION OF JUVENILE HISTORY RECORD INFORMATION THAT IS
12 NONPUBLIC OR IS PROHIBITED BY LAW FROM BEING DISSEMINATED.

13 (3) ALL JUVENILE HISTORY RECORD INFORMATION THAT IS ASSOCIATED
14 WITH A STATE IDENTIFICATION NUMBER AND THAT IS SUPPORTED BY
15 BIOMETRIC DATA SHALL BE DISSEMINATED IN RESPONSE TO EITHER A NAME-
16 BASED OR A FINGERPRINT-BASED SEARCH OF THE CRIMINAL HISTORY RECORD
17 INFORMATION DATABASE SOLELY TO A PERSON OR ENTITY AUTHORIZED TO
18 ACCESS THE LAW ENFORCEMENT INFORMATION NETWORK. THIS SUBSECTION
19 DOES NOT ALLOW THE DISSEMINATION OF JUVENILE HISTORY RECORD
20 INFORMATION THAT IS PROHIBITED BY LAW FROM BEING DISSEMINATED.