

HOUSE BILL No. 5034

July 28, 1989, Introduced by Rep. Niederstadt and referred to the Committee on Towns and Counties.

A bill to amend the title and sections 1, 2, and 3 of Act No. 105 of the Public Acts of 1964, entitled

"An act to provide for photostating, photographing, microphotographing or filming of records of the state, political subdivisions thereof and municipal courts of record; and to provide for the use thereof as evidence,"

being sections 691.1101, 691.1102, and 691.1103 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. The title and sections 1, 2, and 3 of Act
2 No. 105 of the Public Acts of 1964, being sections 691.1101,
3 691.1102, and 691.1103 of the Michigan Compiled Laws, are amended
4 to read as follows:

5 TITLE

6 An act to provide for ~~photostating, photographing,~~
7 ~~microphotographing or filming~~ REPRODUCTION of records of the

1 state, political subdivisions ~~thereof~~ OF THE STATE, and
 2 municipal courts of record; and to provide for the use ~~thereof~~
 3 OF THOSE REPRODUCTIONS as evidence.

4 Sec. 1. ~~When~~ IF a department, commission, board, or
 5 officer of the state, a political subdivision, or a municipal
 6 court of record ~~, shall have photographed or microphotographed~~
 7 ~~or filmed all or any part of the~~ REPRODUCES PURSUANT TO THE
 8 RECORDS MEDIA ACT records kept by or in ~~such~~ THE department,
 9 commission, board, office, or court, ~~in a manner and on film or~~
 10 ~~paper that complies with the minimum standards of quality~~
 11 ~~approved for photographic records by the microfilm laboratory of~~
 12 ~~the department of administration and published in the administra-~~
 13 ~~tive code, and when such photographs or microphotographs or films~~
 14 ~~shall be placed in conveniently accessible files and provisions~~
 15 ~~made for preserving, examining, and using the same,~~ the depart-
 16 ment, commission, board, officer, or court may cause the original
 17 records ~~from which the photographs or microphotographs or films~~
 18 ~~have been made, or any part thereof,~~ to be disposed of or
 19 destroyed in accordance with ~~section 13c~~ SECTIONS 201, 285,
 20 287 AND 289 of THE MANAGEMENT AND BUDGET ACT, Act No. ~~51~~ 431
 21 of the Public Acts of ~~the First Extra Session of 1948~~ 1984,
 22 being ~~section 18.13c~~ SECTIONS 18.1201, 18.1285, 18.1287, AND
 23 18.1289 of the MICHIGAN Compiled Laws, ~~of 1948~~ IF APPLICABLE,
 24 and section 5 of Act No. 271 of the Public Acts of 1913, as
 25 amended, being section 399.5 of the MICHIGAN Compiled Laws. ~~of~~
 26 ~~1948. No~~ A record of ~~any such~~ A MUNICIPAL court OF RECORD
 27 shall NOT be disposed of or destroyed ~~until~~ UNLESS the ~~records~~

1 ~~shall have~~ RECORD HAS been in the custody of the court for at
2 least 6 years.

3 Sec. 2. The register of deeds of ~~any~~ A county, ~~when~~ IF
4 so instructed by a resolution of the board of ~~supervisors, may~~
5 ~~microphotograph any and all deeds, mortgages, maps and instru-~~
6 ~~ments or writings, authorized by law to be~~ COUNTY COMMISSIONERS,
7 MAY REPRODUCE PURSUANT TO THE RECORDS MEDIA ACT A MAP, INSTRU-
8 MENT, OR WRITING recorded in his OR HER office ~~, and left with~~
9 ~~him for that purpose and all of the records and indexes~~ AND A
10 RECORD OR INDEX required by law to be kept by him OR HER. The
11 register of deeds shall make ~~such microfilms~~ REPRODUCTIONS in
12 duplicate and store 1 ~~microfilm~~ REPRODUCTION in a building sep-
13 arate from his OR HER office. ~~He~~ THE REGISTER OF DEEDS shall
14 retain the other ~~microfilm~~ REPRODUCTION in his OR HER office
15 with suitable equipment for displaying ~~such filmed~~ THE record
16 ~~by projection to~~ AT not less than its original size or for pre-
17 paring copies for persons entitled to ~~the same~~ COPIES.

18 Sec. 3. ~~Photographs, microphotographs or films~~ A
19 REPRODUCTION of a record ~~thus~~ IN A MEDIUM PURSUANT TO THE
20 RECORDS MEDIA ACT OR A REPRODUCTION MADE FROM A MEDIUM PURSUANT
21 TO THAT ACT WHICH IS A DURABLE MEDIUM FOR REPRODUCING THE ORIGI-
22 NAL OR A REPRODUCTION prepared under ~~this or~~ any other law
23 ~~shall have~~ HAS the same force and effect as the ~~originals~~
24 ~~thereof would have had,~~ ORIGINAL and shall be treated as
25 ~~originals~~ AN ORIGINAL for the purpose of admissibility in
26 evidence. ~~Duly~~ A DULY certified or authenticated ~~copies of~~
27 ~~such photographs, microphotographs or films~~ COPY OF THE

1 REPRODUCTION shall be admitted in evidence equally with the
2 original ~~photographs, microphotographs or films~~ REPRODUCTION OR
3 MEDIUM.

4 Section 2. This amendatory act shall not take effect unless
5 Senate Bill No. _____ or House Bill No. 5013 (request
6 no. 03301'89) of the 85th Legislature is enacted into law.