

# HOUSE BILL No. 6014

September 13, 1990, Introduced by Rep. Randall and referred to the Committee on Judiciary.

A bill to amend sections 1 and 3 of Act No. 120 of the Public Acts of 1935, entitled as amended

"An act to prescribe a method for the fingerprinting of residents of the state, and to provide for the recording and filing thereof by the central records division of the department of state police,"

section 1 as amended and section 3 as added by Act No. 175 of the Public Acts of 1985, being sections 28.271 and 28.273 of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Section 1. Sections 1 and 3 of Act No. 120 of the Public  
2 Acts of 1935, section 1 as amended and section 3 as added by Act  
3 No. 175 of the Public Acts of 1985, being sections 28.271 and  
4 28.273 of the Michigan Compiled Laws, are amended to read as  
5 follows:

1       Sec. 1. Except as provided in section 4 of the child  
2 identification and protection act, ACT NO. 176 OF THE PUBLIC ACTS  
3 OF 1985, BEING SECTION 722.774 OF THE MICHIGAN COMPILED LAWS, OR  
4 IN SECTION 46(3) OF CHAPTER X OF ACT NO. 288 OF THE PUBLIC ACTS  
5 OF 1939, BEING SECTION 710.46 OF THE MICHIGAN COMPILED LAWS, when  
6 a resident of this state appears before any sheriff or police  
7 agency for the county in which he or she resides, and requests an  
8 impression of his or her fingerprints, the agency shall comply  
9 with the request and make at least 2 copies of the impression, 1  
10 for the files of the local police and the other to be forwarded  
11 to the central records division of the department of state  
12 police.

13       Sec. 3. The department of state police may charge a fee,  
14 not to exceed \$15.00, for taking and processing the fingerprints  
15 and completing a criminal record check OR CRIMINAL CONVICTION  
16 CHECK of a resident of this state when the impression of the fin-  
17 gerprints are requested for ~~employment or licensing related~~  
18 purposes RELATED TO ADOPTION, EMPLOYMENT, OR LICENSING. The fee  
19 shall not exceed the actual cost of taking and processing the  
20 impression of the fingerprints and completing a criminal record  
21 check OR CRIMINAL CONVICTION CHECK on that person. The fee shall  
22 be collected and forwarded to the state police by the licensing  
23 body or the employer, OR BY THE CHILD PLACING AGENCY THAT IS  
24 REQUIRED TO OBTAIN A CRIMINAL CONVICTION RECORD PURSUANT TO  
25 SECTION 46(3) OF CHAPTER X OF ACT NO. 288 OF THE PUBLIC ACTS OF  
26 1939, BEING SECTION 710.46 OF THE MICHIGAN COMPILED LAWS.

1       Section 2. This amendatory act shall not take effect unless  
2 House Bill No. 5383 of the 85th Legislature is enacted into law.