

HOUSE BILL No. 4540

April 6, 1989, Introduced by Reps. Palamara, DeMars, Porreca, Van Singel, Runco, Richard A. Young, Bennett, Weeks and Brown and referred to the Committee on Insurance.

A bill to amend section 3102 of Act No. 218 of the Public Acts of 1956, entitled as amended

"The insurance code of 1956,"

as amended by Act No. 187 of the Public Acts of 1987, being section 500.3102 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 3102 of Act No. 218 of the Public Acts
2 of 1956, as amended by Act No. 187 of the Public Acts of 1987,
3 being section 500.3102 of the Michigan Compiled Laws, is amended
4 to read as follows:

5 Sec. 3102. (1) A nonresident owner or registrant of a motor
6 vehicle or motorcycle not registered in this state shall not
7 operate or permit the motor vehicle or motorcycle to be operated
8 in this state for an aggregate of more than 30 days in any

1 calendar year unless he or she continuously maintains security
2 for the payment of benefits pursuant to this chapter.

3 (2) ~~An~~ FAILURE BY AN owner or registrant of a motor vehi-
4 cle or motorcycle with respect to which security is required, who
5 operates the motor vehicle or motorcycle or permits it to be
6 operated upon a public highway in this state, ~~without having~~ TO
7 PRODUCE UPON THE REQUEST OF A POLICE OFFICER EVIDENCE THAT THE
8 MOTOR VEHICLE OR MOTORCYCLE HAS in full force and effect security
9 complying with this section or section 3101 or 3103 is ~~guilty~~
10 ~~of~~ a misdemeanor. ~~Any other~~ A person who operates a motor
11 vehicle or motorcycle upon a public highway in this state with
12 the knowledge that the owner or registrant does not have security
13 in full force and effect is guilty of a misdemeanor. A person
14 convicted of a misdemeanor under this section shall be fined not
15 less than \$200.00 nor more than \$500.00, imprisoned for not more
16 than 1 year, or both.

17 (3) IF A PERSON HAS RECEIVED A CITATION UNDER THIS SECTION
18 FOR FAILURE TO PRODUCE EVIDENCE THAT A MOTOR VEHICLE OR MOTORCY-
19 CLE HAS IN FULL FORCE AND EFFECT SECURITY COMPLYING WITH THIS
20 SECTION OR SECTION 3101 OR 3103, THE COURT SHALL WAIVE ANY FINE,
21 COSTS, AND IMPRISONMENT UPON RECEIPT OF CERTIFICATION BY A LAW
22 ENFORCEMENT AGENCY THAT THE PERSON, BEFORE THE APPEARANCE DATE ON
23 THE CITATION, HAS PRODUCED EVIDENCE THAT THE MOTOR VEHICLE OR
24 MOTORCYCLE HAD IN EFFECT SECURITY COMPLYING WITH THIS SECTION OR
25 SECTION 3101 OR 3103 ON THE DATE OF THE ISSUANCE OF THE CITATION.