



Senate Fiscal Agency
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BILL ANALYSIS



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House Bill 5544 (as reported without amendment)
Sponsor: Representative Michael Nye
House Committee: Judiciary and Civil Rights
Senate Committee: Judiciary

CONTENT

The bill would amend the Natural Resources and Environmental Protection Act to provide that a person who violated a rule promulgated or order issued under a section dealing with the protection of the lands and property under the control of the Department of Natural Resources against wrongful use or occupancy would be responsible for a State civil infraction and could be order to pay a civil fine of up to \$500. Currently, the Act provides that the violation is a misdemeanor, punishable by up to 90 days' imprisonment and/or a maximum fine of \$500, and that on and after the date the "civil procedures act" is enacted into law, the violation is a civil infraction subject to a civil fine of not more than \$500.

The bill also would delete a park and recreation enforcement officer's authority to arrest a person without a warrant if the person commits a civil infraction in violation of any of a number of provisions of the Michigan Vehicle Code. Instead, the bill would allow a park and recreation officer to issue a citation for those civil infractions. (An officer could still make an arrest without a warrant for certain misdemeanor violations of the Vehicle Code.)

MCL 324.504 & 324.74124

Legislative Analyst: P. Affholter

FISCAL IMPACT

The bill would have no fiscal impact on State or local government.

Date Completed: 3-19-96

Fiscal Analyst: G. Cutler

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.