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STATE PREEMPTION; LOCAL FINES TO COUNTY LIBRARIES

House Bill 6282

Sponsor: Rep. Kirk Profit

Committee: Transportation

Complete to 11-9-98

A SUMMARY OF HOUSE BILL 6282 AS INTRODUCED 11-5-98

House Bill 6282 would amend the Motor Carrier Act to prohibit local units of government from adopting, enacting, or enforcing a local law that is in conflict with the act. The bill specifies that a local law that imposes a criminal penalty for an act that is a civil infraction, or that imposes a criminal penalty or civil sanction in excess of that prescribed in the act, would be in conflict and would be void.

Further, House Bill 6282 also specifies that proceeds of a civil fine imposed by a local unit of government for violation of a local law regulating for-hire motor vehicles must be paid to the county treasurer and applied exclusively for public libraries in the same manner as state penal fines. Finally, the bill would define "local law" to include a local charter provision, ordinance, rule, or regulation.

MCL 479.18

House Bill 6282 (11-9-98)

Analyst: J. Hunault

■ This analysis was prepared by nonpartisan House staff for use by House members in their deliberations, and does not constitute an official statement of legislative intent.