



**House
Legislative
Analysis
Section**

House Office Building, 9 South
Lansing, Michigan 48909
Phone: 517/373-6466

BOMB THREATS; DRIVERS LICENSE REVOCATION

House Bills 5191 and 5192

Sponsor: Rep. Andrew Raczkowski

Committee: Transportation

Complete to 10-15-01

A SUMMARY OF HOUSE BILLS 5191 AND 5192 AS INTRODUCED 10-11-01

The bills would deny or revoke a drivers license from any person that a court determined had knowingly made a false report of a bomb to a school, community college, or a university. House Bill 5192 is tie-barred to House Bill 5191 so it could not become law unless House Bill 5191 also were enacted.

More specifically, House Bill 5191 would amend the Michigan Vehicle Code (MCL 257.303 and 257.732) to prohibit the secretary of state from *issuing* a driver license to a person who had been convicted of violating certain sections of the Penal Code, including threats to violate any provision of Chapter 33, concerning explosives and bombs, as well as violation of section 411a, which concerns making false bomb reports to police officers. Further, a driver license would be denied to a person who had been convicted of violating section 1311a of the Revised School Code, concerning physical assault committed at school against an employee, volunteer, or contractor, or a person who had been suspended or expelled from school under the section.

In addition, House Bill 5191 would require the secretary of state to *revoke* the operator's or chauffeur's license of a person having a conviction for a violation of certain sections of the Penal Code, including threats to violate any provision of Chapter 33, concerning explosives and bombs, as well as violation of section 411a, which concerns making false bomb reports to police officers, when those threats are made to a school, community college, or a Michigan university. Further, the bill would prohibit the issue or reissue of a license that had been revoked for these reasons until the expiration of not less than three years after the date of a conviction, or if the person was less than 18 years old, then not less than three years after the date that person completed the requirement for a first-time driver license.

House Bill 5191 also specifies that the clerk of the court would be required to forward an abstract of the court record to the secretary of state upon a person's conviction of section 411a (2)(a) or (b) of the Penal Code (which concern knowingly making a false report about a violation or attempted violation, or threatening oneself to violate the provisions of the explosives and bombs chapter of the code; and also the provisions about death due to explosives, as well as those about death due to explosives placed with the intent to destroy objects or buildings).

House Bills 5191 and 5192 (10-15-01)

House Bill 5192 would amend the Revised School Code (MCL 380.1311a) to require any school board (or its designee) that suspended or expelled a student for making a bomb threat or a similar threat, to immediately notify the secretary of state, in writing, of the date of the suspension or expulsion.

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.