

HB 4925, As Passed Senate, October 11, 2001

**SENATE SUBSTITUTE FOR
HOUSE BILL NO. 4925**

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending section 82147 (MCL 324.82147), as added by 1995 PA
58.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 82147. (1) Notwithstanding a court order issued under
2 section 82127(1), (3), (4), or (5), ~~former~~ section 15a(1), (3),
3 (4), or (5) of ~~Act No. 74 of the Public Acts of 1968~~ FORMER
4 1968 PA 74, sections 82141 to 82142, or a local ordinance sub-
5 stantially corresponding to section 82127(1) or (3), or sections
6 82141 to 82142, if a court has not ordered a person not to oper-
7 ate a snowmobile as authorized by this part, the secretary of
8 state shall issue an order that the person not operate a
9 snowmobile as follows:

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1 (a) For ~~not less than~~ 90 days, ~~or more than 1 year,~~ upon
2 receiving a record of the conviction of the person for a
3 violation of section 82127(3), ~~former~~ section 15a(3) of ~~Act~~
4 ~~No. 74 of the Public Acts of 1968~~ FORMER 1968 PA 74, a local
5 ordinance substantially corresponding to section 82127(3), or a
6 law of another state substantially corresponding to section
7 82127(3), if the person has no prior convictions within 7 years
8 for a violation of section 82127(1), (3), (4), or (5), ~~former~~
9 section 15a(1), (3), (4), or (5) of ~~Act No. 74 of the Public~~
10 ~~Acts of 1968~~ FORMER 1968 PA 74, or ~~former~~ section 15a OF
11 FORMER 1968 PA 74, a local ordinance substantially corresponding
12 to section 82127(1) or (3) or ~~former~~ section 15a OF FORMER 1968
13 PA 74, or a law of another state substantially corresponding to
14 section 82127(1), (3), (4), or (5) or ~~former~~ section 15a OF
15 FORMER 1968 PA 74.

16 (b) ~~A~~ FOR 1 YEAR FOR A violation of section 324, 413, or
17 414 of the Michigan penal code, ~~Act No. 328 of the Public Acts~~
18 ~~of 1931, being sections 750.324, 750.413, and 750.414 of the~~
19 ~~Michigan Compiled Laws~~ 1931 PA 328, MCL 750.324, 750.413, AND
20 750.414; or a violation of section 1 of ~~Act No. 214 of the~~
21 ~~Public Acts of 1931, being section 752.191 of the Michigan~~
22 ~~Compiled Laws~~ FORMER 1931 PA 214 OR SECTION 626C OF THE MICHIGAN
23 VEHICLE CODE, 1949 PA 300, MCL 257.626C.

24 (c) For ~~not less than~~ 6 months, ~~or more than 2 years,~~ if
25 the person has the following convictions within a 7-year period,
26 whether under the law of this state, a local ordinance
27 substantially corresponding to a law of this state, or a law of

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1 another state substantially corresponding to a law of this
2 state:

3 (i) One conviction under section 82127(1), ~~former~~
4 section 15a(1) of ~~Act No. 74 of the Public Acts of 1968~~ FORMER
5 1968 PA 74, or former section 15a.

6 (ii) Two convictions under section 82127(3), ~~former~~
7 section 15a(3) of ~~Act No. 74 of the Public Acts of 1968~~ FORMER
8 1968 PA 74, or ~~former~~ section 15a OF FORMER 1968 PA 74.

9 (iii) One conviction under section 82127(1) or ~~former~~
10 section 15a(1) of ~~Act No. 74 of the Public Acts of 1968~~ FORMER
11 1968 PA 74 and 1 conviction under section 82127(3), ~~former~~
12 section 15a(3) of ~~Act No. 74 of the Public Acts of 1968~~ FORMER
13 1968 PA 74, or ~~former~~ section 15a OF FORMER 1968 PA 74.

14 (iv) One conviction under section 82127(4) or (5) or
15 ~~former~~ section 15a(4) or (5) of ~~Act No. 74 of the Public Acts~~
16 ~~of 1968~~ FORMER 1968 PA 74 followed by 1 conviction under section
17 82127(3) or ~~former~~ section 15a(3) of ~~Act No. 74 of the Public~~
18 ~~Acts of 1968~~ FORMER 1968 PA 74.

19 (2) If the secretary of state receives records of more than
20 1 conviction or probate court OR FAMILY DIVISION OF CIRCUIT COURT
21 disposition of a person resulting from the same incident, a sus-
22 pension shall be imposed only for the violation to which the
23 longest period of suspension applies under this section.

24 Enacting section 1. This amendatory act takes effect
25 February 1, 2002.

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1 Enacting section 2. This amendatory act does not take
2 effect unless House Bill No. 4813 of the 91st Legislature is
3 enacted into law.