

MICHIGAN VEHICLE CODE (EXCERPT)
Act 300 of 1949

257.254 False statement in application for certificate of title or in assignment of title; possession of stolen vehicle; penalties.

Sec. 254.

Any person who shall knowingly make any false statement of a material fact, either in his or her application for the certificate of title required by this act, or in any assignment of that title, or who, with intent to procure or pass title to a motor vehicle which he or she knows or has reason to believe has been stolen, shall receive or transfer possession of the same from or to another, or who shall have in his or her possession any vehicle which he or she knows or has reason to believe has been stolen, and who is not an officer of the law engaged at the time in the performance of his or her duty as such officer, is guilty of a felony, punishable by a fine of not more than \$5,000.00, or by imprisonment for not more than 10 years, or both. This provision shall not be exclusive of any other penalties prescribed by any law for the larceny of the unauthorized taking of a vehicle.

History: 1949, Act 300, Eff. Sept. 23, 1949 ;-- Am. 1990, Act 98, Eff. Jan. 1, 1991

Constitutionality: The language of this section "œor who shall have in his possession any motor vehicle which he knows or has reason to believe has been stolen, and who is not an officer of the law engaged at that time in the performance of his duty as such officer" must necessarily be treated as either surplusage or deemed inconsistent with the intent of MCL 257.1 et seq. and deleted from it. *People v Morton*, 384 Mich 38; 179 NW2d 379 (1970).