

SENATE BILL NO. 644

July 2, 1997, Introduced by Senator DINGELL and referred
to the Committee on Transportation and Tourism.

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending section 208 (MCL 257.208), as amended by 1994 PA
449.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 208. (1) Records of the department, other than those
2 declared by law to be confidential for the department's use,
3 shall be open to public inspection under rules the secretary of
4 state promulgates, pursuant to section 3 of the freedom of infor-
5 mation act, ~~Act No. 442 of the Public Acts of 1976, being sec-~~
6 ~~tion 15.233 of the Michigan Compiled Laws~~ 1976 PA 442, MCL
7 15.233.

8 (2) Except as otherwise specified in this section, the
9 secretary of state ~~may~~ SHALL destroy any department records

1 maintained on file for 7 years, including the information
2 contained in the central file maintained under section 204a.

3 (3) Records of convictions of any offense for which points
4 are provided under section 320a(1)(a), (b), (c), or (g) or sec-
5 tion 320a(9) ~~may~~ SHALL NOT be destroyed ~~after being~~ UNLESS
6 THOSE RECORDS HAVE BEEN maintained on file for NOT LESS THAN 10
7 years.

8 (4) Records of stolen vehicles reported in section 253 may
9 be destroyed after being maintained on file for the year of entry
10 plus 4 years.

11 (5) Except as otherwise specified in this act, records the
12 secretary of state considers obsolete and of no further service
13 in carrying out the department's powers and duties may be
14 destroyed upon that determination.

15 (6) If a record of suspension under section 321a does not
16 contain a conviction for a violation of section 904 or a local
17 ordinance substantially corresponding to section 904 during the
18 period of suspension, the secretary of state may destroy the
19 record 180 days after the suspension terminates or as provided in
20 subsections (2) to (5).

21 (7) The secretary of state may destroy a record of receipt
22 of the notice provided for in section 321a(3) after the court
23 involved informs the secretary of state that all outstanding mat-
24 ters regarding section 321a(3) have been resolved.

25 (8) The secretary of state may destroy a record maintained
26 pursuant to section 204a, 180 days after the nonresident driver

1 against whom a civil infraction determination is entered complies
2 with an order or judgment issued pursuant to section 907.