

**SUBSTITUTE FOR
SENATE BILL NO. 968**

A bill to authorize local units of government to fingerprint certain individuals for the purpose of receiving criminal history record information from the department of state police or other law enforcement consortium and the federal bureau of investigation; to prescribe the powers and duties of certain state departments and officers; and to provide for the collection of fees.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. (1) Notwithstanding any other provision of law to the
2 contrary, a local unit of government may by ordinance require the
3 fingerprinting of door-to-door solicitors, taxicab drivers or other
4 drivers for hire, or street vendors or other transient merchants
5 for the purpose of obtaining criminal history record information on
6 those individuals. Fingerprints obtained pursuant to this act may

1 be submitted by the local unit of government to the department of
2 state police or other public law enforcement consortium for a state
3 criminal history record check and to the federal bureau of
4 investigation for a national criminal history record check.

5 (2) The department of state police or other public law
6 enforcement consortium shall serve as the sole source for receiving
7 fingerprint submissions from local units of government and for
8 receiving the responses to those fingerprint submissions from the
9 federal bureau of investigation. The criminal history record
10 information obtained by the department of state police or other
11 public law enforcement consortium shall be disseminated to the
12 local unit of government.

13 (3) A local unit of government may charge an individual the
14 appropriate fees for the state and national criminal history record
15 check. The appropriate fees for a state and national criminal
16 history record check shall be transmitted by the local unit of
17 government to the department of state police or other public law
18 enforcement consortium.

19 (4) As used in this act:

20 (a) "Criminal history record information" means that term as
21 defined in section 1a of 1925 PA 289, MCL 28.241a.

22 (b) "Local unit of government" means a county, city, village,
23 township, or charter township.

24 Enacting section 1. This act takes effect January 1, 2009.