

# HOUSE BILL No. 5784

February 9, 2010, Introduced by Rep. Lori and referred to the Committee on Insurance.

A bill to amend 1949 PA 300, entitled  
"Michigan vehicle code,"  
(MCL 257.1 to 257.923) by adding section 328a.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           **SEC. 328A. (1) AN INDIVIDUAL SHALL REPORT TO THE SECRETARY OF**  
2           **STATE IN PERSON IF ANY OF THE FOLLOWING OCCUR WHILE HE OR SHE IS**  
3           **OPERATING A MOTOR VEHICLE IN THIS STATE:**

4           **(A) HE OR SHE IS INVOLVED IN A CRASH RESULTING IN PROPERTY**  
5           **DAMAGE OF \$1,000.00 OR MORE.**

6           **(B) HE OR SHE IS INVOLVED IN A CRASH RESULTING IN PERSONAL**  
7           **INJURY TO ANY INDIVIDUAL.**

8           **(C) HE OR SHE IS STOPPED BY A PEACE OFFICER FOR A VIOLATION OF**

1 THIS ACT.

2 (2) AN INDIVIDUAL SHALL REPORT AS REQUIRED UNDER SUBSECTION  
3 (1) WITHIN 7 DAYS AFTER THE CRASH OR STOP. THE INDIVIDUAL SHALL  
4 PRESENT PROOF TO THE SECRETARY OF STATE IN THE MANNER REQUIRED BY  
5 THE SECRETARY OF STATE THAT THE VEHICLE WAS INSURED AS REQUIRED  
6 UNDER CHAPTER 31 OF THE INSURANCE CODE OF 1956, 1956 PA 218, MCL  
7 500.3101 TO 500.3179, AT THE TIME HE OR SHE WAS OPERATING THE MOTOR  
8 VEHICLE. THE SECRETARY OF STATE SHALL VERIFY THE INSURANCE COVERAGE  
9 FOR THE VEHICLE WITH THE STATED INSURER. IF THE SECRETARY OF STATE  
10 DETERMINES THAT THE INDIVIDUAL DID NOT HAVE THE INSURANCE IN FORCE  
11 AT THE TIME OF THE CRASH OR STOP, THE SECRETARY OF STATE SHALL  
12 REPORT THE VIOLATION TO THE POLICE DEPARTMENT OR SHERIFF DEPARTMENT  
13 THAT RESPONDED TO THE CRASH OR MADE THE STOP. IF NO POLICE  
14 DEPARTMENT OR SHERIFF DEPARTMENT RESPONDED TO THE CRASH, THE  
15 SECRETARY OF STATE SHALL REPORT THE VIOLATION TO A POLICE  
16 DEPARTMENT OR THE SHERIFF DEPARTMENT HAVING JURISDICTION OF THE  
17 LOCATION IN WHICH THE CRASH OCCURRED.

18 (3) AN INDIVIDUAL WHO FAILS TO REPORT TO THE SECRETARY OF  
19 STATE AS REQUIRED UNDER THIS SECTION IS GUILTY OF A MISDEMEANOR  
20 PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 93 DAYS OR A FINE OF  
21 NOT MORE THAN \$500.00, OR BOTH.

22 (4) AN INDIVIDUAL WHO KNOWINGLY PROVIDES FALSE OR MISLEADING  
23 INFORMATION TO THE SECRETARY OF STATE IN A REPORT REQUIRED UNDER  
24 THIS SECTION IS GUILTY OF A MISDEMEANOR PUNISHABLE BY IMPRISONMENT  
25 FOR NOT MORE THAN 93 DAYS OR A FINE OF NOT MORE THAN \$500.00, OR  
26 BOTH.

27 (5) AS USED IN THIS SECTION:

1           (A) "CRASH" MEANS A COLLISION WITH ANY OBJECT INCLUDING  
2 ANOTHER VEHICLE.

3           (B) "POLICE DEPARTMENT" MEANS THE POLICE DEPARTMENT OF A CITY,  
4 VILLAGE, TOWNSHIP, COLLEGE, OR COMMUNITY COLLEGE OR THE DEPARTMENT  
5 OF STATE POLICE.