

# SENATE BILL No. 864

March 11, 2014, Introduced by Senators PAVLOV, JANSEN, ROBERTSON, BOOHER, PROOS, BRANDENBURG and CASPERSON and referred to the Committee on Judiciary.

A bill to amend 1949 PA 300, entitled  
"Michigan vehicle code,"  
(MCL 257.1 to 257.923) by adding section 625j.

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

1           SEC. 625J. (1) IF IT APPEARS FROM THE RESULTS OF A PRELIMINARY  
2 CHEMICAL ANALYSIS ADMINISTERED UNDER SECTION 625G THAT A CONTROLLED  
3 SUBSTANCE IS PRESENT IN THE PERSON'S BODY, THE PEACE OFFICER WHO  
4 ADMINISTERED THE PRELIMINARY CHEMICAL ANALYSIS SHALL WITHIN 72  
5 HOURS ENTER THAT INFORMATION INTO LEIN, INDICATING THAT A  
6 SUBSEQUENT CHEMICAL TEST IS PENDING.

7           (2) IF THE RESULTS OF A SUBSEQUENT CHEMICAL TEST ADMINISTERED  
8 UNDER SECTION 625A(6) TO A PERSON DESCRIBED IN SUBSECTION (1)  
9 REVEAL THE ABSENCE OF A CONTROLLED SUBSTANCE IN THE PERSON'S BODY,  
10 THE PEACE OFFICER SHALL REMOVE THE INFORMATION ENTERED INTO LEIN

1 UNDER SUBSECTION (1) FROM THE LAW ENFORCEMENT INFORMATION NETWORK.

2 (3) AS USED IN THIS SECTION, "LEIN" MEANS THE LAW ENFORCEMENT  
3 INFORMATION NETWORK REGULATED UNDER THE C.J.I.S. POLICY COUNCIL  
4 ACT, 1974 PA 163, MCL 28.211 TO 28.215, OR THE DEPARTMENT OF STATE  
5 POLICE.

6 Enacting section 1. This amendatory act does not take effect  
7 unless Senate Bill No. 865

8 of the 97th Legislature is enacted into law.