

STATE CIVIL INFRACTIONS

SCAO: Revised May, 2009

MCL

Subject

- 28.422a(2) **Pistol Sale Record Distribution.** Purchaser's failure to sign and distribute 2 copies of pistol sales record to the police department of the city, village, or township in which the purchaser resides or to the county sheriff if not living in a city, village, or township within 10 days. Maximum fine \$250. Effective 1/7/09.
- 28.425f(1) **Concealed Pistol.** Licensed individual shall carry concealed weapon license in his/her possession at all time s/he is carrying the weapon. Maximum fine \$100. Effective 7/1/01.
- 28.425f(2) **Concealed Pistol.** Licensed individual shall show his/her license upon request by a peace officer, and show his/her driver license or Michigan personal identification card upon request by a peace officer. Maximum fine \$100. Effective 7/1/01.
- 28.425f(3) **Concealed Pistol.** Licensed individual who is carrying a concealed pistol and is stopped by a peace officer shall immediately disclose to the peace officer that s/he is carrying a pistol concealed upon his or her person or in his or her vehicle. Maximum fine: 1st offense - \$500 or 6 months suspension of license, or both; subsequent offense within 3 years - \$1,000 and revocation of license.
- 28.425k(1)(c) **BAC .02-.08 while carrying a concealed pistol.** License may be revoked for 1 year. Effective 7/1/01.
- 28.425o(3) **Carrying a concealed pistol in a prohibited place,** first offense. License must be suspended for 6 months. Effective 7/1/01.
- 28.429 **Pistol Inspection.** A person who presents a pistol for a safety inspection shall ensure that the pistol is unloaded and that the pistol is equipped with a trigger lock or other disabling mechanism or encased when the pistol is presented for inspection. Maximum fine \$50. Effective 4-18-96.
- 35.442 **Veterans organizations,** licensing of. Maximum fine \$1,000. Effective 5-7-96.
- 257.1801-
257.1877 **Pupil Transportation Act.** Violation is state civil infraction unless otherwise designated. Maximum fine \$500. [MCL 257.1873] Effective 8/15/06
- 259.179 **Aeronautics Code.** Hunt, pursue or kill any wild waterfowl or other birds or animals by any means whatever during the time the person is upon any kind of aircraft. Person prohibited from obtaining or possessing a hunting license for a period of 1 year. Maximum fine \$500. [MCL 259.176]
- 286.228 **Department of Agriculture.** Insect Pest and Plant Disease Act, violation of 286.220 or order issued. Maximum fine \$1,000 plus expenses incurred by Department to abate the nuisance. Effective 6/27/05. Violation of MCL 286.223 or rule or regulation after

9/1/2005 is misdemeanor or felony.

- 286.260 **Department of Agriculture.** Destruction of Plants, violation of rule or order. Maximum fine \$1,000 plus expenses incurred by the Department in destroying the plants. Effective 6/27/05. Violation of MCL 286.223 or rule or regulation now misdemeanor or felony after 9/1/2005.
- 324.504 **Department of Natural Resources,** violation of rule or orders for the protection of state lands. Maximum fine \$500. Effective 4-18-96.
- 324.2156 **Protection of state owned lands.** All offenses now misdemeanor or felony. Penalty found in MCL 324.2157.
- 324.8902 **Littering on public or private property.** 324.8905a penalties; establishes civil fines based upon volume of litter.
- 324.9121 **Soil erosion and sedimentation control measurers.** In general, maximum fine \$2,500. Maximum fine \$10,000 per day for knowingly violating or making false statement in an application or permit or in soil erosion and sedimentation control plan. Fine of not less than \$2,500 or more than \$25,000 per day for a person who knowingly violates after receiving a notice of determination. See this statute for direction on distribution of fine to state or local unit of government, depending upon who filed the action. Distribution of costs follows MCL 600.8379. Court may order respondent to restore areas damaged to their condition prior to the violation.
- 324.52901 **Christmas trees, boughs, plants, and other trees.** Violations are now misdemeanor
324.52901 and felony effective 1/1/2002. [Penalty in MCL 324.52908]
- 324.76901 **Mackinac Island State Park.** Violation of a rule promulgated by the Mackinac Island state park commission under the Natural Resources and Environmental Protection Act. Maximum fine \$500.
- 324.80114 **Marine Safety.** Violation of a rule promulgated to establish performance or other safety standards relating to boat construction or the installation, use or carriage of associated equipment. Maximum fine \$500. Effective 5-11-07.
- 324.80122 **Marine Safety.** No certificate, decal or number on a vessel. Maximum fine \$500. Effective 5-11-07.
- 324.80124(15) **Marine Safety.** Improper decal display. Maximum fine \$500. Effective 5-11-07.
- 324.80124(17) **Marine Safety.** No decal issued for a vessel or expired decal. Civil fine not more than \$500. Effective 5-11-07.
- 324.80142 **Marine Safety.** Persons under 6 years of age not wearing a personal floatation device. Maximum fine \$100. Effective 4-18-96.
- 324.80144 **Marine Safety.** Failing to avoid a collision, 1st violation (2nd and subsequent violations remain misdemeanors). Maximum fine \$500. Effective 5-11-07.

- 324.80145 **Marine Safety.** Basic speed law violation. Maximum fine \$500. Effective 5-11-07.
- 324.80146 **Marine Safety.** Speeding that does not constitute reckless operation (unless waived for authorized marine events). Maximum fine \$500. Exceptions noted. Effective 5-11-07.
- 324.80149 **Marine Safety.** Counterclockwise operation violation or 100-foot rule violation on any of the Great Lakes, Lake St. Clair, or the St. Clair River (violations on other bodies of water remain misdemeanors). Maximum fine \$500. Effective 5-11-07.
- 324.80151 **Marine Safety.** Towing a skier after dark. Maximum fine \$500. Effective 5-11-07.
- 324.80180 **Marine Safety.** Refuse PBT. Effective 4-18-96. Maximum fine \$500. Effective 5-11-07.
- 324.80198b(1) **Marine Safety.** No buoys on a public beach. Maximum fine \$500. Effective 5-11-07.
- 324.80198b(2) **Marine Safety.** Swimming outside a buoyed swimming area. Maximum fine \$500. Effective 5-11-07.
- 324.80205(8) **Personal Watercraft.** 150-foot rule violation. Maximum fine \$500. Effective 5-11-07. **Repealed effective 3/23/2012.**
- 324.80205(9) **Personal Watercraft.** 2-foot rule violation. Maximum fine \$500. Effective 5-11-07. **Repealed effective 3/23/2012.**
- 324.80206 **Personal Watercraft.** Operation outside channel or where aquatic rooted vegetation visible above surface. Fine \$25. Effective 6-27-00.
- 324.81109 **ORVs.** Licensing: maximum fine \$100. Safety education and various operating violations [MCL 324.81105, 81107, 8115, 81116, 81121, 81130, and 81133(b), (c), (d), (f), (g), (h), (j), (l) and (m)]: maximum fine \$500. Refuse PBT (MCL 824.81141): maximum fine \$100. Effective 4-18-96.
- 324.81141(5) **ORVs.** Refuse PBT. Maximum fine \$100. Effective 4-18-96.
- 324.82118 **Snowmobiles.** Failure to secure snowmobile trail permit sticker. Maximum fine \$100.
- 324.82126(2) **Snowmobiles.** Muffler violations. Fine not less than \$100 or more than \$250. Effective 3-13-08.
- 324.83109 **State Forest Recreation administrative rules.** Maximum fine \$500. Effective 12/29/98.
- 333.13110 **Body Piercing.** Give or sell kit or device to a minor. Maximum fine \$500. Effective 12/13/07.
- 333.17766e **Retail sale of ephedrine or pseudoephedrine.** Violation. Maximum fine \$50. Effective

12-15-05.

- 333.26314 **Health Club Medical Emergencies Act.** Violations. Maximum fine: 1st offense - \$250; 2nd offense - \$500; third or subsequent offense - \$1,000.
- 388.852 **School building architect or engineer.** Provide for sufficient structural strength and fire resistance. Maximum fine \$10,000. Knowingly violate is a misdemeanor. Effective 12-23-02.
- 408.684 **Playground equipment safety.** Failure to comply with standards. [Penalty in MCL 408.685] Manufacture: maximum fine \$10,000. Assembly: maximum fine \$1,000. Civil fine designated for Children's Trust Fund, MCL 21.171. (This is contrary to MCL 600.8831 establishing state civil infraction fines for support of libraries.) Effective 5/1/98.
- 436.1701(1) **Sell or furnish alcohol to a minor** as part of a "sting" under cover operation. Maximum fine \$100. Effective 12/30/02
- 436.1703(7) **MIP, Refuse Preliminary Breath Test.** Maximum fine \$100. **Repealed.**
- 445.435 **Nonferrous Metal Regulatory Act.** With two exceptions [MCL 445.427(1) & 445.429], violations are designated state civil infractions. Maximum fine \$5,000. Effective 4/1/09.
- 480.17 **Motor Carrier Safety Act.** With exceptions, most violations are designated state civil infractions, civil fine not more than \$250. Effective 5/15/00.
- 480.17b **Motor Carrier Safety Act.** Serious safety defects. Maximum fine \$500.
- 480.17c(1) **Motor Carrier Safety Act.** Require or permit driver to operate vehicle in violation of the act or a rule if the vehicle is transporting a package required to be marked or labeled under 49 CFR parts 100 to 180. Maximum fine \$500. Other offenses in MCL 480.17c are misdemeanors.
- 600.586 **Limitations on sheriff or medical examiner practicing law.** Maximum fine \$500. Effective 4-18-96.
- 722.687 **Video games.** Knowing dissemination to minor of ultra-violent explicit video game harmful to minors. Maximum fine \$5,000. 1 prior determination, maximum fine \$15,000. 2 or more prior determinations of responsibility, maximum fine \$40,000. Effective 12-1-05.
- 750.143a **Video game rating system; signage.** Failure to prominently post sign. Maximum fine \$1,000. Effective 12-1-05.
- 801.4b **Failure to pay admittance/incarceration \$12 fee to county sheriff.** Fine \$100. Effective 10-1-03.

801.10 **Jails.** Prisoner labor on public works projects, misuse by sheriff. Maximum fine \$500.
Effective 4-18-96.

All state civil infractions are eligible to be reported as “FCPV” to SOS for Failure to Comply with Judgment using Offense Code 9300. SOS will place a hold on renewal of the driver license of the defendant.

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