

# SENATE BILL No. 64

February 12, 1991, Introduced by Senators GEAKE, WELBORN, KELLY, EHLERS, DI NELLO, EMMONS, CRUCE, CARL, ARTHURHULTZ and DE GROW and referred to the Committee on Judiciary.

A bill to amend sections 303, 319, 625, 625b, and 732 of Act No. 300 of the Public Acts of 1949, entitled as amended

"Michigan vehicle code,"

sections 303 and 732 as amended by Act No. 346 of the Public Acts of 1988, section 319 as amended by Act No. 406 of the Public Acts of 1988, and sections 625 and 625b as amended by Act No. 109 of the Public Acts of 1987, being sections 257.303, 257.319, 257.625, 257.625b, and 257.732 of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Section 1. Sections 303, 319, 625, 625b, and 732 of Act  
2 No. 300 of the Public Acts of 1949, sections 303 and 732 as  
3 amended by Act No. 346 of the Public Acts of 1988, section 319 as  
4 amended by Act No. 406 of the Public Acts of 1988, and  
5 sections 625 and 625b as amended by Act No. 109 of the Public  
6 Acts of 1987, being sections 257.303, 257.319, 257.625, 257.625b,

1 and 257.732 of the Michigan Compiled Laws, are amended to read as  
2 follows:

3       Sec. 303. (1) The secretary of state shall not issue a  
4 license under this act TO ANY OF THE FOLLOWING:

5       (a) ~~To a~~ A person, as an operator, who is ~~17 years of age~~  
6 ~~or~~ less THAN 18 YEARS OF AGE, except that the secretary of state  
7 may issue a license to a person who is not less than 16 years of  
8 age and who has satisfactorily passed a driver education course  
9 and examination given by a public school or nonpublic school of  
10 this or another state offering a course approved by the depart-  
11 ment of education, or an equivalent COURSE AND examination as  
12 prescribed in section 811. The secretary of state may issue to a  
13 person not less than 14 years of age a restricted license as pro-  
14 vided in this act. This subdivision ~~shall~~ DOES not apply to a  
15 person who has been the holder of a valid driver's license issued  
16 by another state, territory, or possession of the United States  
17 or another sovereignty for at least 1 year immediately before  
18 application for a driver's license under this act.

19       (b) ~~To a~~ A person, as a chauffeur, who is ~~17 years of age~~  
20 ~~or~~ less THAN 18 YEARS OF AGE, except that the secretary of state  
21 may issue a license to a person who is not less than 16 years of  
22 age and who has satisfactorily passed a driver education course  
23 and examination given by a public school or nonpublic school of  
24 this or another state offering a course approved by the depart-  
25 ment of education, or an equivalent COURSE AND examination as  
26 prescribed in section 811.

1 (c) ~~To-a~~ A person whose license has been suspended during  
2 the period for which the license was suspended.

3 (d) ~~To-a~~ A person whose license has been revoked under  
4 this act until the later of the following:

5 (i) The expiration of not less than 1 year after the license  
6 was revoked.

7 (ii) The expiration of not less than 5 years after the date  
8 of a subsequent revocation occurring within 7 years after the  
9 date of any prior revocation.

10 (e) ~~To-a~~ A person who is an habitual violator of the crim-  
11 inal laws relating to operating a vehicle while impaired by or  
12 under the influence of intoxicating liquor or a controlled sub-  
13 stance or a combination of intoxicating liquor and a controlled  
14 substance, or with a blood alcohol content of 0.10% or more by  
15 weight of alcohol. Convictions of any of the following, whether  
16 under a law of this state, a local ordinance substantially corre-  
17 sponding to a law of this state, or a law of another state sub-  
18 stantially corresponding to a law of this state, shall be prima  
19 facie evidence that the person is an habitual violator as  
20 described in this subdivision:

21 (i) Two convictions under section 625(1) or (2), or 1 con-  
22 viction under section 625(1) and 1 conviction under section  
23 625(2) within 7 years.

24 (ii) Three convictions under section 625b within 10 years.

25 (f) ~~To-a~~ A person who in the opinion of the secretary of  
26 state is afflicted with or suffering from a physical or mental  
27 disability or disease ~~which~~ THAT prevents that person from

1 exercising reasonable and ordinary control over a motor vehicle  
2 while operating the motor vehicle upon the highways.

3 (g) ~~Te-a~~ A person who is unable to understand highway  
4 warning or direction signs in the English language.

5 (h) ~~Te-a~~ A person who is an habitually reckless driver.  
6 Four convictions of reckless driving under this act or any other  
7 law of this state relating to reckless driving or under a local  
8 ordinance of this state or a law of another state which defines  
9 the term "reckless driving" substantially similar to the law of  
10 this state shall be prima facie evidence that the person is an  
11 habitually reckless driver.

12 (i) ~~Te-a~~ A person who is an habitual criminal. Two con-  
13 victions of a felony involving the use of a motor vehicle in this  
14 or another state shall be prima facie evidence that the person is  
15 an habitual criminal.

16 (j) ~~Te-a~~ A person who is unable to pass a knowledge,  
17 skill, or ability test administered by the secretary of state in  
18 connection with the issuance of an original operator's or  
19 chauffeur's license, original motorcycle indorsement, or an orig-  
20 inal or renewal of a vehicle group designation or vehicle  
21 indorsement.

22 (k) ~~Te-a~~ A person who has been convicted, received a pro-  
23 bate court ~~finding~~ DISPOSITION, or been determined responsible  
24 for 2 or more moving violations under a law of this state, a  
25 local ordinance substantially corresponding to a law of this  
26 state, or a law of another state substantially corresponding to a  
27 law of this state, within the preceding 3 years, if the

1 violations occurred prior to the issuance of an original license  
2 to the person in this or another state.

3 (1) ~~To a~~ A nonresident.

4 (M) A PERSON LESS THAN 18 YEARS OF AGE NOT LICENSED UNDER  
5 THIS ACT WHO HAS BEEN CONVICTED OR RECEIVED A PROBATE COURT DIS-  
6 POSITION FOR COMMITTING A VIOLATION DESCRIBED IN SECTION 319(8),  
7 FOR THE PERIOD SPECIFIED IN A CERTIFICATE OF CONVICTION OR PRO-  
8 BATE COURT ORDER OF DISPOSITION.

9 (2) Upon receipt of the appropriate records of conviction,  
10 the secretary of state shall revoke the operator's or chauffeur's  
11 license of a person having any of the following convictions,  
12 whether under a law of this state, a local ordinance substan-  
13 tially corresponding to a law of this state, or a law of another  
14 state substantially corresponding to a law of this state:

15 (a) Four convictions of reckless driving within 7 years.

16 (b) Two convictions of a felony involving the use of a motor  
17 vehicle within 7 years.

18 (c) Two convictions under section 625(1) or (2), or 1 con-  
19 viction under section 625(1) and 1 conviction under section  
20 625(2) within 7 years.

21 (d) Three convictions under section 625b within 10 years.

22 (3) The secretary of state shall revoke a license under sub-  
23 section (2) notwithstanding a court order issued under section  
24 625 or 625b, or a local ordinance substantially corresponding to  
25 section 625(1) or (2) or 625b.

26 Sec. 319. (1) The secretary of state shall immediately  
27 suspend for a period of not less than 90 days ~~—, nor~~ OR more

1 than 2 years ~~—~~ the license of a person upon receiving a record  
2 of the conviction ~~of the person~~ or ~~the entry of a~~ probate  
3 court order of disposition ~~for a child found to be within the~~  
4 ~~provisions of chapter XIII A of Act No. 288 of the Public Acts of~~  
5 ~~1939, being sections 712A.1 to 712A.28 of the Michigan Compiled~~  
6 ~~Laws,~~ OF THE PERSON for any of the following crimes or attempts  
7 to commit any of the following crimes, whether the conviction or  
8 probate court disposition is under a law of this state, a local  
9 ordinance substantially corresponding to a law of this state, or  
10 a law of another state substantially corresponding to a law of  
11 this state:

12 (a) Fraudulently altering or forging documents pertaining to  
13 motor vehicles, in violation of section 257.

14 (b) Perjury or the making of a false certification to the  
15 secretary of state under any law requiring the registration of a  
16 motor vehicle or regulating the operation of a motor vehicle on a  
17 highway.

18 (c) A violation of section 324, 413, or 414 of the Michigan  
19 penal code, Act No. 328 of the Public Acts of 1931, being sec-  
20 tions 750.324, 750.413, and 750.414 of the Michigan Compiled  
21 Laws; or a violation of section 1 of Act No. 214 of the Public  
22 Acts of 1931, being section 752.191 of the Michigan Compiled  
23 Laws.

24 (d) Conviction upon 3 charges of reckless driving within the  
25 preceding 12 months.

1 (e) Failing to stop and disclose identity at the scene of an  
2 accident resulting in death or injury to another person, in  
3 violation of section 617.

4 (f) A felony in which a motor vehicle was used. As used in  
5 this section, "felony in which a motor vehicle was used" means a  
6 felony during the commission of which the person convicted oper-  
7 ated a motor vehicle and while operating the vehicle presented  
8 real or potential harm to persons or property and 1 or more of  
9 the following circumstances existed:

10 (i) The vehicle was used as an instrument of the felony.

11 (ii) The vehicle was used to transport a victim of the  
12 felony.

13 (iii) The vehicle was used to flee the scene of the felony.

14 (iv) The vehicle was necessary for the commission of the  
15 felony.

16 (2) The secretary of state shall suspend, for the period  
17 described in subsection (1), the license of a person upon receiv-  
18 ing the record of conviction of the person for a violation of a  
19 law of another state substantially corresponding to section  
20 625(1) or (2).

21 (3) The secretary of state shall suspend the license of a  
22 person convicted of malicious destruction resulting from the  
23 operation of a motor vehicle under section 382 of ~~the Michigan~~  
24 ~~penal code,~~ Act No. 328 of the Public Acts of 1931, as amended,  
25 being section 750.382 of the Michigan Compiled Laws, for a period  
26 of not more than 1 year as ordered by the court as part of the  
27 sentence.

1       (4) The secretary of state shall immediately suspend the  
2 license of a person for the period specified in the certificate  
3 of conviction upon receipt of the person's license and certifi-  
4 cate of conviction forwarded to the secretary of state pursuant  
5 to section 367c of ~~the Michigan penal code,~~ Act No. 328 of the  
6 Public Acts of 1931, being section 750.367c of the Michigan  
7 Compiled Laws.

8       (5) The secretary of state shall suspend, for a period of  
9 not less than 6 months ~~nor~~ OR more than 18 months, the license  
10 of a person having the following convictions within a 7-year  
11 period, whether under the law of this state, a local ordinance  
12 substantially corresponding to a law of this state, or a law of  
13 another state substantially corresponding to a law of this  
14 state:

15       (a) Two convictions under section 625b.

16       (b) One conviction under section 625(1) or (2) followed by 1  
17 conviction under section 625b.

18       (6) Upon receipt of a certificate of conviction pursuant to  
19 section 33b(3) of the Michigan liquor control act, Act No. 8 of  
20 the Public Acts of the Extra Session of 1933, being section  
21 436.33b of the Michigan Compiled Laws, or a local ordinance or  
22 law of another state substantially corresponding to section  
23 33b(3) of Act No. 8 of the Public Acts of the Extra Session of  
24 1933, the secretary of state shall suspend the person's  
25 operator's or chauffeur's license for a period of 90 days IF THAT  
26 PERSON IS NOT LESS THAN 18 YEARS OF AGE. IF THAT PERSON IS LESS  
27 THAN 18 YEARS OF AGE, THE SUSPENSION SHALL BE FOR A PERIOD



1 DESCRIBED IN SECTION 625. A suspension under this subsection  
2 shall be in addition to any other suspension of the person's  
3 license.

4 (7) Upon receipt of the record of the conviction ~~of a~~  
5 ~~person,~~ or ~~the entry of a~~ probate court order of disposition  
6 for a ~~child found to be within the provisions of chapter XIIA of~~  
7 ~~Act No. 288 of the Public Acts of 1939,~~ PERSON for a violation  
8 of section 602a of this act or section 479a(1), (4), or (5) of  
9 Act No. 328 of the Public Acts of 1931, being section 750.479a of  
10 the Michigan Compiled Laws, the secretary of state immediately  
11 shall suspend the license of the person for the period ordered by  
12 the court as part of the sentence or disposition.

13 (8) UPON RECEIPT OF A CERTIFICATE OF CONVICTION OR PROBATE  
14 COURT ORDER OF DISPOSITION FORWARDED TO THE SECRETARY OF STATE  
15 FOR A PERSON LESS THAN 18 YEARS OF AGE, THE SECRETARY OF STATE  
16 SHALL IMMEDIATELY SUSPEND THE OPERATOR'S LICENSE OR CHAUFFEUR'S  
17 LICENSE OF THE PERSON FOR THE PERIOD SPECIFIED IN A CERTIFICATE  
18 OF CONVICTION OR PROBATE COURT ORDER OF DISPOSITION FOR ANY OF  
19 THE FOLLOWING:

20 (A) A VIOLATION OF SECTION 33A(1) OR 33B OF THE MICHIGAN  
21 LIQUOR CONTROL ACT, ACT NO. 8 OF THE PUBLIC ACTS OF THE EXTRA  
22 SESSION OF 1933, BEING SECTIONS 436.33A AND 436.33B OF THE  
23 MICHIGAN COMPILED LAWS.

24 (B) A VIOLATION OF SECTION 625(1) OR (2) OR SECTION 625B OR  
25 A LOCAL ORDINANCE SUBSTANTIALLY CORRESPONDING TO SECTION 625(1)  
26 OR (2) OR SECTION 625B.

1 (C) A VIOLATION OF SECTION 7401, 7402, 7403, 7404, OR 7407  
2 OF THE PUBLIC HEALTH CODE, ACT NO. 368 OF THE PUBLIC ACTS OF  
3 1978, BEING SECTIONS 333.7401, 333.7402, 333.7403, 333.7404, AND  
4 333.7407 OF THE MICHIGAN COMPILED LAWS.

5 (9) A SUSPENSION OF AN OPERATOR'S LICENSE OR A CHAUFFEUR'S  
6 LICENSE IMPOSED FOR A VIOLATION DESCRIBED UNDER SUBSECTION (8) IS  
7 IN ADDITION TO ANY OTHER SUSPENSION THAT MAY BE IMPOSED FOR THAT  
8 VIOLATION.

9 (10) ~~-(8)-~~ For purposes of this section, the secretary of  
10 state shall treat a conviction or probate court ORDER OF disposi-  
11 tion for a ~~child found to be within the provisions of chapter~~  
12 ~~XIIA of Act No. 288 of the Public Acts of 1939~~ PERSON for an  
13 attempted offense as if the offense had been completed.

14 (11) FOR PURPOSES OF THIS SECTION, "PROBATE COURT ORDER OF  
15 DISPOSITION" MEANS THE ENTRY OF A PROBATE COURT ORDER OF DISPOSI-  
16 TION FOR A CHILD FOUND TO BE WITHIN THE PROVISIONS OF CHAPTER XII  
17 A OF ACT NO. 288 OF THE PUBLIC ACTS OF 1939, BEING SECTIONS  
18 712A.1 TO 712A.28 OF THE MICHIGAN COMPILED LAWS.

19 Sec. 625. (1) A person, whether licensed or not, who is  
20 under the influence of intoxicating liquor or a controlled sub-  
21 stance, or a combination of intoxicating liquor and a controlled  
22 substance, shall not operate a vehicle upon a highway or other  
23 place open to the general public, including an area designated  
24 for the parking of vehicles, within ~~the~~ THIS state. A peace  
25 officer may, without a warrant, arrest a person when the peace  
26 officer has reasonable cause to believe that the person was, at  
27 the time of an accident, the driver of a vehicle involved in the

1 accident and was operating the vehicle upon a public highway or  
2 other place open to the general public, including an area desig-  
3 nated for the parking of vehicles, in ~~the~~ THIS state while in  
4 violation of this subsection or of subsection (2), or of a local  
5 ordinance substantially corresponding to this subsection or sub-  
6 section (2).

7       (2) A person, whether licensed or not, whose blood contains  
8 0.10% or more by weight of alcohol, shall not operate a vehicle  
9 upon a highway or other place open to the general public, includ-  
10 ing an area designated for the parking of vehicles, within ~~the~~  
11 THIS state.

12       (3) The owner of a vehicle or a person in charge or in con-  
13 trol of a vehicle shall not authorize or knowingly permit the  
14 vehicle to be operated upon a highway or other place open to the  
15 general public, including an area designated for the parking of  
16 motor vehicles, within ~~the~~ THIS state by a person who is under  
17 the influence of intoxicating liquor or a controlled substance,  
18 or a combination of intoxicating liquor and a controlled  
19 substance.

20       (4) Except as otherwise provided in this section, a person  
21 who is convicted of a violation of subsection (1), (2), or (3) is  
22 guilty of a misdemeanor, punishable by imprisonment for not more  
23 than 90 days, or a fine of not less than \$100.00 nor more than  
24 \$500.00, or both, together with costs of the prosecution. As  
25 part of the sentence for a violation of subsection (1) or (2),  
26 the court shall order the secretary of state to suspend the  
27 operator's or chauffeur's license of the person for a period of

1 not less than 6 months ~~nor~~ OR more than 2 years IF THAT PERSON  
2 IS NOT LESS THAN 18 YEARS OF AGE. HOWEVER, IF THE PERSON IS LESS  
3 THAN 18 YEARS OF AGE, THE SUSPENSION OF THE OPERATOR'S OR  
4 CHAUFFEUR'S LICENSE OF THE PERSON SHALL BE FOR THE LONGER OF THE  
5 PERIODS DESCRIBED IN THIS SUBSECTION OR IN SUBSECTION (11). The  
6 court may order the secretary of state to issue to the person a  
7 restricted license permitting the person during all or a speci-  
8 fied portion of the period of suspension to drive only to and  
9 from the person's residence and work location; in the course of  
10 the person's employment or occupation; to and from an alcohol or  
11 drug education program or treatment program as ordered by the  
12 court; to and from the person's residence and an educational  
13 institution at which the person is enrolled as a student; or pur-  
14 suant to a combination of these restrictions. The court may also  
15 order that the restricted license include the requirement that a  
16 person shall not operate a motor vehicle unless the vehicle is  
17 equipped with a functioning certified ignition interlock device.  
18 The device shall be set to render the motor vehicle inoperable if  
19 the device detects 0.02% or more by weight of alcohol in the  
20 blood of the person who offers a breath sample. The court may  
21 order installation of a certified ignition interlock device on  
22 any motor vehicle that the person owns or operates, the costs of  
23 which shall be borne by the person whose license is restricted.  
24 The court shall not order the secretary of state to issue a  
25 restricted chauffeur's license ~~which~~ THAT would permit a person  
26 to operate a truck or truck tractor, including a trailer, ~~which~~  
27 THAT hauls hazardous material. The court shall not order the

1 secretary of state to issue a restricted license unless the  
2 person states under oath and the court finds that the person is  
3 unable to take public transportation to and from his or her work  
4 location, place of alcohol or drug education or treatment, or  
5 educational institution, and does not have any family members or  
6 others able to provide transportation. The court order and  
7 license shall indicate the person's work location and the  
8 approved route or routes and permitted times of travel. For pur-  
9 poses of this subsection, "work location" includes, as applica-  
10 ble, either or both of the following:

11 (A) ~~-(i)-~~ The specific place or places of employment.

12 (B) ~~-(ii)-~~ The territory or territories regularly visited by  
13 the person in pursuance of the person's occupation.

14 (5) A person who violates subsection (1) or (2) or a local  
15 ordinance substantially corresponding to subsection (1) or (2)  
16 within 7 years of a prior conviction may be sentenced to impris-  
17 onment for not more than 1 year, or a fine of not more than  
18 \$1,000.00, or both. As part of the sentence, the court shall  
19 order the secretary of state to revoke the operator's or  
20 chauffeur's license of the person. For purposes of this section,  
21 "prior conviction" means a conviction under subsection (1) or  
22 (2), a local ordinance substantially corresponding to subsection  
23 (1) or (2), or a law of another state substantially corresponding  
24 to subsection (1) or (2).

25 (6) A person who violates subsection (1) or (2) or a local  
26 ordinance substantially corresponding to subsection (1) or (2)  
27 within 10 years of 2 or more prior convictions, as defined in

1 subsection (5), is guilty of a felony. As part of the sentence,  
2 the court shall order the secretary of state to revoke the  
3 operator's or chauffeur's license of the person.

4 (7) As part of the sentence for a violation of subsection  
5 (1) or (2), or a local ordinance substantially corresponding to  
6 subsection (1) or (2), the court may order the person to perform  
7 service to the community, as designated by the court, without  
8 compensation, for a period not to exceed 12 days. The person  
9 shall reimburse the state or appropriate local unit of government  
10 for the cost of insurance incurred by the state or local unit of  
11 government as a result of the person's activities under this  
12 subsection.

13 (8) Before imposing sentence for a violation of subsection  
14 (1) or (2) or a local ordinance substantially corresponding to  
15 subsection (1) or (2), the court shall order the person to  
16 undergo screening and assessment by a person or agency designated  
17 by the office of substance abuse services, to determine whether  
18 the person is likely to benefit from rehabilitative services,  
19 including alcohol or drug education and alcohol or drug treatment  
20 programs. As part of the sentence, the court may order the  
21 person to participate in and successfully complete 1 or more  
22 appropriate rehabilitative programs. IF THE PERSON IS LESS THAN  
23 18 YEARS OF AGE, THE COURT SHALL ORDER THAT PERSON TO ATTEND A  
24 SUBSTANCE ABUSE EDUCATIONAL PROGRAM SELECTED BY THE COURT, IN  
25 ADDITION TO ANY OTHER PART OF THE SENTENCE. The person shall pay  
26 for the costs of the screening, assessment, and rehabilitative  
27 services OR OF THE SUBSTANCE ABUSE EDUCATIONAL PROGRAM, OR BOTH.

1 (9) Before accepting a plea of guilty under this section,  
2 the court shall advise the accused of the statutory consequences  
3 possible as the result of a plea of guilty in respect to suspen-  
4 sion or revocation of an operator's or chauffeur's license, the  
5 penalty imposed for violation of this section, and the limitation  
6 on the right of appeal.

7 (10) The operator's or chauffeur's license of a person found  
8 guilty of violating subsection (1) or (2), or a local ordinance  
9 substantially corresponding to subsection (1) or (2), shall be  
10 surrendered to the court in which the person was convicted, and  
11 the court shall immediately forward the surrendered license and  
12 an abstract of conviction to the secretary of state. The  
13 abstract of conviction shall indicate the sentence imposed. Upon  
14 receipt of, and pursuant to the abstract of conviction, the sec-  
15 retary of state shall suspend or revoke the person's license and,  
16 if ordered by the court and the person is otherwise eligible for  
17 a license, issue to the person a restricted license stating the  
18 limited driving privileges indicated on the abstract. If the  
19 license is not forwarded to the secretary of state, an explana-  
20 tion of the reason why the license is absent shall be attached.  
21 If the conviction is appealed to circuit court, that court may,  
22 ex parte, order the secretary of state to rescind the suspension,  
23 revocation, or restricted license issued pursuant to this  
24 section.

25 (11) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (4), AS PART  
26 OF THE SENTENCE FOR A VIOLATION OF SUBSECTION (1) OR (2) OR A  
27 LOCAL ORDINANCE SUBSTANTIALLY CORRESPONDING TO SUBSECTION (1) OR

1 (2) BY A PERSON LESS THAN 18 YEARS OF AGE, THE COURT SHALL ORDER  
2 THE SECRETARY OF STATE TO SUSPEND THE OPERATOR'S LICENSE OR  
3 CHAUFFEUR'S LICENSE OF THE PERSON AS FOLLOWS:

4 (A) FOR A PERIOD OF 6 MONTHS, IF THAT PERSON HAS NOT PREVI-  
5 OUSLY BEEN CONVICTED OF, OR RECEIVED A PROBATE COURT ORDER OF  
6 DISPOSITION FOR, ANY OF THE FOLLOWING:

7 (i) A VIOLATION OF SUBSECTION (1) OR (2), OR A LOCAL ORDI-  
8 NANCE SUBSTANTIALLY CORRESPONDING TO SUBSECTION (1) OR (2).

9 (ii) A VIOLATION OF SECTION 625B OF THIS ACT, OR A LOCAL  
10 ORDINANCE SUBSTANTIALLY CORRESPONDING TO SECTION 625B.

11 (iii) A VIOLATION OF SECTION 7401, 7402, 7403, 7404, OR 7407  
12 OF THE PUBLIC HEALTH CODE, ACT NO. 368 OF THE PUBLIC ACTS OF  
13 1978, BEING SECTIONS 333.7401, 333.7402, 333.7403, 333.7404, AND  
14 333.7407 OF THE MICHIGAN COMPILED LAWS.

15 (iv) A VIOLATION OF SECTION 33A(1) OR 33B OF THE MICHIGAN  
16 LIQUOR CONTROL ACT, ACT NO. 8 OF THE PUBLIC ACTS OF THE EXTRA  
17 SESSION OF 1933, BEING SECTIONS 436.33A AND 436.33B OF THE  
18 MICHIGAN COMPILED LAWS.

19 (B) UNTIL THAT PERSON ATTAINS 18 YEARS OF AGE OR GRADUATES  
20 FROM HIGH SCHOOL, WHICHEVER IS LATER, BUT NOT LATER THAN THE DATE  
21 THAT THE PERSON ATTAINS 21 YEARS OF AGE WITHOUT HAVING GRADUATED  
22 FROM HIGH SCHOOL IF THE PERSON HAS PREVIOUSLY BEEN CONVICTED OF,  
23 OR RECEIVED A PROBATE COURT ORDER OF DISPOSITION FOR, A VIOLATION  
24 DESCRIBED IN SUBDIVISION (A).

25 (12) THE COURT MAY MODIFY OR WITHDRAW AN ORDER ENTERED PUR-  
26 SUANT TO THIS SECTION SUSPENDING THE OPERATOR'S LICENSE OR  
27 CHAUFFEUR'S LICENSE OF A PERSON 14 YEARS OF AGE OR OLDER BUT LESS



1 THAN 18 YEARS OF AGE, IN THE MANNER PROVIDED BY LAW, EXCEPT AS  
2 FOLLOWS:

3 (A) THE COURT SHALL NOT MODIFY OR WITHDRAW AN ORDER ISSUED  
4 UNDER SUBSECTION (11)(A), EXCEPT IN CASE OF ERROR, UNTIL THE  
5 EXPIRATION OF 90 DAYS AFTER THE ORDER IS ISSUED.

6 (B) THE COURT SHALL NOT MODIFY OR WITHDRAW AN ORDER ISSUED  
7 UNDER SUBSECTION (11)(B), EXCEPT IN CASE OF ERROR, UNTIL THE  
8 EXPIRATION OF 1 YEAR AFTER THE ORDER IS ISSUED.

9 Sec. 625b. (1) A person shall not operate a vehicle upon a  
10 highway or other place open to the general public, including an  
11 area designated for the parking of vehicles, within the state  
12 when, due to the consumption of an intoxicating liquor, a con-  
13 trolled substance, or a combination of an intoxicating liquor and  
14 a controlled substance, the person has visibly impaired his or  
15 her ability to operate the vehicle. If a person is charged with  
16 violating section 625(1) or (2), a finding of guilty is permissi-  
17 ble under this section.

18 (2) Except as otherwise provided in this section, a person  
19 convicted of a violation of this section is guilty of a misde-  
20 meanor, punishable by imprisonment for not more than 90 days, or  
21 a fine of not more than \$300.00, or both, together with costs of  
22 the prosecution. As part of the sentence, the court shall order  
23 the secretary of state to suspend the operator's or chauffeur's  
24 license of ~~the~~ THAT person for a period of not less than 90  
25 days ~~nor~~ OR more than 1 year IF THAT PERSON IS NOT LESS THAN 18  
26 YEARS OF AGE. HOWEVER, IF THE PERSON IS LESS THAN 18 YEARS OF  
27 AGE, THE SUSPENSION OF THE OPERATOR'S OR CHAUFFEUR'S LICENSE OF

1 THE PERSON SHALL BE FOR THE LONGER OF THE PERIODS DESCRIBED IN  
2 THIS SUBSECTION OR IN SUBSECTION (9). The court may order the  
3 secretary of state to issue to the person a restricted license  
4 permitting the person during all or a specified portion of the  
5 period of suspension to drive only to and from the person's resi-  
6 dence and work location; in the course of the person's employment  
7 or occupation; to and from an alcohol or drug education program  
8 or treatment program as ordered by the court; to and from the  
9 person's residence and an educational institution at which the  
10 person is enrolled as a student; or pursuant to a combination of  
11 these restrictions. The court may also order that the restricted  
12 license include the requirement that a person shall not operate a  
13 motor vehicle unless the vehicle is equipped with a functioning  
14 certified ignition interlock device. The device shall be set to  
15 render the motor vehicle inoperable if the device detects 0.02%  
16 or more by weight of alcohol in the blood of the person who  
17 offers a breath sample. The court may order installation of a  
18 certified ignition interlock device on any motor vehicle that the  
19 person owns or operates, the costs of which shall be borne by the  
20 person whose license is restricted. The court shall not order  
21 the secretary of state to issue a restricted chauffeur's license  
22 ~~which~~ THAT would permit a person to operate a truck or truck  
23 tractor, including a trailer, ~~which~~ THAT hauls hazardous  
24 material. The court shall not order the secretary of state to  
25 issue a restricted license unless the person states under oath  
26 and the court finds that the person is unable to take public  
27 transportation to and from his or her work location, place of

1 alcohol or drug education or treatment, or educational  
2 institution, and does not have any family members or others able  
3 to provide transportation. The court order and license shall  
4 indicate the person's work location and the approved route or  
5 routes and permitted times of travel. For purposes of this sub-  
6 section, "work location" includes, as applicable, either or both  
7 of the following:

8 (A) ~~-(i)-~~ The specific place or places of employment.

9 (B) ~~-(ii)-~~ The territory or territories regularly visited by  
10 the person in pursuance of the person's occupation.

11 (3) A person who violates this section or a local ordinance  
12 substantially corresponding to this section within 7 years of a  
13 prior conviction may be sentenced to imprisonment for not more  
14 than 1 year, or a fine of not more than \$1,000.00, or both. As  
15 part of the sentence, the court shall order the secretary of  
16 state to suspend the operator's or chauffeur's license of the  
17 person for a period of not less than 6 months ~~-not~~ OR more than  
18 18 months IF THAT PERSON IS NOT LESS THAN 18 YEARS OF AGE.

19 HOWEVER, IF THE PERSON IS LESS THAN 18 YEARS OF AGE, THE SUSPEN-  
20 SION OF THE OPERATOR'S OR CHAUFFEUR'S LICENSE OF THE PERSON SHALL  
21 BE FOR THE LONGER OF THE PERIODS DESCRIBED IN THIS SUBSECTION OR  
22 IN SUBSECTION (9). The court may order the secretary of state to  
23 issue to ~~-the~~ THAT person a restricted license as provided in  
24 subsection (2), except that a restricted license shall not be  
25 issued during the first 60 days of the suspension period. For  
26 purposes of this section, "prior conviction" means a conviction  
27 under this section, section 625(1) or (2), a local ordinance

1 substantially corresponding to this section or section 625(1) or  
2 (2), or a law of another state substantially corresponding to  
3 this section or section 625(1) or (2).

4 (4) A person who violates this section, or a local ordinance  
5 substantially corresponding to this section, within 10 years of 2  
6 or more prior convictions, as defined in subsection (3), may be  
7 sentenced as provided in subsection (3), except that as part of  
8 the sentence the court shall order the secretary of state to  
9 revoke the operator's or chauffeur's license of the person.

10 (5) As part of the sentence for a violation of this section  
11 or a local ordinance substantially corresponding to this section,  
12 the court may order the person to perform service to the communi-  
13 ty, as designated by the court, without compensation, for a  
14 period not to exceed 12 days. The person shall reimburse the  
15 state or appropriate local unit of government for the cost of  
16 insurance incurred by the state or local unit of government as a  
17 result of the person's activities under this subsection.

18 (6) Before imposing sentence for a violation of this section  
19 or a local ordinance substantially corresponding to this section,  
20 the court shall order the person to undergo screening and assess-  
21 ment by a person or agency designated by the office of substance  
22 abuse services, to determine whether the person is likely to ben-  
23 efit from rehabilitative services, including alcohol or drug edu-  
24 cation and alcohol or drug treatment programs. As part of the  
25 sentence, the court may order the person to participate in and  
26 successfully complete 1 or more appropriate rehabilitative  
27 programs. IF THE PERSON IS LESS THAN 18 YEARS OF AGE, THE COURT

1 SHALL ORDER THAT PERSON TO ATTEND A SUBSTANCE ABUSE PROGRAM  
2 SELECTED BY THE COURT, IN ADDITION TO ANY OTHER PART OF THE  
3 SENTENCE. The person shall pay for the costs of the screening,  
4 assessment, and rehabilitative services OR OF THE SUBSTANCE ABUSE  
5 EDUCATIONAL PROGRAM, OR BOTH.

6 (7) Before accepting a plea of guilty under this section,  
7 the court shall advise the accused of the statutory consequences  
8 possible as a result of a plea of guilty in respect to suspension  
9 or revocation of an operator's or chauffeur's license, the pen-  
10 alty imposed for violation of this section, and the limitation on  
11 the right of appeal.

12 (8) The operator's or chauffeur's license of a person found  
13 guilty of violating this section, or a local ordinance substan-  
14 tially corresponding to this section, shall be surrendered to the  
15 court in which the person was convicted. The court shall immedi-  
16 ately forward the surrendered license and an abstract of convic-  
17 tion to the secretary of state. The abstract of conviction shall  
18 indicate the sentence imposed. Upon receipt of and pursuant to  
19 the abstract of conviction, the secretary of state shall suspend  
20 or revoke the person's license and, if ordered by the court and  
21 the person is otherwise eligible for a license, issue to the  
22 person a restricted license stating the limited driving privi-  
23 leges indicated on the abstract. If the license is not forwarded  
24 to the secretary of state, an explanation of the reason why the  
25 license is absent shall be attached. If the conviction is  
26 appealed to circuit court, that court may, ex parte, order the

1 secretary of state to rescind the suspension, revocation, or  
2 restricted license issued pursuant to this section.

3 (9) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (2) OR (3),  
4 AS PART OF THE SENTENCE FOR A VIOLATION OF THIS SECTION OR A  
5 LOCAL ORDINANCE SUBSTANTIALLY CORRESPONDING TO THIS SECTION BY A  
6 PERSON LESS THAN 18 YEARS OF AGE, THE COURT SHALL ORDER THE SEC-  
7 RETARY OF STATE TO SUSPEND THE OPERATOR'S OR CHAUFFEUR'S LICENSE  
8 OF THE PERSON AS FOLLOWS:

9 (A) FOR A PERIOD OF 6 MONTHS, IF THAT PERSON HAS NOT PREVI-  
10 OUSLY BEEN CONVICTED OF, OR RECEIVED A PROBATE COURT ORDER OF  
11 DISPOSITION FOR, ANY OF THE FOLLOWING:

12 (i) A VIOLATION OF THIS SECTION OR A LOCAL ORDINANCE SUB-  
13 STANTIALLY CORRESPONDING TO THIS SECTION.

14 (ii) A VIOLATION OF SECTION 625(1) OR (2) OR A LOCAL ORDI-  
15 NANCE SUBSTANTIALLY CORRESPONDING TO SECTION 625(1) OR (2).

16 (iii) A VIOLATION OF SECTION 7401, 7402, 7403, 7404, OR 7407  
17 OF THE PUBLIC HEALTH CODE, ACT NO. 368 OF THE PUBLIC ACTS OF  
18 1978, BEING SECTIONS 333.7401, 333.7402, 333.7403, 333.7404, AND  
19 333.7407 OF THE MICHIGAN COMPILED LAWS.

20 (iv) A VIOLATION OF SECTION 33A(1) OR 33B OF THE MICHIGAN  
21 LIQUOR CONTROL ACT, ACT NO. 8 OF THE PUBLIC ACTS OF THE EXTRA  
22 SESSION OF 1933, BEING SECTIONS 436.33A AND 436.33B OF THE  
23 MICHIGAN COMPILED LAWS.

24 (B) UNTIL THAT PERSON ATTAINS 18 YEARS OF AGE OR GRADUATES  
25 FROM HIGH SCHOOL, WHICHEVER IS LATER, BUT NOT LATER THAN THE DATE  
26 THAT THE PERSON ATTAINS 21 YEARS OF AGE WITHOUT HAVING GRADUATED  
27 FROM HIGH SCHOOL IF THE PERSON HAS PREVIOUSLY BEEN CONVICTED OF,

1 OR RECEIVED A PROBATE COURT ORDER OF DISPOSITION FOR, A VIOLATION  
2 DESCRIBED IN SUBDIVISION (A).

3 (10) THE COURT MAY MODIFY OR WITHDRAW AN ORDER ENTERED PUR-  
4 SUANT TO THIS SECTION SUSPENDING THE OPERATOR'S LICENSE OR  
5 CHAUFFEUR'S LICENSE OF A PERSON 14 YEARS OF AGE OR OLDER BUT LESS  
6 THAN 18 YEARS OF AGE, IN THE MANNER PROVIDED BY LAW, EXCEPT AS  
7 FOLLOWS:

8 (A) THE COURT SHALL NOT MODIFY OR WITHDRAW AN ORDER ISSUED  
9 UNDER SUBSECTION (9) (A), EXCEPT IN CASE OF ERROR, UNTIL THE EXPI-  
10 RATION OF 90 DAYS AFTER THE ORDER IS ISSUED.

11 (B) THE COURT SHALL NOT MODIFY OR WITHDRAW AN ORDER ISSUED  
12 UNDER SUBSECTION (9) (B), EXCEPT IN CASE OF ERROR, UNTIL THE EXPI-  
13 RATION OF 1 YEAR AFTER THE ORDER IS ISSUED.

14 Sec. 732. (1) Each municipal judge and each clerk of a  
15 court of record shall keep a full record of every case in which a  
16 person is charged with or cited for a violation of this act or of  
17 a law corresponding to this act regulating the operation of vehi-  
18 cles on highways.

19 (2) Within 14 days after the conviction or forfeiture of  
20 bail of a person, or entry of a civil infraction determination,  
21 default judgment, or probate court order of disposition for a  
22 child found to be within the provisions of chapter XIIIA of Act  
23 No. 288 of the Public Acts of 1939, being sections 712A.1 to  
24 712A.28 of the Michigan Compiled Laws, upon a charge of, or  
25 citation for, violating this act or a local ordinance correspond-  
26 ing to this act regulating the operation of vehicles on highways,  
27 except as provided in subsection ~~(12)~~ (15), the municipal judge

1 or clerk of the court of record shall prepare and immediately  
2 forward to the secretary of state an abstract of the record of  
3 the court for the case. The abstract shall be certified by sig-  
4 nature, stamp, or facsimile signature by the person required to  
5 prepare the abstract to be true and correct. If a city or vil-  
6 lage department, bureau, or person is authorized to accept a pay-  
7 ment of money as a settlement for a violation of a local ordi-  
8 nance corresponding to this act, the city or village department,  
9 bureau, or person shall send a full report of each case in which  
10 a person pays any amount of money to the city or village depart-  
11 ment, bureau, or person to the secretary of state upon a form  
12 prescribed by the secretary of state.

13       (3) The abstract or report required under this section shall  
14 be made upon a form furnished by the secretary of state and shall  
15 include the name, address, and date of birth of the person  
16 charged or cited; the number of the person's operator's or  
17 chauffeur's license, if any; the date and nature of the viola-  
18 tion; the type of vehicle driven at the time of the violation and  
19 if the vehicle is a commercial motor vehicle, that vehicle's  
20 group designation and indorsement classification; the date of the  
21 conviction, finding, forfeiture, judgment, or determination;  
22 whether bail was forfeited; any license revocation, restriction,  
23 suspension, or denial ordered by the court pursuant to this act;  
24 and other information considered necessary to the secretary of  
25 state.

26       (4) The clerk of the court also shall forward an abstract of  
27 the record of the court to the secretary of state upon the



1 conviction of a person or entry of a probate court order of  
2 disposition for a child found to be within the provisions of  
3 chapter XIIIA of Act No. 288 of the Public Acts of 1939, being  
4 sections 712A.1 to 712A.28 of the Michigan Compiled Laws, involv-  
5 ing a violation of ~~section~~ ANY OF THE FOLLOWING:

6 (A) SECTION 324, 413, 414, or 479a of the Michigan penal  
7 code, Act No. 328 of the Public Acts of 1931, being sections  
8 750.324, 750.413, 750.414, and 750.479a of the Michigan Compiled  
9 Laws. ~~— a violation of section —~~

10 (B) SECTION 1 of Act No. 214 of the Public Acts of 1931,  
11 being section 752.191 of the Michigan Compiled Laws. ~~— or an —~~

12 (C) SECTION 7401, 7402, 7403, 7404, OR 7407 OF THE PUBLIC  
13 HEALTH CODE, ACT NO. 368 OF THE PUBLIC ACTS OF 1978, BEING SEC-  
14 TIONS 333.7401, 333.7402, 333.7403, 333.7404 AND 333.7407 OF THE  
15 MICHIGAN COMPILED LAWS.

16 (D) SECTION 33A(1) OR 33B OF THE MICHIGAN LIQUOR CONTROL  
17 ACT, ACT NO. 8 OF THE PUBLIC ACTS OF THE EXTRA SESSION OF 1933,  
18 BEING SECTIONS 436.33A AND 436.33B OF THE MICHIGAN COMPILED  
19 LAWS.

20 (E) AN attempt to commit any of ~~these~~ THE offenses  
21 DESCRIBED IN SUBDIVISIONS (A) TO (D).

22 (5) As used in subsections (6) to (8), "felony in which a  
23 motor vehicle was used" means a felony during the commission of  
24 which the person operated a motor vehicle and while operating the  
25 vehicle presented real or potential harm to persons or property  
26 and 1 or more of the following circumstances existed:

1 (a) The vehicle was used as an instrument of the felony.

2 (b) The vehicle was used to transport a victim of the  
3 felony.

4 (c) The vehicle was used to flee the scene of the felony.

5 (d) The vehicle was necessary for the commission of the  
6 felony.

7 (6) If a person is charged with a felony in which a motor  
8 vehicle was used, other than a felony specified in subsection  
9 (4), or section 319(1)(a) to (f) the prosecuting attorney shall  
10 include the following statement on the complaint and information  
11 filed in district or circuit court:

12 "You are charged with the commission of a felony in which a  
13 motor vehicle was used. If you are convicted and the judge finds  
14 that the conviction is for a felony in which a motor vehicle was  
15 used, as defined in section 319 of the Michigan vehicle code, Act  
16 No. 300 of the Public Acts of 1949, being section 257.319 of the  
17 Michigan Compiled Laws, your driver's license shall be suspended  
18 by the secretary of state."

19 (7) If a child is accused of an act the nature of which con-  
20 stitutes a felony in which a motor vehicle was used, other than a  
21 felony specified in subsection (4) or section 319(1)(a) to (f),  
22 the prosecuting attorney or juvenile court shall include on the  
23 petition filed in the probate court:

24 "You are accused of an act the nature of which constitutes a  
25 felony in which a motor vehicle was used. If the accusation is  
26 found to be true and the judge or referee finds that the nature  
27 of the act constitutes a felony in which a motor vehicle was

1 used, as defined in section 319 of the Michigan vehicle code, Act  
2 No. 300 of the Public Acts of 1949, being section 257.319 of the  
3 Michigan Compiled Laws, your driver's license shall be suspended  
4 by the secretary of state."

5 (8) If the judge or juvenile court referee determines as  
6 part of the sentence or disposition that the felony for which the  
7 defendant was convicted or adjudicated and with respect to which  
8 notice was given pursuant to subsection (6) or (7) is a felony in  
9 which a motor vehicle was used, the clerk of the court shall for-  
10 ward an abstract of the court record of that conviction or adju-  
11 dication to the secretary of state.

12 (9) As used in subsections (10) and (11), "Felony in which a  
13 commercial motor vehicle was used" means a felony during the com-  
14 mission of which the person operated a commercial motor vehicle  
15 and while operating the vehicle 1 or more of the following cir-  
16 cumstances existed:

17 (a) The vehicle was used as an instrument of the felony.

18 (b) The vehicle was used to transport a victim of the  
19 felony.

20 (c) The vehicle was used to flee the scene of the felony.

21 (d) The vehicle was necessary for the commission of the  
22 felony.

23 (10) If a person is charged with a felony in which a commer-  
24 cial motor vehicle was used and for which a vehicle group desig-  
25 nation on a license is subject to suspension under section  
26 319b(1)(c)(iii), (d), or (e)(iii) or (v), the prosecuting

1 attorney shall include the following statement on the complaint  
2 and information filed in district or circuit court:

3 "You are charged with the commission of a felony in which a  
4 commercial motor vehicle was used. If you are convicted and the  
5 judge finds that the conviction is for a felony in which a com-  
6 mercial motor vehicle was used, as defined in section 319b of the  
7 Michigan vehicle code, Act No. 300 of the Public Acts of 1949,  
8 being section 257.319b of the Michigan Compiled Laws, all vehicle  
9 group designations on your driver's license shall be suspended by  
10 the secretary of state."

11 (11) If the judge determines as part of the sentence that  
12 the felony for which the defendant was convicted and with respect  
13 to which notice was given pursuant to subsection (10) is a felony  
14 in which a commercial motor vehicle was used, the clerk of the  
15 court shall forward an abstract of the court record of that con-  
16 viction to the secretary of state.

17 (12) Every person required to forward abstracts to the sec-  
18 retary of state under this section shall certify for the period  
19 from January 1 through June 30 and for the period from July 1  
20 through December 31 that all abstracts required to be forwarded  
21 during the period have been forwarded. The certification shall  
22 be filed with the secretary of state not later than 28 days after  
23 the end of the period covered by the certification. The certifi-  
24 cation shall be made upon a form furnished by the secretary of  
25 state and shall include all of the following:

26 (a) The name and title of the person required to forward  
27 abstracts.

(b) The court for which the certification is filed.

(c) The time period covered by the certification.

(d) The following statement:

"I certify that all abstracts required by section 732 of the Michigan vehicle code, MCL 257.732; MSA 9.2432, for the period \_\_\_\_\_ through \_\_\_\_\_ have been forwarded to the secretary of state."

(e) Other information the secretary of state considers necessary.

(f) The signature of the person required to forward abstracts.

(13) The failure, refusal, or neglect of a person to comply with this section shall constitute misconduct in office and shall be grounds for removal from office.

(14) Except as provided in subsection ~~-(12)-~~ (15), the secretary of state shall keep all abstracts received under this section at the secretary of state's main office and the abstracts shall be open for public inspection during the office's usual business hours. Each abstract shall be entered upon the master driving record of the person to whom it pertains.

(15) The court shall not submit, and the secretary of state shall discard and not enter on the master driving record, an abstract for a conviction, civil infraction determination, or probate court order of disposition for any of the following offenses:

(a) The parking or standing of a vehicle.

1 (b) A nonmoving violation which is not the basis for the  
2 secretary of state's suspension, revocation, or denial of an  
3 operator's or chauffeur's license.

4 (c) A violation of chapter II which is not the basis for the  
5 secretary of state's suspension, revocation, or denial of an  
6 operator's or chauffeur's license.

7 (d) A pedestrian, passenger, or bicycle violation.

8 (e) A violation of section 710e.

9 (16) The secretary of state shall discard and not enter on  
10 the master driving record an abstract for a bond forfeiture which  
11 occurred outside this state. However, the secretary of state  
12 shall retain and enter on the master driving record an abstract  
13 of an out-of-state bond forfeiture for an offense which occurred  
14 after October 1, 1989 in connection with the operation of a com-  
15 mercial motor vehicle.

16 (17) The secretary of state shall inform the courts of this  
17 state of the nonmoving violations and violations of chapter II  
18 which are used by the secretary of state as the basis for the  
19 suspension, restriction, revocation, or denial of an operator's  
20 or chauffeur's license.

21 (18) If a conviction, civil infraction determination, or  
22 probate court order of disposition is reversed upon appeal, the  
23 person whose conviction, determination, or order of disposition  
24 has been reversed may serve on the secretary of state a certified  
25 copy of the order of reversal, and the secretary of state shall  
26 enter the order in the proper book or index in connection with

1 the record of the conviction, civil infraction determination, or  
2 probate court order of disposition.

3       (19) The secretary of state may permit a city or village  
4 department, bureau, person, or court to modify the requirement as  
5 to the time and manner of reporting a conviction, civil infrac-  
6 tion determination, settlement, or probate court order of dispo-  
7 sition to the secretary of state when the modification will  
8 increase the economy and efficiency of collecting and utilizing  
9 the records. If the permitted abstract of court record reporting  
10 a conviction, civil infraction determination, settlement, or pro-  
11 bate court order of disposition originates as a part of the writ-  
12 ten notice to appear, authorized in section 728(1) or 742(1), the  
13 form of the written notice and report shall be as prescribed by  
14 the secretary of state.

15       Section 2. This amendatory act shall not take effect unless  
16 all of the following bills of the 86th Legislature are enacted  
17 into law:

18       (a) Senate Bill No. 63.

19

20       (b) Senate Bill No. 65.

21