

SENATE BILL No. 90

February 14, 1991, Introduced by Senators EHLERS and
SCHWARZ and referred to the Committee on Health Policy.

A bill to amend section 310 of Act No. 300 of the Public
Acts of 1949, entitled as amended

"Michigan vehicle code,"

as amended by Act No. 286 of the Public Acts of 1989, being sec-
tion 257.310 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 310 of Act No. 300 of the Public Acts of
2 1949, as amended by Act No. 286 of the Public Acts of 1989, being
3 section 257.310 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 310. (1) The secretary of state shall issue AN
6 OPERATOR'S LICENSE to each person licensed as an operator, ~~an~~
7 ~~operator's license,~~ and A CHAUFFEUR'S LICENSE to each person
8 licensed as a chauffeur. ~~, a chauffeur's license.~~ An applicant
9 for a motorcycle indorsement under section 312a or a vehicle

1 group designation or indorsement shall first qualify for an
2 operator's or chauffeur's license before the indorsement or vehi-
3 cle group designation application is accepted and processed.

4 (2) The license shall contain the distinguishing number per-
5 manently assigned to the licensee and the name, date of birth,
6 address of residence, height, an imprinted photograph, and the
7 signature of the licensee. The license shall be manufactured in
8 a manner to prohibit as nearly as possible the ability to repro-
9 duce, alter, counterfeit, forge, or duplicate the license without
10 ready detection. In addition, a license with a vehicle group
11 designation shall contain the information required pursuant to
12 49 C.F.R. part 383.

13 (3) A person who intentionally reproduces, alters, counter-
14 feits, forges, or duplicates a license photograph, the negative
15 of the photograph, a license, or a part of a license, or who uses
16 a license or photograph that has been reproduced, altered, coun-
17 terfeited, forged, or duplicated shall be punished as follows:

18 (a) If the intent of the reproduction, alteration, counter-
19 feiting, forging, duplication, or use was to commit or aid in the
20 commission of an offense punishable by imprisonment for 1 or more
21 years, the person committing the reproduction, alteration, coun-
22 terfeiting, forging, duplication, or use is guilty of a misde-
23 meanor, punishable by imprisonment for a period equal to that
24 which could be imposed for the commission of the offense the
25 person had the intent to aid or commit. The court may also
26 assess a fine of not more than \$10,000.00 against the person.

1 (b) If the intent of the reproduction, alteration,
2 counterfeiting, forging, duplication, or use was to commit or aid
3 in the commission of an offense punishable by imprisonment for
4 not more than 1 year, the person committing the reproduction,
5 alteration, counterfeiting, forging, duplication, or use is
6 guilty of a misdemeanor, punishable by imprisonment for not more
7 than 1 year, or a fine of not more than \$1,000.00, or both.

8 (4) ~~The secretary of state,~~ BEFORE ISSUING AN OPERATOR'S
9 OR CHAUFFEUR'S LICENSE TO AN APPLICANT, AND upon determining
10 after an examination that ~~an~~ THE applicant is mentally and
11 physically qualified to receive a license, THE SECRETARY OF STATE
12 may issue ~~to that person~~ a temporary driver's permit entitling
13 ~~the person while having the permit in his or her immediate~~
14 ~~possession~~ THE APPLICANT to drive a motor vehicle upon the
15 highway, WHILE THAT APPLICANT HAS THE PERMIT IN HIS OR HER IMME-
16 DIATE POSSESSION, for a period not exceeding 60 days. ~~before~~
17 ~~issuance to the person of an operator's or chauffeur's license by~~
18 ~~the secretary of state.~~

19 (5) THE SECRETARY OF STATE SHALL DO EACH OF THE FOLLOWING:

20 (A) VERBALLY OR IN WRITING ASK EACH OPERATOR'S OR
21 CHAUFFEUR'S LICENSE APPLICANT WHETHER THAT APPLICANT WISHES TO
22 MAKE AN ANATOMICAL GIFT.

23 (B) PROVIDE TO EACH APPLICANT A DOCUMENT OF GIFT FORM THAT
24 CONFORMS SUBSTANTIALLY TO THE FORM SET FORTH IN PART 101 OF THE
25 PUBLIC HEALTH CODE, ACT NO. 368 OF THE PUBLIC ACTS OF 1978, BEING
26 SECTIONS 333.10101 TO 333.10109 OF THE MICHIGAN COMPILED LAWS.

1 (6) ~~—(5)—~~ An operator or chauffeur may place on the reverse
2 side of a license his or her blood type, immunization data,
3 medication data, a statement that the licensee is deaf, or a
4 statement that the licensee has made an anatomical gift pursuant
5 to part 101 of the public health code, Act No. 368 of the Public
6 Acts of 1978. ~~—, being sections 333.10101 to 333.10109 of the~~
7 ~~Michigan Compiled Laws.—~~

8 (7) ~~—(6)—~~ The phrase "See reverse side for medical data, or
9 anatomical gift" followed by a box shall be printed on the front
10 of the license. If the licensee places on the reverse side of
11 the license any of the information described in subsection ~~—(5)—~~
12 (6), an "X" shall be inserted in the box.

13 (8) ~~—(7)—~~ If the applicant provides proof to the secretary
14 of state that he or she is a minor who has been emancipated pur-
15 suant to Act No. 293 of the Public Acts of 1968, being sections
16 722.1 to 722.6 of the Michigan Compiled Laws, THE REVERSE SIDE OF
17 the license ~~—on the reverse side—~~ ISSUED TO THAT APPLICANT shall
18 bear the designation of the individual's emancipated status.