

HOUSE BILL No. 5566

January 22, 2002, Introduced by Rep. Mortimer and referred to the Committee on Transportation.

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending section 310 (MCL 257.310), as amended by 1998 PA
226.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 310. (1) The secretary of state shall issue an
2 operator's license to each person licensed as an operator and a
3 chauffeur's license to each person licensed as a chauffeur. An
4 applicant for a motorcycle indorsement under section 312a or a
5 vehicle group designation or indorsement shall first qualify for
6 an operator's or chauffeur's license before the indorsement or
7 vehicle group designation application is accepted and processed.
8 THE OPERATOR'S OR CHAUFFEUR'S LICENSE SHALL BE 1 OF THE
9 FOLLOWING:

1 (A) IN THE CASE OF A PERSON WHO IS LESS THAN 18 YEARS OF
2 AGE, THE OPERATOR'S OR CHAUFFEUR'S LICENSE SHALL BE RED IN
3 COLOR.

4 (B) IN THE CASE OF A PERSON WHO IS AT LEAST 18 YEARS OF AGE
5 BUT IS LESS THAN 21 YEARS OF AGE, THE OPERATOR'S OR CHAUFFEUR'S
6 LICENSE SHALL BE YELLOW IN COLOR.

7 (C) IN THE CASE OF A PERSON 21 YEARS OF AGE OR OLDER, THE
8 OPERATOR'S OR CHAUFFEUR'S LICENSE SHALL BE GREEN IN COLOR.

9 (2) The license issued under subsection (1) shall contain
10 all of the following information:

11 (a) The distinguishing number permanently assigned to the
12 licensee.

13 (b) The full name, date of birth, address of residence,
14 height, eye color, sex, an image, and the signature of the
15 licensee.

16 (c) An indication that the license contains 1 or more of the
17 following:

18 (i) The blood type of the licensee.

19 (ii) Immunization data of the licensee.

20 (iii) Medication data of the licensee.

21 (iv) A statement that the licensee is deaf.

22 (v) A statement that the licensee is an organ and tissue
23 donor pursuant to part 101 of the public health code, 1978 PA
24 368, MCL 333.10101 to 333.10109.

25 (vi) Emergency contact information of the licensee.

26 (d) If the licensee has made a statement described in
27 subdivision (c)(v), the signature of the licensee following the

1 indication of his or her organ and tissue donor intent identified
2 in subdivision (c)(v), along with the signature of at least 1
3 witness.

4 (3) Except as otherwise required in this chapter, other
5 information required on the license pursuant to this chapter may
6 appear on the license in a form prescribed by the secretary of
7 state.

8 (4) The license shall not contain a fingerprint or finger
9 image of the licensee.

10 (5) A digitized license may contain an identifier for voter
11 registration purposes. The digitized license may contain infor-
12 mation appearing in electronic or machine readable codes needed
13 to conduct a transaction with the secretary of state. The infor-
14 mation shall be limited to the person's driver license number,
15 birth date, license expiration date, and other information neces-
16 sary for use with electronic devices, machine readers, or auto-
17 matic teller machines and shall not contain the person's name,
18 address, driving record, or other personal identifier. The
19 license shall identify the encoded information.

20 (6) The license shall be manufactured in a manner to pro-
21 hibit as nearly as possible the ability to reproduce, alter,
22 counterfeit, forge, or duplicate the license without ready
23 detection. In addition, a license with a vehicle group designa-
24 tion shall contain the information required pursuant to
25 49 C.F.R. part 383.

26 (7) A person who intentionally reproduces, alters,
27 counterfeits, forges, or duplicates a license photograph, the

1 negative of the photograph, an image, a license, the electronic
2 data contained on a license or a part of a license, or who uses a
3 license, an image, or photograph that has been reproduced,
4 altered, counterfeited, forged, or duplicated is subject to 1 of
5 the following:

6 (a) If the intent of the reproduction, alteration, counter-
7 feiting, forging, duplication, or use was to commit or aid in the
8 commission of an offense punishable by imprisonment for 1 or more
9 years, the person committing the reproduction, alteration, coun-
10 terfeiting, forging, duplication, or use is guilty of a misde-
11 meanor, punishable by imprisonment for a period equal to the
12 imprisonment that could be imposed for the commission of the
13 offense the person had the intent to aid or commit. The court
14 may also assess a fine of not more than \$10,000.00 against the
15 person.

16 (b) If the intent of the reproduction, alteration, counter-
17 feiting, forging, duplication, or use was to commit or aid in the
18 commission of an offense punishable by imprisonment for not more
19 than 1 year, the person committing the reproduction, alteration,
20 counterfeiting, forging, duplication, or use is guilty of a mis-
21 demeanor, punishable by imprisonment for not more than 1 year, or
22 a fine of not more than \$1,000.00, or both.

23 (8) The secretary of state, upon determining after an exami-
24 nation that an applicant is mentally and physically qualified to
25 receive a license, may issue to that person a temporary driver's
26 permit entitling the person while having the permit in his or her
27 immediate possession to drive a motor vehicle upon the highway

1 for a period not exceeding 60 days before issuance to the person
2 of an operator's or chauffeur's license by the secretary of
3 state.

4 (9) An operator or chauffeur may indicate on the license in
5 a place designated by the secretary of state his or her blood
6 type, emergency contact information, immunization data, medica-
7 tion data, or a statement that the licensee is deaf, or a state-
8 ment that the licensee is an organ and tissue donor and has made
9 an anatomical gift pursuant to part 101 of the public health
10 code, 1978 PA 368, MCL 333.10101 to 333.10109.

11 (10) If the applicant provides proof to the secretary of
12 state that he or she is a minor who has been emancipated pursuant
13 to 1968 PA 293, MCL 722.1 to 722.6, the license shall bear the
14 designation of the individual's emancipated status in a manner
15 prescribed by the secretary of state.