

HOUSE BILL No. 4651

May 26, 2015, Introduced by Reps. Plawecki, Derek Miller, Cochran, Greig, LaVoy, Chirkun, Brunner, Smiley, Geiss, Liberati, Kivela, Pagan, Guerra and Heise and referred to the Committee on Criminal Justice.

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending section 312a (MCL 257.312a), as amended by 2013 PA 177.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 312a. (1) A person, before operating a motorcycle, other
2 than an autocycle, upon a public street or highway in this state,
3 shall procure a motorcycle indorsement on his or her operator's or
4 chauffeur's license. The license shall be issued, suspended,
5 revoked, canceled, or renewed in accordance with and governed by
6 this act.

7 (2) A person, before operating a moped upon a highway shall
8 procure a special restricted license to operate a moped unless the
9 person has a valid operator's or chauffeur's license. A special
10 restricted license to operate a moped may be issued to a person 15

1 years of age or older if the person satisfies the secretary of
2 state that he is competent to operate a moped with safety. The
3 secretary of state shall not require a road test before issuance of
4 a special restricted license to operate a moped.

5 (3) A special restricted license to operate a moped shall
6 expire on the birthday of the person to whom it is issued in the
7 fourth year following the date of issuance. A license shall not be
8 issued for a period longer than 4 years. A person issued a license
9 to operate a moped shall pay \$7.50 for an original license and
10 \$6.00 for a renewal license. The money received and collected under
11 this subsection shall be deposited in the state treasury to the
12 credit of the general fund. The secretary of state shall refund out
13 of the fees collected to each county or municipality, acting as an
14 examining officer, \$2.50 for each applicant examined for an
15 original license and \$1.00 for a renewal license.

16 (4) A PERSON WHO VIOLATES SUBSECTION (1) IS GUILTY OF A
17 MISDEMEANOR PUNISHABLE AS FOLLOWS:

18 (A) FOR A FIRST VIOLATION, BY IMPRISONMENT FOR NOT MORE THAN
19 90 DAYS OR A FINE OF NOT MORE THAN \$500.00, OR BOTH.

20 (B) FOR A VIOLATION THAT OCCURS AFTER A PRIOR CONVICTION, BY
21 IMPRISONMENT FOR NOT MORE THAN 1 YEAR OR A FINE OF NOT MORE THAN
22 \$1,000.00, OR BOTH.

23 Enacting section 1. This amendatory act takes effect 90 days
24 after the date it is enacted into law.