

SENATE BILL No. 805

February 6, 2018, Introduced by Senators O'BRIEN, KNOLLENBERG, GREGORY, NOFS, HANSEN, BIEDA, HILDENBRAND and CONYERS and referred to the Committee on Transportation.

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 314 (MCL 257.314), as amended by 2011 PA 159.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 314. (1) Except as otherwise provided in this section,
2 operator's licenses and chauffeur's licenses expire on the birthday
3 of the person to whom the license is issued in the fourth year
4 following the date of the issuance of the license or on the date
5 the person is no longer considered to be legally present in the
6 United States under section 307, whichever is earlier, unless
7 suspended or revoked before that date. A license shall not be
8 issued for a period longer than 4 years. A person holding a license

1 at any time 12 months before the expiration of his or her license
2 may apply for a new license as provided for in this chapter. A
3 knowledge test for an original group designation or indorsement may
4 be taken at any time during this period and the results are valid
5 for 12 months. A license renewed under this subsection shall be
6 renewed for the time remaining on the license before its renewal
7 combined with the 4-year renewal period.

8 (2) The first operator's license issued to a person who at the
9 time of application is less than 20-1/2 years of age expires on the
10 licensee's twenty-first birthday or on the date the person is no
11 longer considered to be legally present in the United States under
12 section 307, whichever is earlier, unless suspended or revoked.

13 (3) The first chauffeur's license issued to a person expires
14 on the licensee's birthday in the fourth year following the date of
15 issuance or on the date the person is no longer considered to be
16 legally present in the United States under section 307, whichever
17 is earlier, unless the license is suspended or revoked before that
18 date. The chauffeur's license of a person who at the time of
19 application is less than 20-1/2 years of age expires on the
20 licensee's twenty-first birthday or on the date the person is no
21 longer considered to be legally present in the United States under
22 section 307, whichever is earlier, unless suspended or revoked. A
23 subsequent chauffeur's license expires on the birthday of the
24 person to whom the license is issued in the fourth year following
25 the date of issuance of the license or on the date the person is no
26 longer considered to be legally present in the United States under
27 section 307, whichever is earlier, unless the license is suspended

1 or revoked before that date.

2 (4) A person may apply for an extension of his or her driving
3 privileges if he or she is out of state on the date that his or her
4 operator's or chauffeur's license expires. The extension may extend
5 the license for 180 days beyond the expiration date or not more
6 than 2 weeks after the applicant returns to Michigan, whichever
7 occurs first. This subsection does not apply to a person who fails
8 to meet the requirements of 49 CFR parts 383 and 391 with regard to
9 medical certification documentation requirements.

10 (5) The secretary of state may issue a renewal operator's or
11 chauffeur's license to a person who will be out of state for more
12 than 180 days beyond the expiration date of his or her operator's
13 or chauffeur's license, if the secretary of state has a digital
14 image of the person on file. The applicant for this renewal shall
15 submit a statement evidencing a vision examination in accordance
16 with the rules promulgated by the secretary of state under section
17 309 and any other statement required by this act or federal law. A
18 person is not eligible for consecutive renewals of a license under
19 this subsection. This subsection does not apply to a person who
20 fails to meet the requirements of 49 CFR parts 383 and 391 with
21 regard to medical certification documentation requirements, or a
22 person with a hazardous material indorsement on his or her
23 operator's or chauffeur's license.

24 (6) The secretary of state may check the applicant's driving
25 record through the national driver register and the commercial
26 driver license information system before issuing a renewal under
27 this section.

1 (7) BEGINNING ON JANUARY 1, 2019, THE SECRETARY OF STATE SHALL
2 PROVIDE A PAMPHLET TO A PERSON WHO IS 25 YEARS OF AGE OR LESS AND
3 RENEWS HIS OR HER OPERATOR'S OR CHAUFFEUR'S LICENSE AS PROVIDED IN
4 THIS SECTION. THE PAMPHLET SHALL CONTAIN A SYNOPSIS OF THE
5 INFORMATION DESCRIBED IN SECTION 37(1)(A)(V) OF THE DRIVER
6 EDUCATION PROVIDER AND INSTRUCTOR ACT, 2006 PA 384, MCL 256.657.

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

9 Enacting section 2. This amendatory act does not take effect
10 unless Senate Bill No. 806

11 of the 99th Legislature is enacted into law.