

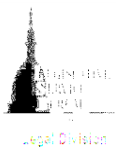
HOUSE BILL NO. 4723

June 13, 2019, Introduced by Reps. Yaroach, Rabhi, Wozniak, Brann, Yancey and Liberati and referred to the Committee on Transportation.

A bill to amend 2006 PA 384, entitled
"Driver education provider and instructor act,"
by amending sections 35 and 37 (MCL 256.655 and 256.657), section
35 as amended by 2012 PA 258 and section 37 as amended by 2018 PA
277, and by adding section 32.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 **Sec. 32. (1) A driver education course must include**
2 **instruction on automobile insurance, including, but not limited to,**



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1 information regarding all of the following:

2 (a) The requirement to obtain automobile insurance and the
3 penalties for operating a motor vehicle without automobile
4 insurance.

5 (b) The minimum automobile insurance coverage required by law.

6 (c) The ability to purchase higher coverage limits and
7 optional automobile insurance coverage.

8 (d) The benefits and limitations of each type of coverage.

9 (e) Insurance cost, including an explanation of premiums and
10 deductibles.

11 (2) As used in this section:

12 (a) "Automobile insurance" means that term as defined in
13 section 2102 of the insurance code of 1956, 1956 PA 218, MCL
14 500.2102.

15 (b) "Motor vehicle" means that term as defined in section 3101
16 of the insurance code of 1956, 1956 PA 218, MCL 500.3101.

17 Sec. 35. (1) The secretary of state shall prescribe a model
18 curriculum for teen driver training under this act. ~~After September~~
19 ~~1, 2007, a~~ **A** driver education provider classified for teen driver
20 training shall use the secretary of state's prescribed model
21 curriculum or may use an alternative curriculum only after it has
22 been reviewed and approved by the secretary of state. The secretary
23 of state may approve an alternative curriculum if it substantially
24 meets or exceeds the standards of the secretary of state's
25 prescribed model curriculum.

26 (2) Under a segment 1 curriculum and segment 2 curriculum
27 combined, each student shall receive no less than 30 hours of
28 classroom instruction and 6 hours of behind-the-wheel driver
29 education course experience.

(3) The model curriculum and an approved alternative curriculum under subsection (1) must include automobile insurance instruction in accordance with section 32.

Sec. 37. (1) A segment 1 curriculum ~~shall~~**must** include both classroom and behind-the-wheel driver education course experience. The classroom instruction and behind-the-wheel instruction ~~shall~~**must** be integrated, relate to each other, and meet the following requirements:

(a) Each student shall receive not less than 24 hours of classroom instruction. Classroom instruction ~~shall~~**must** be scheduled to occur as follows:

(i) Classroom instruction ~~shall~~**must** occur not more than 2 hours per day.

(ii) Classroom instruction ~~shall~~**must** occur over the course of 3 or more weeks.

(iii) Classroom instruction of 4 or more hours ~~shall~~**must** be received before the student begins to receive behind-the-wheel instruction.

(iv) Classroom instruction ~~shall~~**must** include not less than 1 hour of information concerning the laws pertaining to bicycles, motorcycles, and other vulnerable roadway users, including pedestrians, and ~~shall~~**must** emphasize awareness of their operation on the streets, roads, and highways of this state. The laws of this state pertaining to awareness of bicycles, motorcycles, and other vulnerable roadway users, including pedestrians, ~~shall~~**must** also be incorporated into other subject areas of the curriculum where appropriate. The requirements of this subparagraph apply to both the model curriculum and an approved curriculum described in section 35. The information required by this subparagraph may be

1 incorporated into the segment 1 curriculum or the segment 2
2 classroom course described in section 39(b).

3 (v) Classroom instruction ~~shall~~**must** include information
4 concerning the proper actions to be taken by a driver during a
5 traffic stop.

6 (vi) **Classroom instruction must include information concerning**
7 **automobile insurance in accordance with section 32.**

8 (vii) ~~(vi)~~ Behind-the-wheel instruction of 3 or more hours ~~shall~~
9 **must** be completed before classroom instruction terminates.

10 (b) Each student shall receive not less than 6 hours of
11 behind-the-wheel instruction or substitute hours permitted under
12 this subsection. Behind-the-wheel instruction ~~shall~~**must** be
13 scheduled to occur as follows:

14 (i) A student shall receive not more than 1 hour of behind-the-
15 wheel instruction per day.

16 (ii) Not more than 1 student shall occupy the front seat of the
17 vehicle with the instructor.

18 (iii) A driver education motor vehicle ~~shall~~**must not** contain
19 ~~not~~ more than 4 students during behind-the-wheel instruction.

20 (iv) Not later than 3 weeks after the last classroom
21 instruction has been completed, a student shall complete any
22 remaining required behind-the-wheel instruction.

23 (v) Except as otherwise provided in this section, a student
24 may receive instruction while operating a motor vehicle at a
25 multiple vehicle driving facility. One hour of instruction received
26 at a multiple vehicle driving facility may substitute as credit for
27 1 hour of behind-the-wheel experience. A maximum of 2 hours of
28 behind-the-wheel experience can be substituted with instruction
29 received at a multiple vehicle driving facility.



1 (c) A student shall receive 4 or more hours of behind-the-
2 wheel observation time.

3 (2) A driver education provider classified for teen driver
4 training shall not substitute behind-the-wheel instruction with
5 multiple vehicle driving facility experience until the secretary of
6 state gives the provider written approval for that substitution as
7 provided in this act.

8 (3) A driver education provider classified for teen driver
9 training shall not substitute behind-the-wheel driving experience
10 with simulator device training.

11 (4) As used in this section:

12 (a) "Integrated" means classroom and behind-the-wheel
13 instruction scheduled to include a mix of classroom and behind-the-
14 wheel instruction throughout the duration of the driver education
15 course, except as otherwise provided in this section.

16 (b) "Observation time" means the time a student in a driver
17 education course sits in the rear seat of a vehicle and observes
18 another student in the front seat behind the wheel operating the
19 controls of the vehicle, responding to driving situations, and with
20 an instructor sitting in the front seat.

21 (5) This section shall be known and may be cited as the
22 "Nathan Bower act".

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

