

HOUSE SUBSTITUTE FOR
SENATE BILL NO. 507

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending sections 1a, 216, 217, 226, 255, 301, 306, 306a, 309,
312f, 312k, 314, 801k, and 811 (MCL 257.1a, 257.216, 257.217,
257.226, 257.255, 257.301, 257.306, 257.306a, 257.309, 257.312f,
257.312k, 257.314, 257.801k, and 257.811), sections 216, 226, 255,
301, 306, 309, 312f, 312k, 314, and 801k as amended by 2020 PA 304,
section 217 as amended by 2014 PA 290, section 306a as amended by
2020 PA 376, and section 811 as amended by 2006 PA 589, and by
adding section 205a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 1a. **As used in this act:**
2 **(a)** "Accessory" means any accessory, equipment, additional

1 part or replacement part for a vehicle for which a certificate of
2 title is required to be issued under this act.

3 (b) "Adequate in-person services" means providing in-person
4 service options, without the requirement of an advance appointment,
5 on each day and at each location a secretary of state branch office
6 is open for services in this state. The in-person services provided
7 must allow for same-day transactions to be completed.

8 Sec. 205a. Within 30 days after the effective date of the
9 amendatory act that added this section, the department shall
10 provide a written report to the senate majority leader, the speaker
11 of the house of representatives, and the chairpersons of the senate
12 and house of representatives appropriations committees detailing
13 the department's plan to reopen all secretary of state's branches
14 to the general public for in-person services, without the
15 requirement of an appointment. The written report must include, but
16 is not limited to, all of the following:

17 (a) The number of staff that will return to in-person work.

18 (b) The manner in which the department will transition
19 returning staff back to in-person work.

20 (c) The manner in which the department will notify members of
21 the public that secretary of state's branches are open for in-
22 person services, without the requirement of an appointment.

23 (d) How the department will prioritize customers who were
24 unable to renew essential documents beginning March 24, 2020, due
25 to the closing of the secretary of state's branches and appointment
26 only policy.

27 (e) The department's plans to ensure the safety of the staff
28 and customers in reopened secretary of state's branches.

29 (f) Details on hours of operation for reopened secretary of

1 **state's branches.**

2 **(g) How the department will utilize the use of kiosks and**
3 **other automated services at reopened secretary of state's branches.**

4 Sec. 216. (1) Every motor vehicle, recreational vehicle,
5 trailer, semitrailer, and pole trailer, when driven or moved on a
6 street or highway, is subject to the registration and certificate
7 of title provisions of this act except the following:

8 (a) A vehicle driven or moved on a street or highway in
9 conformance with the provisions of this act relating to
10 manufacturers, transporters, dealers, or nonresidents.

11 (b) A vehicle that is driven or moved on a street or highway
12 only for the purpose of crossing that street or highway from 1
13 property to another.

14 (c) An implement of husbandry.

15 (d) Special mobile equipment. The secretary of state may issue
16 a special registration to an individual, partnership, corporation,
17 or association not licensed as a dealer that pays the required fee,
18 to identify special mobile equipment that is driven or moved on a
19 street or highway.

20 (e) A vehicle that is propelled exclusively by electric power
21 obtained from overhead trolley wires though not operated on rails.

22 (f) Any vehicle subject to registration, but owned by the
23 government of the United States.

24 (g) A certificate of title is not required for a trailer,
25 semitrailer, or pole trailer that weighs less than 2,500 pounds.

26 (h) A vehicle driven or moved on a street or highway, by the
27 most direct route, only for the purpose of securing a scale weight
28 receipt from a weighmaster for purposes of section 801 or obtaining
29 a vehicle inspection by a law enforcement agency before titling or

1 registration of that vehicle.

2 (i) A certificate of title is not required for a vehicle owned
3 by a manufacturer or dealer and held for sale or lease, even though
4 incidentally moved on a street or highway or used for purposes of
5 testing or demonstration.

6 (j) A bus or a school bus that is not self-propelled and is
7 used exclusively as a construction shanty.

8 (k) A certificate of title is not required for a moped.

9 (l) Except as otherwise provided in subsection (3), for 3 days
10 immediately following the date of a properly assigned title or
11 signed lease agreement from any person other than a dealer, a
12 registration is not required for a vehicle driven or moved on a
13 street or highway for the sole purpose of transporting the vehicle
14 by the most direct route from the place of purchase or lease to a
15 place of storage if the driver has in his or her possession the
16 assigned title showing the date of sale or a lease agreement
17 showing the date of the lease.

18 (m) A certificate of registration is not required for a pickup
19 camper, but a certificate of title is required.

20 (n) A new motor vehicle driven or moved on a street or highway
21 only for the purpose of moving the vehicle from an accident site to
22 a storage location if the vehicle was being transported on a
23 railroad car or semitrailer that was involved in a disabling
24 accident.

25 (o) A boat lift used for transporting vessels between a marina
26 or a body of water and a place of inland storage.

27 (2) Except as otherwise provided in this subsection, a
28 registration issued to a motor vehicle, recreational vehicle,
29 trailer, semitrailer, or pole trailer, when driven or moved on a

1 street or highway, that expires on or after March 1, 2020 is valid
2 until March 31, 2021. **Except as otherwise provided in this**
3 **subsection, a registration issued to a motor vehicle, recreational**
4 **vehicle, trailer, semitrailer, or pole trailer, when driven or**
5 **moved on a street or highway, that expires after March 31, 2021 but**
6 **before August 1, 2021, is valid until 120 days after the date of**
7 **the expiration.** If the registration issued to a motor vehicle,
8 recreational vehicle, trailer, semitrailer, or pole trailer, when
9 driven or moved on a street or highway, that is used for commercial
10 purposes expires on or after March 1, 2020, the registration is
11 valid until March 31, 2021. **If the registration issued to a motor**
12 **vehicle, recreational vehicle, trailer, semitrailer, or pole**
13 **trailer, when driven or moved on a street or highway, that is used**
14 **for commercial purposes expires after March 31, 2021 but before**
15 **August 1, 2021, the registration is valid until 120 days after the**
16 **date of the expiration.**

17 (3) Notwithstanding any provision of law to the contrary,
18 until March 31, 2021, a properly assigned title or signed lease
19 agreement from any person other than a dealer is considered proof
20 of registration of the vehicle.

21 Sec. 217. (1) An owner of a vehicle that is subject to
22 registration under this act shall apply to the secretary of state,
23 ~~upon~~**on** an appropriate form furnished by the secretary of state,
24 for the registration of the vehicle and issuance of a certificate
25 of title for the vehicle. A vehicle brought into this state from
26 another state or jurisdiction that has a rebuilt, salvage, scrap,
27 flood, or comparable certificate of title issued by that other
28 state or jurisdiction ~~shall~~**must** be issued a rebuilt, salvage,
29 scrap, or flood certificate of title by the secretary of state. The

1 application ~~shall~~**must** be accompanied by the required fee. An
2 application for a certificate of title ~~shall~~**must** bear the
3 signature or verification and certification of the owner. The
4 application ~~shall~~**must** contain all of the following:

5 (a) The owner's name, the owner's bona fide residence, and
6 either of the following:

7 (i) If the owner is an individual, the owner's mailing address.

8 (ii) If the owner is a firm, association, partnership, limited
9 liability company, or corporation, the owner's business address.

10 (b) A description of the vehicle including the make or name,
11 style of body, and model year; the number of miles, not including
12 the tenths of a mile, registered on the vehicle's odometer at the
13 time of transfer; whether the vehicle is a flood vehicle or another
14 state previously issued the vehicle a flood certificate of title;
15 whether the vehicle is to be or has been used as a taxi or police
16 vehicle, or by a political subdivision of this state, unless the
17 vehicle is owned by a dealer and loaned or leased to a political
18 subdivision of this state for use as a driver education vehicle;
19 whether the vehicle has previously been issued a salvage or rebuilt
20 certificate of title from this state or a comparable certificate of
21 title from any other state or jurisdiction; vehicle identification
22 number; and the vehicle's weight fully equipped, if a passenger
23 vehicle registered in accordance with section 801(1)(a), and, if a
24 trailer coach or pickup camper, in addition to the weight, the
25 manufacturer's serial number, or in the absence of the serial
26 number, a number assigned by the secretary of state. A number
27 assigned by the secretary of state shall be permanently placed on
28 the trailer coach or pickup camper in the manner and place
29 designated by the secretary of state.

1 (c) A statement of the applicant's title and the names and
2 addresses of the holders of security interests in the vehicle and
3 in an accessory to the vehicle, in the order of their priority.

4 (d) Further information that the secretary of state reasonably
5 requires to enable the secretary of state to determine whether the
6 vehicle is lawfully entitled to registration and the owner entitled
7 to a certificate of title. If the secretary of state is not
8 satisfied as to the ownership of a vehicle having a value over
9 \$2,500.00 or that is less than 10 years old, before registering the
10 vehicle and issuing a certificate of title, the secretary of state
11 may require the applicant to file a properly executed surety bond
12 in a form prescribed by the secretary of state and executed by the
13 applicant and a company authorized to conduct a surety business in
14 this state. The bond ~~shall~~**must** be in an amount equal to twice the
15 value of the vehicle as determined by the secretary of state and
16 shall be conditioned to indemnify or reimburse the secretary of
17 state, any prior owner, and any subsequent purchaser or lessee of
18 the vehicle and their successors in interest against any expense,
19 loss, or damage, including reasonable ~~attorney's~~**attorney** fees, ~~by~~
20 ~~reason~~**because** of the issuance of a certificate of title for the
21 vehicle or on account of any defect in the right, title, or
22 interest of the applicant in the vehicle. An interested person has
23 a right of action to recover on the bond for a breach of the
24 conditions of the bond, but the aggregate liability of the surety
25 to all persons ~~shall~~**must** not exceed the amount of the bond. If the
26 secretary of state is not satisfied as to the ownership of a
27 vehicle that is valued at \$2,500.00 or less and that is 10 years
28 old or older, the secretary of state shall require the applicant to
29 certify that the applicant is the owner of the vehicle and entitled

1 to register and title the vehicle.

2 (e) Except as provided in subdivision (f), an application for
3 a commercial vehicle shall also have attached a scale weight
4 receipt of the motor vehicle fully equipped as of the time the
5 application is made. A scale weight receipt is not necessary if
6 there is presented with the application a registration receipt of
7 the previous year that shows on its face the empty weight of the
8 motor vehicle as registered with the secretary of state that is
9 accompanied by a statement of the applicant that there has not been
10 structural change in the motor vehicle that has increased the empty
11 weight and that the previous registered weight is the true weight.

12 (f) An application for registration of a vehicle on the basis
13 of elected gross weight ~~shall~~**must** include a declaration by the
14 applicant specifying the elected gross weight for which application
15 is being made.

16 (g) If the application is for a certificate of title of a
17 motor vehicle registered in accordance with section 801(1)(p), the
18 application ~~shall~~**must** include the manufacturer's suggested base
19 list price for the model year of the vehicle. The base list price
20 ~~shall~~**must** be the manufacturer's suggested retail price as shown on
21 the label required to be affixed to the vehicle under 15 USC 1232.
22 If the manufacturer's suggested retail price is unavailable, the
23 application ~~shall~~**must** list the purchase price of the vehicle. **As**
24 **used in this subdivision, "purchase price" means that term as**
25 **defined in section 801.**

26 (2) An applicant for registration of a leased pickup truck or
27 passenger vehicle that is subject to registration under this act,
28 except a vehicle that is subject to a registration fee under
29 section 801g, shall disclose in writing to the secretary of state

1 the lessee's name, the lessee's bona fide residence, and either of
2 the following:

3 (a) If the lessee is an individual, the lessee's Michigan
4 driver license number or Michigan personal identification number
5 or, if the lessee does not have a Michigan driver license or
6 Michigan personal identification number, the lessee's mailing
7 address.

8 (b) If the lessee is a firm, association, partnership, limited
9 liability company, or corporation, the lessee's business address.

10 (3) The secretary of state shall maintain the information
11 described in subsection (2) on the secretary of state's computer
12 records.

13 (4) Except as provided in ~~subsection~~**subsections** (5), (11),
14 **and (12)**, a dealer selling, leasing, or exchanging vehicles
15 required to be titled, within 15 days after delivering a vehicle to
16 the purchaser or lessee, and a person engaged in the sale of
17 vessels required to be numbered by part 801 of the natural
18 resources and environmental protection act, 1994 PA 451, MCL
19 324.80101 to 324.80199, within 15 days after delivering a boat
20 trailer weighing less than 2,500 pounds to the purchaser or lessee,
21 shall apply to the secretary of state for a new title, if required,
22 and transfer or secure registration plates and secure a certificate
23 of registration for the vehicle or boat trailer, in the name of the
24 purchaser or lessee. ~~The~~**Subject to subsection (11), the** dealer's
25 license may be suspended or revoked in accordance with section 249
26 for failure to apply for a title when required or for failure to
27 transfer or secure registration plates and certificate of
28 registration within the 15 days required by this section. ~~If~~
29 **Subject to subsection (11), if** the dealer or person fails to apply

1 for a title when required, and to transfer or secure registration
2 plates and secure a certificate of registration and pay the
3 required fees within 15 days of delivery of the vehicle or boat
4 trailer, a title and registration for the vehicle or boat trailer
5 may subsequently be acquired only ~~upon~~**on** the payment of a late
6 transfer fee of \$15.00 for an individual or a dealer other than a
7 dealer subject to section 235b in addition to the fees specified in
8 section 806. ~~For~~**Subject to subsection (11), for** a used or
9 secondhand vehicle dealer subject to section 235b, the late
10 transfer fee is \$100.00 in addition to the fees specified in
11 section 806. The purchaser or lessee of the vehicle or the
12 purchaser of the boat trailer shall sign the application,
13 including, if applicable, the declaration specifying the maximum
14 elected gross weight as required by subsection (1)(f), and other
15 necessary papers to enable the dealer or person to secure the
16 title, registration plates, and transfers from the secretary of
17 state. If the secretary of state mails or delivers a purchaser's
18 certificate of title to a dealer, the dealer shall mail or deliver
19 the certificate of title to the purchaser not more than 5 days
20 after receiving the certificate of title from the secretary of
21 state. However, as provided under section 238, the secretary of
22 state is not required to issue a title to the owner of a vehicle or
23 lienholder if the title is subject to a security interest.

24 (5) ~~A~~**Except as provided in subsection (12), a** dealer selling
25 or exchanging an off lease or buy back vehicle shall apply to the
26 secretary of state for a new title for the vehicle within 15 days
27 after it receives the certificate of title from the lessor or
28 manufacturer under section 235 or section 235b and transfer or
29 secure registration plates and secure a certificate of registration

1 for the vehicle in the name of the purchaser. ~~The~~**Subject to**
2 **subsection (12), the** dealer's license may be suspended or revoked
3 in accordance with section 249 for failure to apply for a title
4 when required or for failure to transfer or secure registration
5 plates and certificate of registration within the 15-day period. ~~If~~
6 **Subject to subsection (12), if** the dealer or person fails to apply
7 for a title when required, and to transfer or secure registration
8 plates and secure a certificate of registration and pay the
9 required fees within the 15-day time period, a title and
10 registration for the vehicle may subsequently be acquired only ~~upon~~
11 **on** the payment of a late transfer fee of \$15.00 for an individual
12 or dealer other than a used or secondhand vehicle dealer subject to
13 section 235b in addition to the fees specified in section 806. ~~The~~
14 **Subject to subsection (12), the** late transfer fee for a used or
15 secondhand vehicle dealer subject to section 235b is \$100.00 in
16 addition to the fees specified in section 806. The purchaser of the
17 vehicle shall sign the application, including, if applicable, the
18 declaration specifying the maximum elected gross weight as required
19 by subsection (1)(f), and other necessary papers to enable the
20 dealer or person to secure the title, registration plates, and
21 transfers from the secretary of state. If the secretary of state
22 mails or delivers a purchaser's certificate of title to a dealer,
23 the dealer shall mail or deliver the certificate of title to the
24 purchaser not more than 5 days after receiving the certificate of
25 title from the secretary of state. However, as provided under
26 section 238, the secretary of state is not required to issue a
27 title to the owner of a vehicle if the title is subject to a
28 security interest.

29 (6) If a vehicle is delivered to a purchaser or lessee who has

1 valid Michigan registration plates that are to be transferred to
 2 the vehicle, and an application for title, if required, and
 3 registration for the vehicle is not made before delivery of the
 4 vehicle to the purchaser or lessee, the registration plates ~~shall~~
 5 **must** be affixed to the vehicle immediately, and the dealer shall
 6 provide the purchaser or lessee with an instrument in writing, on a
 7 form prescribed by the secretary of state, which ~~shall serve~~ **serves**
 8 as a temporary registration for the vehicle for a period of 15 days
 9 from the date the vehicle is delivered.

10 (7) If the seller does not prepare the credit information,
 11 contract note, and mortgage, and the holder, finance company,
 12 credit union, or banking institution requires the installment
 13 seller to record the lien on the title, the holder, finance
 14 company, credit union, or banking institution shall pay the seller
 15 a service fee of not more than \$10.00. The service fee ~~shall~~ **must**
 16 be paid from the finance charges and ~~shall~~ **must** not be charged to
 17 the buyer in addition to the finance charges. The holder, finance
 18 company, credit union, or banking institution ~~shall~~ **must** issue its
 19 check or bank draft for the principal amount financed, payable
 20 jointly to the buyer and seller, and ~~there shall be imprinted on~~
 21 ~~the back side of the check or bank draft~~ the following **must be**
 22 **imprinted on the back side of the check or bank draft:**

23 "Under Michigan law, the seller must record a first lien in
 24 favor of (name of lender) _____ on the vehicle with
 25 vehicle identification number _____ and title the vehicle
 26 only in the name(s) shown on the reverse side."

27 (8) On the front of the check or draft described under
 28 subsection (7), the holder, finance company, credit union, or
 29 banking institution shall note the name or names of the prospective

1 owners. Failure of the holder, finance company, credit union, or
 2 banking institution to comply with these requirements frees the
 3 seller from any obligation to record the lien or from any liability
 4 that may arise as a result of the failure to record the lien. A
 5 service fee ~~shall~~**must** not be charged to the buyer.

6 (9) In the absence of actual malice proved independently and
 7 not inferred from lack of probable cause, a person who in any
 8 manner causes a prosecution for larceny of a motor vehicle; for
 9 embezzlement of a motor vehicle; for any crime an element of which
 10 is the taking of a motor vehicle without authority; or for buying,
 11 receiving, possessing, leasing, or aiding in the concealment of a
 12 stolen, embezzled, or converted motor vehicle knowing that the
 13 motor vehicle has been stolen, embezzled, or converted, is not
 14 liable for damages in a civil action for causing the prosecution.
 15 This subsection does not relieve a person from proving any other
 16 element necessary to sustain his or her cause of action.

17 (10) Receipt by the secretary of state of a properly tendered
 18 application for a certificate of title on which a security interest
 19 in a vehicle is to be indicated is a condition of perfection of a
 20 security interest in the vehicle and is equivalent to filing a
 21 financing statement under the uniform commercial code, 1962 PA 174,
 22 MCL 440.1101 to 440.9994, with respect to the vehicle. When a
 23 security interest in a vehicle is perfected, it has priority over
 24 the rights of a lien creditor as lien creditor is defined in
 25 section 9102 of the uniform commercial code, 1962 PA 174, MCL
 26 440.9102.

27 **(11) Notwithstanding subsection (4), a dealer selling,**
 28 **leasing, or exchanging vehicles, required to be titled, after March**
 29 **31, 2021 but before August 1, 2021, may apply to the secretary of**

1 state for a new title, if required, and transfer or secure
2 registration plates and secure a certificate of registration for
3 the vehicle in the name of the purchaser within 30 days. Both of
4 the following apply to a dealer that complies with this subsection:

5 (a) The dealer's license must not be suspended or revoked in
6 accordance with section 249 for failure to apply for a title when
7 required or for failure to transfer or secure registration plates
8 and certificate of registration within the 15-day period required
9 under subsection (4).

10 (b) The secretary of state shall not charge any applicable
11 late fees required under subsection (4) and shall, upon the
12 dealer's request, reimburse a late fee charged and collected after
13 March 31, 2021 to the end of the period described under this
14 subsection.

15 (12) Notwithstanding subsection (5), a dealer selling or
16 exchanging an off lease or buy back vehicle after March 31, 2021
17 but before August 1, 2021 may apply to the secretary of state for a
18 new title for the vehicle within 30 days after the dealer receives
19 the certificate of title from the lessor or manufacturer under
20 section 235 or 235b and transfer or secure registration plates and
21 secure a certificate of registration for the vehicle in the name of
22 the purchaser. Both of the following apply to a dealer that
23 complies with this subsection:

24 (a) The dealer's license must not be suspended or revoked in
25 accordance with section 249 for failure to apply for a title when
26 required or for failure to transfer or secure registration plates
27 and certificate of registration within the 15-day period required
28 under subsection (5).

29 (b) The secretary of state shall not charge any applicable

1 late fees required under subsection (5) and shall, upon the
2 dealer's request, reimburse a late fee charged and collected after
3 March 31, 2021 to the end of the period described under this
4 subsection.

5 Sec. 226. (1) Except as otherwise provided in subsection (13),
6 a vehicle registration issued by the secretary of state expires on
7 the owner's birthday, unless another expiration date is provided
8 for under this act or unless the registration is for the following
9 vehicles, in which case registration expires on the last day of
10 February:

11 (a) A commercial vehicle except for a commercial vehicle
12 issued a registration under the international registration plan or
13 a pickup truck or van owned by an individual.

14 (b) Except for a trailer or semitrailer issued a registration
15 under the international registration plan, a trailer or semitrailer
16 owned by a business, corporation, or person other than an
17 individual; or a pole trailer.

18 (2) Except as otherwise provided in subsection (13), the
19 expiration date for a registration issued for a motorcycle is the
20 motorcycle owner's birthday.

21 (3) The expiration date for a registration bearing the letters
22 "SEN" or "REP" is February 1.

23 (4) In the case of a vehicle owned by a business, corporation,
24 or an owner other than an individual, the secretary of state may
25 assign or reassign the expiration date of the registration.

26 (5) The secretary of state shall do all of the following:

27 (a) After the October 1 immediately preceding the year
28 designated on the registration, issue a registration upon
29 application and payment of the proper fee for a commercial vehicle,

1 other than a pickup or van owned by an individual; or a trailer
2 owned by a business, corporation, or person other than an
3 individual.

4 (b) Beginning 60 days before the expiration date assigned on
5 an international registration plan registration plate, issue a
6 registration under section 801g upon application and payment of the
7 proper apportioned fee for a commercial vehicle engaged in
8 interstate commerce.

9 (c) Beginning 45 days before the owner's birthday and 120 days
10 before the expiration date assigned by the secretary of state,
11 issue a registration for a vehicle other than those designated in
12 subsection (1)(a) or (b). However, if an owner whose registration
13 period begins 45 days before his or her birthday will be out of the
14 state during the 45 days immediately preceding expiration of a
15 registration or for other good cause shown cannot apply for a
16 renewal registration within the 45-day period, application for a
17 renewal registration may be made not more than 6 months before
18 expiration.

19 (6) Except as otherwise provided in this subsection, the
20 secretary of state, upon application and payment of the proper fee,
21 shall issue a registration for a vehicle or a motorcycle to a
22 resident that expires on the owner's birthday. If the owner's next
23 birthday is at least 6 months but not more than 12 months in the
24 future, the owner shall receive a registration valid until the
25 owner's next birthday. If the owner's next birthday is less than 6
26 months in the future, the owner shall receive a registration valid
27 until the owner's birthday following the owner's next birthday. The
28 tax required under this act for a registration described in this
29 subsection is either of the following:

1 (a) For an original registration, the tax must bear the same
2 relationship to the tax required under section 801 for a 12-month
3 registration as the length of the registration bears to 12 months.

4 (b) For a renewal of a registration, either of the following:

5 (i) For a registration that is for at least 6 months but not
6 more than 12 months, the same amount as for 12 months.

7 (ii) For a renewal of a registration that is for more than 12
8 months, 2 times the amount for 12 months.

9 Partial months must be considered as whole months in the
10 calculation of the required tax and in the determination of the
11 length of time between the application for a registration and the
12 owner's next birthday. The tax required for that registration must
13 be rounded off to whole dollars as provided in section 801.

14 (7) A certificate of title remains valid until canceled by the
15 secretary of state for cause or upon a transfer of an interest
16 shown on the certificate of title.

17 (8) The secretary of state, upon request, shall issue special
18 registration for commercial vehicles, valid for 6 months after the
19 date of issue, if the full registration fee exceeds \$50.00, on the
20 payment of 1/2 the full registration fee and a service charge as
21 enumerated in section 802(1).

22 (9) The secretary of state may issue a special registration
23 for each of the following:

24 (a) A new vehicle purchased or leased outside of this state
25 and delivered in this state to the purchaser or lessee by the
26 manufacturer of that vehicle for removal to a place outside of this
27 state, if a certification is made that the vehicle will be
28 primarily used, stored, and registered outside of this state and
29 will not be returned to this state by the purchaser or lessee for

1 use or storage.

2 (b) A vehicle purchased or leased in this state and delivered
3 to the purchaser or lessee by a dealer or by the owner of the
4 vehicle for removal to a place outside of this state, if a
5 certification is made that the vehicle will be primarily used,
6 stored, and registered outside of this state and will not be
7 returned to this state by the purchaser or lessee for use or
8 storage.

9 (10) A special registration issued under subsection (9) is
10 valid for not more than 30 days after the date of issuance, and a
11 fee must be collected for each special registration as provided in
12 section 802(3). The special registration may be in the form
13 determined by the secretary of state. If a dealer makes a retail
14 sale or lease of a vehicle to a purchaser or lessee who is
15 qualified and eligible to obtain a special registration, the dealer
16 shall apply for the special registration for the purchaser or
17 lessee. If a person other than a dealer sells or leases a vehicle
18 to a purchaser or lessee who is qualified and eligible to obtain a
19 special registration, the purchaser or lessee shall appear in
20 person, or by a person exercising the purchaser's or lessee's power
21 of attorney, at an office of the secretary of state and furnish a
22 certification that the person is the bona fide purchaser or lessee
23 or that the person has granted the power of attorney, together with
24 other forms required for the issuance of the special registration
25 and provide the secretary of state with proof that the vehicle is
26 covered by an automobile insurance policy issued under section 3101
27 of the insurance code of 1956, 1956 PA 218, MCL 500.3101, or proof
28 that the vehicle is covered by a policy of insurance issued by an
29 insurer under section 3163 of the insurance code of 1956, 1956 PA

1 218, MCL 500.3163. The certification required in this subsection
2 must contain all of the following:

3 (a) The address of the purchaser or lessee.

4 (b) A statement that the vehicle is purchased or leased for
5 registration outside of this state.

6 (c) A statement that the vehicle must be primarily used,
7 stored, and registered outside of this state.

8 (d) The name of the jurisdiction in which the vehicle is to be
9 registered.

10 (e) Other information requested by the secretary of state.

11 (11) In the case of a commercial vehicle, trailer, or
12 semitrailer issued a registration under the international
13 registration plan, the secretary of state in mutual agreement with
14 the owner may assign or reassign the expiration date of the
15 registration. However, the expiration date agreed to must be either
16 March 31, June 30, September 30, or December 31 or beginning on
17 February 19, 2019, the last day of a calendar month. Renewals
18 expiring on or after June 30, 2020 must be for a minimum of at
19 least 12 months if there is a change in the established expiration
20 date. Notwithstanding the provisions of this subsection, a
21 commercial vehicle, trailer, or semitrailer registration issued
22 under this subsection that expires on or after March 1, 2020 is
23 valid until March 31, 2021. **Notwithstanding the provisions of this**
24 **subsection, a commercial vehicle, trailer, or semitrailer**
25 **registration issued under this subsection that expires after March**
26 **31, 2021 but before August 1, 2021 is valid until 120 days after**
27 **the date of the expiration.**

28 (12) The expiration date for a multiyear registration issued
29 for a leased vehicle must be the date the lease expires but must

1 not be for a period longer than 24 months.

2 (13) A vehicle registration described in subsection (1) or a
3 motorcycle registration described in subsection (2) that expires on
4 or after March 1, 2020 is valid until March 31, 2021. **A vehicle**
5 **registration described in subsection (1) or a motorcycle**
6 **registration described in subsection (2) that expires after March**
7 **31, 2021 but before August 1, 2021 is valid until 120 days after**
8 **the date of the expiration.**

9 Sec. 255. (1) Except as otherwise provided in this chapter, a
10 person shall not operate, nor shall an owner knowingly permit to be
11 operated, upon any highway, a vehicle required to be registered
12 under this act unless, except as otherwise provided in this
13 subsection, no later than 30 days after the vehicle is registered
14 or the vehicle's registration is renewed, a valid registration
15 plate issued for the vehicle by the department for the current
16 registration year is attached to and displayed on the vehicle as
17 required by this chapter. For purposes of this subsection, a
18 printed or electronic copy of a valid registration or verification
19 of a valid registration through the L.E.I.N. is proof that the
20 vehicle is registered or that the vehicle's registration has been
21 renewed. A registration plate is not required for a wrecked or
22 disabled vehicle, or vehicle destined for repair or junking, that
23 is being transported or drawn on a highway by a wrecker or a
24 registered motor vehicle. The 30-day period described in this
25 subsection does not apply to the first registration of a vehicle
26 after a transfer of ownership or to a transfer registration under
27 section 809.

28 (2) Except as otherwise provided in this section, a person who
29 violates subsection (1) is responsible for a civil infraction.

1 However, if the vehicle is a commercial vehicle that is required to
2 be registered according to the schedule of elected gross vehicle
3 weights under section 801(1)(k), the person is guilty of a
4 misdemeanor punishable by imprisonment for not more than 90 days or
5 a fine of not more than \$500.00, or both.

6 (3) A person who operates a vehicle licensed under the
7 international registration plan and does not have a valid
8 registration due to nonpayment of the apportioned fee is guilty of
9 a misdemeanor, punishable by imprisonment for not more than 90
10 days, or by a fine of not more than \$100.00, or both. In addition,
11 a police officer may impound the vehicle until a valid registration
12 is obtained. If the vehicle is impounded, the towing and storage
13 costs of the vehicle, and the care or preservation of the load in
14 the vehicle are the owner's responsibility. Vehicles impounded are
15 subject to a lien in the amount of the apportioned fee and any fine
16 and costs incurred under this subsection, subject to a valid lien
17 of prior record. If the apportioned fee, fine, and costs are not
18 paid within 90 days after impoundment, then following a hearing
19 before the judge or magistrate who imposed the fine and costs, the
20 judge or magistrate shall certify the unpaid judgment to the
21 prosecuting attorney of the county in which the violation occurred.
22 The prosecuting attorney shall enforce the lien by foreclosure sale
23 in accordance with the procedure authorized by law for chattel
24 mortgage foreclosures.

25 (4) A noncommercial vehicle registration described in
26 subsection (1) that expires on or after March 1, 2020 but is
27 renewed on or before March 31, 2021 is not in violation of this
28 section. **A noncommercial vehicle registration described in**
29 **subsection (1) that expires after March 31, 2021 but before August**

1 1, 2021, but is renewed within 120 days after the date of the
2 expiration is not in violation of this section. A commercial
3 vehicle registration described in subsection (1) that expires on or
4 after March 1, 2020 but is renewed on or before March 31, 2021 is
5 not in violation of this section. **A commercial vehicle registration**
6 **described in subsection (1) that expires after March 31, 2021 but**
7 **before August 1, 2021, but is renewed within 120 days after the**
8 **date of the expiration is not in violation of this section.**

9 Sec. 301. (1) Except as provided in this act, an individual
10 shall not drive a motor vehicle on a highway in this state unless
11 that individual has a valid operator's or chauffeur's license with
12 the appropriate group designation and indorsements for the type or
13 class of vehicle being driven or towed. A resident of this state
14 holding a commercial driver license group indorsement issued by
15 another state shall apply for a license transfer within 30 days
16 after establishing domicile in this state.

17 (2) An individual shall not receive a license to operate a
18 motor vehicle until that individual surrenders to the secretary of
19 state all valid licenses to operate a motor vehicle issued to that
20 individual by this or any state or certifies that he or she does
21 not possess a valid license. The secretary of state shall notify
22 the issuing state that the licensee is now licensed in this state.

23 (3) An individual shall not have more than 1 valid driver
24 license.

25 (4) An individual shall not drive a motor vehicle as a
26 chauffeur unless that individual holds a valid chauffeur's license.
27 An individual shall not receive a chauffeur's license until that
28 individual surrenders to the secretary of state a valid operator's
29 or chauffeur's license issued to that individual by this or any

1 state or certifies that he or she does not possess a valid license.

2 (5) An individual holding a valid chauffeur's license need not
3 procure an operator's license.

4 (6) An operator's or chauffeur's license that expires on or
5 after March 1, 2020 is valid until March 31, 2021. **An operator's or
6 chauffeur's license that expires after March 31, 2021 but before
7 August 1, 2021 is valid until 120 days after the date of the
8 expiration.**

9 Sec. 306. (1) The secretary of state, on receiving an
10 application for a temporary instruction permit from an individual
11 who is 18 years of age or older, may issue that permit that
12 entitles the applicant, while carrying the permit, to drive a motor
13 vehicle other than a motor vehicle requiring an indorsement under
14 section 312a or a vehicle group designation under section 312e on
15 the highways for a period of 180 days when accompanied by a
16 licensed adult operator or chauffeur who is actually occupying a
17 seat beside the driver. A temporary instruction permit issued under
18 this subsection that expires on or after March 1, 2020 is valid
19 until March 31, 2021. **A temporary instruction permit issued under
20 this subsection that expires after March 31, 2021 but before August
21 1, 2021 is valid until 120 days after the date of the expiration.**

22 (2) The secretary of state may issue an original operator's
23 license and designate level 1, 2, or 3 graduated licensing
24 provisions to an individual who is less than 18 years of age, has
25 been licensed in another state or country, and has satisfied the
26 applicable requirements of section 310e. An original operator's
27 license with a designated level 1, 2, or 3 graduated licensing
28 provision issued under this subsection that expires on or after
29 March 1, 2020 is valid until March 31, 2021. **An original operator's**

1 license with a designated level 1, 2, or 3 graduated licensing
2 provision issued under this subsection that expires after March 31,
3 2021 but before August 1, 2021 is valid until 120 days after the
4 date of the expiration.

5 (3) A student enrolled in a driver education course as that
6 term is defined in section 3 of the driver education provider and
7 instructor act, 2006 PA 384, MCL 256.623, or a motorcycle safety
8 course approved by the department of state may operate a motor
9 vehicle that does not require a group designation under section
10 312e without holding an operator's license or permit while under
11 the direct supervision of the program instructor.

12 (4) A student enrolled in a driver education course as that
13 term is defined in section 3 of the driver education provider and
14 instructor act, 2006 PA 384, MCL 256.623, and who has successfully
15 completed 10 hours of classroom instruction and the equivalent of 2
16 hours of behind-the-wheel training may be issued a temporary driver
17 education certificate furnished by the department of state that
18 authorizes a student to drive a motor vehicle, other than a motor
19 vehicle that requires an indorsement under section 312a or a
20 vehicle group designation under section 312e, when accompanied by a
21 licensed parent or guardian, or when accompanied by a nonlicensed
22 parent or guardian and a licensed adult for the purpose of
23 receiving additional instruction until the end of the student's
24 driver education course. A temporary driver education certificate
25 issued under this subsection that expires on or after March 1, 2020
26 is valid until March 31, 2021. **A temporary driver education**
27 **certificate issued under this subsection that expires after March**
28 **31, 2021 but before August 1, 2021 is valid until 120 days after**
29 **the date of the expiration.**

1 (5) Beginning January 1, 2015, the secretary of state, on
 2 receiving proper application from an individual 16 or 17 years of
 3 age who is enrolled in or has successfully completed an approved
 4 motorcycle safety course under section 811a, or an individual who
 5 is 18 years of age or older and who holds a valid operator's or
 6 chauffeur's license, may issue a motorcycle temporary instruction
 7 permit that entitles the applicant, while carrying the permit, to
 8 operate a motorcycle on the public streets and highways for a
 9 period of 180 days under the following conditions:

10 (a) The applicant shall operate the motorcycle under the
 11 constant visual supervision of a licensed motorcycle operator who
 12 is at least 18 years of age.

13 (b) The applicant shall not operate the motorcycle at night.

14 (c) The applicant shall not operate the motorcycle with a
 15 passenger.

16 (d) The applicant shall not be eligible for more than 2
 17 motorcycle temporary instruction permits in a 10-year period.

18 (6) A motorcycle temporary instruction permit issued under
 19 subsection (5) that expires on or after March 1, 2020 is valid
 20 until March 31, 2021. **A motorcycle temporary instruction permit**
 21 **issued under subsection (5) that expires after March 31, 2021 but**
 22 **before August 1, 2021 is valid until 120 days after the date of the**
 23 **expiration.**

24 Sec. 306a. (1) The secretary of state may issue a commercial
 25 learner's permit that entitles an individual to drive a vehicle
 26 requiring a vehicle group designation or indorsement under section
 27 312e if all of the following apply:

28 (a) The individual submits a proper application and meets the
 29 requirements of 49 CFR part 383.

1 (b) The individual is 18 years of age or older.

2 (c) The individual holds a valid operator's or chauffeur's
3 license that is not a restricted license.

4 (d) The individual passes the knowledge tests for an original
5 vehicle group designation or indorsement, as required by 49 CFR
6 part 383.

7 (e) If the individual is applying for a hazardous materials
8 endorsement, he or she has been approved for the hazardous
9 materials endorsement by the Federal Transportation Security
10 Administration.

11 (2) An individual issued a commercial learner's permit under
12 subsection (1), or an equivalent commercial learner's permit issued
13 by another jurisdiction, may operate a vehicle requiring a vehicle
14 group designation or indorsement under section 312e, if all of the
15 following apply:

16 (a) The individual has the permit and a valid operator's or
17 chauffeur's license in his or her possession while operating the
18 vehicle.

19 (b) The individual is accompanied by an instructor certified
20 under the driver education provider and instructor act, 2006 PA
21 384, MCL 256.621 to 256.705, or an adult with a valid operator's or
22 chauffeur's license, and all of the following apply:

23 (i) The instructor or licensed adult has in his or her
24 possession a valid license with a vehicle group designation and any
25 indorsement necessary to operate the vehicle as provided in section
26 312e.

27 (ii) The instructor or licensed adult is at all times
28 physically present in the front seat of the vehicle next to the
29 operator or, in the case of a passenger vehicle, directly behind

1 the operator or in the first row behind the operator.

2 (iii) The instructor or licensed adult has the operator under
3 observation and direct supervision.

4 (c) The individual shall not operate a vehicle transporting
5 hazardous materials as defined in 49 CFR part 383.

6 (d) If the individual has a permit to operate a tank vehicle,
7 the individual may only operate an empty tank vehicle and shall not
8 operate any tank vehicle that previously contained hazardous
9 materials unless the tank has been purged of all hazardous material
10 residue.

11 (e) If the individual has a permit to operate a vehicle
12 designed to carry 16 or more passengers or a school bus, the
13 individual shall not operate a vehicle designed to carry 16 or more
14 passengers or a school bus with any passengers other than the
15 following individuals:

16 (i) The instructor or licensed adult described in this section.

17 (ii) Federal or state auditors or inspectors.

18 (iii) Test examiners.

19 (iv) Other trainees.

20 (3) ~~A~~**Beginning October 1, 2021, a** commercial learner's permit
21 issued under this section is valid for 1 year from the date of
22 issuance.

23 (4) Notwithstanding subsection (3), a commercial learner's
24 permit issued under this section that expires on or after March 1,
25 2020 is valid until March 31, 2021. **Notwithstanding subsection (3),
26 a commercial learner's permit issued under this section that
27 expires after March 31, 2021 but before August 1, 2021 is valid
28 until 120 days after the date of the expiration.**

29 Sec. 309. (1) Before issuing a license, the secretary of state

1 shall examine each applicant for an operator's or chauffeur's
2 license who at the time of the application is not the holder of a
3 valid, unrevoked operator's or chauffeur's license under a law of
4 this state providing for the licensing of drivers. Before the
5 secretary of state authorizes an individual to administer vehicle
6 group designation or endorsement knowledge tests, that individual
7 must successfully complete both a state and Federal Bureau of
8 Investigation fingerprint-based criminal history check or the
9 equivalent through the department of state police. In all other
10 cases, the secretary of state may waive the examination, except
11 that an examination must not be waived if it appears from the
12 application, from the apparent physical or mental condition of the
13 applicant, or from any other information that has come to the
14 secretary of state from another source, that the applicant does not
15 possess the physical, mental, or other qualifications necessary to
16 operate a motor vehicle in a manner as not to jeopardize the safety
17 of persons or property, or that the applicant is not entitled to a
18 license under section 303. A licensee who applies for the renewal
19 of his or her license by mail under section 307 shall certify to
20 his or her physical capability to operate a motor vehicle. The
21 secretary of state may check the applicant's driving record through
22 the National Driver Register and the Commercial Driver's License
23 Information System before issuing a license under this section.

24 (2) The secretary of state may appoint sheriffs, their
25 deputies, the chiefs of police of cities and villages that have
26 organized police departments within this state, their duly
27 authorized representatives, or employees of the secretary of state
28 as examining officers for the purpose of examining applicants for
29 operator's and chauffeur's licenses. An examining officer shall

1 conduct examinations of applicants for operator's and chauffeur's
2 licenses in accordance with this chapter and the rules promulgated
3 by the secretary of state under subsection (3). After conducting an
4 examination an examining officer shall make a written report of his
5 or her findings and recommendations to the secretary of state.

6 (3) The secretary of state shall promulgate rules under the
7 administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to
8 24.328, for the examination of the applicant's physical and mental
9 qualifications to operate a motor vehicle in a manner as not to
10 jeopardize the safety of persons or property, and shall ascertain
11 whether facts exist that would bar the issuance of a license under
12 section 303. The secretary of state may consider a written medical
13 report and recommendation submitted under section 5139 of the
14 public health code, 1978 PA 368, MCL 333.5139, from the personal
15 physician or optometrist of an applicant, in making the examination
16 regarding the applicant's physical and mental qualifications to
17 operate a motor vehicle under this section and R 257.851 to R
18 257.855 of the Michigan Administrative Code. A report received by
19 the secretary of state from a physician or an optometrist under
20 this section is confidential. The secretary of state shall also
21 ascertain whether the applicant has sufficient knowledge of the
22 English language to understand highway warnings or direction signs
23 written in that language. The examination must not include
24 investigation of facts other than those facts directly pertaining
25 to the ability of the applicant to operate a motor vehicle with
26 safety or facts declared to be prerequisite to the issuance of a
27 license under this act.

28 (4) The secretary of state shall not issue an original
29 operator's or chauffeur's license without a vehicle group

1 designation or indorsement without an examination that includes a
2 driving skills test conducted by the secretary of state or by a
3 designated examining officer under subsection (2) or section 310e.
4 The secretary of state may enter into an agreement with another
5 public or private corporation or agency to conduct a driving skills
6 test conducted under this section. Before the secretary of state
7 authorizes an individual to administer a corporation's or agency's
8 driver skills testing operations or authorizes an examiner to
9 conduct a driving skills test, that individual or examiner must
10 successfully complete both a state and Federal Bureau of
11 Investigation fingerprint-based criminal history check through the
12 department of state police as required by law and as provided under
13 49 CFR 384.228. In an agreement with another public or private
14 corporation or agency to conduct a driving skills test, the
15 secretary of state shall prescribe the method and examination
16 criteria to be followed by the corporation, agency, or examiner
17 when conducting the driving skills test and the form of the
18 certification to be issued to an individual who satisfactorily
19 completes a driving skills test. An original vehicle group
20 designation or indorsement shall not be issued by the secretary of
21 state without a knowledge test conducted by the secretary of state.
22 Except as provided in section 312f(1), an original vehicle group
23 designation or passenger or school bus indorsement must not be
24 issued by the secretary of state without a driving skills test
25 conducted by an examiner appointed or authorized by the secretary
26 of state or an equivalent driving skills test meeting the
27 requirements of 49 CFR part 383 conducted in another jurisdiction.

28 (5) Except as otherwise provided in this act, the secretary of
29 state may waive the requirement of a driving skills test, knowledge

1 test, or road sign test of an applicant for an original operator's
2 or chauffeur's license without a vehicle group designation or
3 indorsement who at the time of the application is the holder of a
4 valid, unrevoked operator's or chauffeur's license issued by
5 another state or country.

6 (6) A driving skills test conducted under this section must
7 include a behind-the-wheel road test. Before conducting a behind-
8 the-wheel road test for an applicant seeking a vehicle group
9 designation, including any upgrade to a vehicle group designation,
10 or for any indorsement required to operate a commercial motor
11 vehicle, the examiner shall determine that the applicant was issued
12 his or her commercial learner's permit not less than 14 days before
13 the date of that test and that he or she has that permit in his or
14 her possession.

15 (7) A person who corrupts or attempts to corrupt a designated
16 examining officer appointed or designated by the secretary of state
17 under this section or section 310e by giving, offering, or
18 promising any gift or gratuity with the intent to influence the
19 opinion or decision of the examining officer conducting the test is
20 guilty of a felony.

21 (8) A designated examining officer appointed or designated by
22 the secretary of state who conducts a driving skills test under an
23 agreement entered into under this section or section 310e and who
24 varies from, shortens, or in any other way changes the method or
25 examination criteria prescribed in that agreement in conducting a
26 driving skills test is guilty of a felony.

27 (9) A person who forges, counterfeits, or alters a
28 satisfactorily completed driving skills test certification issued
29 by a designated examining officer appointed or designated by the

1 secretary of state under this section or section 310e is guilty of
2 a felony.

3 (10) The secretary of state shall waive the requirement of a
4 written knowledge test, road sign test, and driving skills test of
5 an applicant for an original motorcycle endorsement if the person
6 has successfully passed a motorcycle safety course approved by the
7 department as described in sections 811a and 811b.

8 (11) An operator's or chauffeur's license that expires on or
9 after March 1, 2020 is valid until March 31, 2021. **An operator's or**
10 **chauffeur's license that expires after March 31, 2021 but before**
11 **August 1, 2021 is valid until 120 days after the date of the**
12 **expiration.**

13 Sec. 312f. (1) Except as otherwise provided in this section,
14 an individual shall be not less than 18 years of age before he or
15 she is issued a vehicle group designation or indorsement, other
16 than a motorcycle indorsement, or not less than 21 years of age and
17 has been approved by the Transportation Security Administration for
18 a hazardous material endorsement before he or she is issued a
19 hazardous material endorsement on an operator's or chauffeur's
20 license and, as provided in this section, the individual shall pass
21 knowledge and driving skills tests that comply with minimum federal
22 standards prescribed in 49 CFR part 383. The knowledge and skills
23 test scores must be retained by the secretary of state as provided
24 under 49 CFR 383.135. An individual who is 18 years of age or older
25 operating a vehicle to be used for farming purposes only may obtain
26 an A or B vehicle group designation or an F vehicle indorsement.
27 Each written examination given an applicant for a vehicle group
28 designation or indorsement must include subjects designed to cover
29 the type or general class of vehicle to be operated. Except as

1 follows, an individual shall pass an examination that includes a
2 driving skills test designed to test competency of the applicant
3 for an original vehicle group designation and passenger indorsement
4 on an operator's or chauffeur's license to drive that type or
5 general class of vehicle upon the highways of this state with
6 safety to persons and property:

7 (a) The secretary of state shall waive the driving skills test
8 for an individual operating a vehicle that is used under the
9 conditions described in section 312e(8)(a) to (d) unless the
10 vehicle has a gross vehicle weight rating of 26,001 pounds or more
11 on the power unit and is to be used to carry hazardous materials on
12 which a placard is required under 49 CFR parts 100 to 199.

13 (b) The driving skills test may be waived if the applicant has
14 a valid license with the appropriate vehicle group designation,
15 passenger vehicle indorsement, or school bus indorsement in another
16 state issued in compliance with 49 USC 31301 to 31317, or if the
17 individual successfully passes a driving skills test administered
18 in another state that meets the requirements of federal law and the
19 law of this state.

20 (c) The secretary of state may waive the driving skills test
21 required under this section for an individual with military
22 commercial motor vehicle experience if the individual, at the time
23 of application, certifies and provides evidence satisfactory to the
24 secretary of state that he or she continuously met all of the
25 requirements under 49 CFR part 383 during the 2-year period
26 immediately preceding the date of application for the commercial
27 driver license.

28 (2) Except for an individual who has held an operator's or
29 chauffeur's license for less than 1 year, the secretary of state

1 shall waive the knowledge test and the driving skills test and
2 issue a 1-year seasonal restricted vehicle group designation to an
3 otherwise qualified applicant to operate a group B or a group C
4 vehicle for a farm related service industry if all of the following
5 conditions are met:

6 (a) The applicant meets the requirements of 49 CFR 383.77.

7 (b) The seasons for which the seasonal restricted vehicle
8 group designation is issued are from April 2 to June 30 and from
9 September 2 to November 30 only of a 12-month period or, at the
10 option of the applicant, for not more than 180 days from the date
11 of issuance in a 12-month period.

12 (c) The commercial motor vehicle for which the seasonal
13 restricted vehicle group designation is issued must be operated
14 only if all the following conditions are met:

15 (i) The commercial motor vehicle is operated only on routes
16 within 150 miles from the place of business to the farm or farms
17 being served.

18 (ii) The commercial motor vehicle does not transport a quantity
19 of hazardous materials on which a placard under 49 CFR parts 100 to
20 199 is required except for the following:

21 (A) Diesel motor fuel in quantities of 1,000 gallons or less.

22 (B) Liquid fertilizers in quantities of 3,000 gallons or less.

23 (C) Solid fertilizers that are not transported with any
24 organic substance.

25 (iii) The commercial motor vehicle does not require the H, N, P,
26 S, T, or X vehicle indorsement.

27 (3) A seasonal restricted vehicle group designation under this
28 section must be issued, suspended, revoked, canceled, denied, or
29 renewed in accordance with this act. The secretary of state may

1 renew a seasonal restricted vehicle group designation 1 time per
2 calendar year regardless of whether the seasonal restricted vehicle
3 group designation is expired at the time of renewal.

4 (4) The secretary of state may enter into an agreement with
5 another public or private corporation or agency to conduct a
6 driving skills test required under this section, section 312e, or
7 49 CFR part 383. Before the secretary of state authorizes an
8 individual to administer a corporation's or agency's driver skills
9 testing operations or authorizes an examiner to conduct a driving
10 skills test, that individual or examiner must complete both a state
11 and Federal Bureau of Investigation fingerprint-based criminal
12 history check through the department of state police.

13 (5) The secretary of state shall not issue a commercial
14 learner's permit, a vehicle group designation, or a vehicle
15 indorsement to an applicant for an original vehicle group
16 designation or vehicle indorsement under section 312e or may cancel
17 a commercial learner's permit or all vehicle group designations or
18 endorsements on an individual's operator's or chauffeur's license
19 to whom 1 or more of the following apply:

20 (a) The applicant has had his or her license suspended or
21 revoked for a reason other than as provided in section 321a, 515,
22 732a, or 801c or section 30 of the support and parenting time
23 enforcement act, 1982 PA 295, MCL 552.630, in the 36 months
24 immediately preceding application. However, a vehicle group
25 designation may be issued if the suspension or revocation was due
26 to a temporary medical condition or failure to appear at a
27 reexamination as provided in section 320.

28 (b) The applicant was convicted of or incurred a bond
29 forfeiture in relation to a 6-point violation as provided in

1 section 320a in the 24 months immediately preceding application if
2 the violation occurred while the applicant was operating a
3 commercial motor vehicle, or a violation of section 625(3) or
4 former section 625b, or a local ordinance that substantially
5 corresponds to section 625(3) or former section 625b in the 24
6 months immediately preceding application, if the applicant was
7 operating any type of motor vehicle.

8 (c) The applicant is listed on the National Driver Register,
9 the Commercial Driver's License Information System, or the driving
10 records of the state in which the applicant was previously licensed
11 as being disqualified from operating a commercial motor vehicle or
12 as having a license or driving privilege suspended, revoked,
13 canceled, or denied.

14 (d) The applicant is listed on the National Driver Register,
15 the Commercial Driver's License Information System, or the driving
16 records of the state in which the applicant was previously licensed
17 as having had a license suspended, revoked, or canceled in the 36
18 months immediately preceding application if a suspension or
19 revocation would have been imposed under this act had the applicant
20 been licensed in this state in the original instance. This
21 subdivision does not apply to a suspension or revocation that would
22 have been imposed due to a temporary medical condition or under
23 section 321a, 515, 732a, or 801c or section 30 of the support and
24 parenting time enforcement act, 1982 PA 295, MCL 552.630.

25 (e) The applicant is subject to a suspension or revocation
26 under section 319b or would have been subject to a suspension or
27 revocation under section 319b if the applicant had been issued a
28 vehicle group designation or vehicle indorsement.

29 (f) The applicant has been disqualified from operating a

1 commercial motor vehicle under 49 USC 31301 to 31317 or the
2 applicant's license to operate a commercial motor vehicle has been
3 suspended, revoked, denied, or canceled within 36 months
4 immediately preceding the date of application.

5 (g) The United States Secretary of Transportation has
6 disqualified the applicant from operating a commercial motor
7 vehicle.

8 (h) The applicant fails to satisfy the federal regulations
9 promulgated under 49 CFR parts 383 and 391 by refusing to certify
10 the type of commercial motor vehicle operation the applicant
11 intends to perform and fails to present valid medical certification
12 to the secretary of state if required to do so. The requirement of
13 this subdivision is waived from July 1, 2020 to ~~December 31, 2020~~
14 **August 31, 2021**, pursuant to the Waiver in Response to the COVID-19
15 National Emergency - For States, CDL Holders, CLP Holders, and
16 Interstate Drivers Operating Commercial Motor Vehicles, or any
17 extension of that waiver issued after ~~December 31, 2020~~. **August 31,**
18 **2021.**

19 (i) The applicant has been disqualified from operating a
20 commercial motor vehicle due to improper or fraudulent testing.

21 (j) If the secretary of state determines through a
22 governmental investigation that there is reason to believe that a
23 commercial driver license or endorsement was issued as a result of
24 fraudulent or improper conduct in taking a knowledge test or
25 driving skills test required under 49 CFR part 383, the secretary
26 of state shall require the applicant to retake and successfully
27 pass that test. The secretary of state shall cancel any commercial
28 driver license or endorsement issued as a result of the suspect
29 test unless the applicant retakes and passes that test.

1 (6) The secretary of state shall not renew or upgrade a
2 vehicle group designation if 1 or more of the following conditions
3 exist:

4 (a) The United States Secretary of Transportation has
5 disqualified the applicant from operating a commercial motor
6 vehicle.

7 (b) The applicant is listed on the National Driver Register or
8 the Commercial Driver's License Information System as being
9 disqualified from operating a commercial motor vehicle or as having
10 a driver license or driving privilege suspended, revoked, canceled,
11 or denied.

12 (c) On or after January 30, 2012, the applicant fails to meet
13 the requirements of 49 CFR parts 383 and 391 by refusing to certify
14 the type of commercial motor vehicle operation the applicant
15 intends to perform and fails to present medical certification to
16 the secretary of state if required to do so. The requirement of
17 this subdivision is waived from July 1, 2020 to ~~December 31, 2020,~~
18 **August 31, 2021**, pursuant to the Waiver in Response to the COVID-19
19 National Emergency - For States, CDL Holders, CLP Holders, and
20 Interstate Drivers Operating Commercial Motor Vehicles, **or any**
21 **extension of that waiver issued after August 31, 2021.**

22 (7) The secretary of state shall only consider bond
23 forfeitures under subsection (5)(b) for violations that occurred on
24 or after January 1, 1990 when determining the applicability of
25 subsection (5).

26 (8) If an applicant for an original vehicle group designation
27 was previously licensed in another jurisdiction, the secretary of
28 state shall request a copy of the applicant's driving record from
29 that jurisdiction. If 1 or more of the conditions described in

1 subsection (5) exist in that jurisdiction when the secretary of
2 state receives the copy, the secretary of state shall cancel all
3 vehicle group designations on the individual's operator's or
4 chauffeur's license.

5 (9) The secretary of state shall cancel all vehicle group
6 designations on an individual's operator's or chauffeur's license
7 upon receiving notice from the United States Secretary of
8 Transportation, the National Driver Register, the Commercial
9 Driver's License Information System, or another state or
10 jurisdiction that 1 or more of the conditions described in
11 subsection (5) existed at the time of the individual's application
12 in this state.

13 (10) The secretary of state shall cancel all vehicle group
14 designations on the individual's operator's or chauffeur's license
15 upon receiving proper notice that the individual no longer meets
16 the federal driver qualification requirements under 49 CFR parts
17 383 and 391 to operate a commercial motor vehicle in interstate or
18 intrastate commerce, or the individual no longer meets the driver
19 qualification requirements to operate a commercial motor vehicle in
20 intrastate commerce under the motor carrier safety act of 1963,
21 1963 PA 181, MCL 480.11 to 480.25.

22 (11) Subsection (5) (a), (b), (d), and (f) does not apply to an
23 applicant for an original vehicle group designation who at the time
24 of application has a valid license to operate a commercial motor
25 vehicle issued by any state in compliance with 49 USC 31301 to
26 31317.

27 (12) As used in this section, "farm related service industry"
28 means custom harvesters, farm retail outlets and suppliers, agri-
29 chemical business, or livestock feeders.

1 Sec. 312k. (1) Notwithstanding any other provisions in this
2 act, all of the following apply:

3 (a) A commercial driver license that expires on or after March
4 1, 2020 is valid until March 31, 2021. **A commercial driver license**
5 **that expires after March 31, 2021 but before August 1, 2021 is**
6 **valid until 120 days after the date of the expiration.**

7 (b) Medical certification for operator's or chauffeur's
8 license holders with a group designation required under 49 CFR
9 391.45 that expires on or after March 1, 2020 is valid until March
10 31, 2021. **Medical certification for operator's or chauffeur's**
11 **license holders with a group designation required under 49 CFR**
12 **391.45 that expires after March 31, 2021 but before August 1, 2021**
13 **is valid until 120 days after the date of the expiration.** This
14 subdivision does not apply to either of the following:

15 (i) A medical certification for operator's or chauffeur's
16 license holders with a group designation required under 49 CFR
17 391.45 that was not valid before March 1, 2020.

18 (ii) An individual issued a medical certification for
19 operator's or chauffeur's license holders with a group designation
20 required under 49 CFR 391.45 who, since his or her last medical
21 certificate was issued, has been diagnosed with a medical condition
22 that would disqualify the individual from operating in interstate
23 commerce, or who, since his or her last medical certificate was
24 issued, has developed a condition that requires an exemption or
25 Skill Performance Evaluation from the Federal Motor Carrier Safety
26 Administration.

27 (c) Hazardous material endorsements that expire on or after
28 March 1, 2020 are valid until October 29, 2020. A security threat
29 assessment required under 49 CFR 1572.13(a) that is valid on or

1 after March 1, 2020 is valid until October 29, 2020. An individual
2 with a hazardous material endorsement that is extended for 180 days
3 under this subdivision must initiate a security threat assessment
4 with the National Highway Traffic Safety Administration at least 60
5 days before the expiration of the hazardous material endorsement.

6 (2) This section does not affect the secretary of state's
7 authority to revoke or suspend an operator's or chauffeur's license
8 or a group designation or indorsement under this act.

9 Sec. 314. (1) Except as otherwise provided in this section, an
10 operator's license and chauffeur's license expire on the birthday
11 of the individual to whom the license is issued in the fourth year
12 following the date of the issuance of the license or on the date
13 the individual is no longer considered to be legally present in the
14 United States under section 307, whichever is earlier, unless
15 suspended or revoked before that date. A license must not be issued
16 for a period longer than 4 years. An individual holding a license
17 at any time 12 months before the expiration of his or her license
18 may apply for a new license as provided for in this chapter. A
19 knowledge test for an original group designation or indorsement may
20 be taken at any time during this period and the results are valid
21 for 12 months. A license renewed under this subsection must be
22 renewed for the time remaining on the license before its renewal
23 combined with the 4-year renewal period.

24 (2) The first operator's license issued to an individual who
25 at the time of application is less than 20-1/2 years of age expires
26 on the licensee's twenty-first birthday or on the date the
27 individual is no longer considered to be legally present in the
28 United States under section 307, whichever is earlier, unless
29 suspended or revoked.

1 (3) The first chauffeur's license issued to an individual
2 expires on the licensee's birthday in the fourth year following the
3 date of issuance or on the date the individual is no longer
4 considered to be legally present in the United States under section
5 307, whichever is earlier, unless the license is suspended or
6 revoked before that date. The chauffeur's license of an individual
7 who at the time of application is less than 20-1/2 years of age
8 expires on the licensee's twenty-first birthday or on the date the
9 individual is no longer considered to be legally present in the
10 United States under section 307, whichever is earlier, unless
11 suspended or revoked. A subsequent chauffeur's license expires on
12 the birthday of the individual to whom the license is issued in the
13 fourth year following the date of issuance of the license or on the
14 date the individual is no longer considered to be legally present
15 in the United States under section 307, whichever is earlier,
16 unless the license is suspended or revoked before that date.

17 (4) An individual may apply for an extension of his or her
18 driving privileges if he or she is out of state on the date that
19 his or her operator's or chauffeur's license expires. The extension
20 may extend the license for 180 days beyond the expiration date or
21 not more than 2 weeks after the applicant returns to Michigan,
22 whichever occurs first. This subsection does not apply to an
23 individual who fails to meet the requirements of 49 CFR parts 383
24 and 391 with regard to medical certification documentation
25 requirements.

26 (5) The secretary of state may issue a renewal operator's or
27 chauffeur's license to an individual who will be out of state for
28 more than 180 days beyond the expiration date of his or her
29 operator's or chauffeur's license, if the secretary of state has a

digital image of the individual on file. The applicant for this renewal shall submit a statement evidencing a vision examination in accordance with the rules promulgated by the secretary of state under section 309 and any other statement required by this act or federal law. An individual is not eligible for consecutive renewals of a license under this subsection. This subsection does not apply to an individual who fails to meet the requirements of 49 CFR parts 383 and 391 with regard to medical certification documentation requirements, or an individual with a hazardous material endorsement on his or her operator's or chauffeur's license.

(6) The secretary of state may check the applicant's driving record through the National Driver Register and the Commercial Driver's License Information System before issuing a renewal under this section.

(7) Notwithstanding the provisions of this section, an operator's or chauffeur's license that expires on or after March 1, 2020 is valid until March 31, 2021. **Notwithstanding the provisions of this section, an operator's or chauffeur's license that expires after March 31, 2021 but before August 1, 2021 is valid until 120 days after the date of the expiration.**

Sec. 801k. (1) Notwithstanding any other provisions in this chapter **and subject to subsection (3)**, late fees must not be assessed on the following vehicles:

(a) A vehicle registered under section 801(1)(j) or (k) or section 801g whose registration expires on or after March 1, 2020 and whose registration is renewed before March 31, 2021. **A vehicle registered under section 801(1)(j) or (k) or 801g whose registration expires after March 31, 2021 but before August 1, 2021 and whose registration is renewed within 120 days after the date of**

1 the expiration. The secretary of state shall, upon an applicant's
2 request, reimburse a late renewal fee assessed and collected for a
3 vehicle registered under section 801(1)(j) or (k) or 801g whose
4 registration expires after March 31, 2021 but before August 1, 2021
5 and whose registration is renewed within 120 days after the date of
6 the expiration.

7 (b) All other vehicles registered under this chapter whose
8 registration expires on or after March 1, 2020 and whose
9 registration is renewed before March 31, 2021. **All other vehicles**
10 **registered under this chapter whose registration expires after**
11 **March 31, 2021 but before August 1, 2021 and whose registration is**
12 **renewed within 120 days after the date of the expiration. The**
13 **secretary of state shall, upon an applicant's request, reimburse a**
14 **late renewal fee assessed and collected for all other vehicles**
15 **registered under this chapter whose registration expires after**
16 **March 31, 2021 but before August 1, 2021 and whose registration is**
17 **renewed within 120 days after the date of the expiration.**

18 (2) Notwithstanding any other provisions in this chapter and
19 subject to subsection (3), both of the following apply:

20 (a) The secretary of state shall not assess a late renewal fee
21 for a registration under section 216(2), 226(11) or (13), or 255(4)
22 if the registration expires after March 31, 2021 but before August
23 1, 2021 and is renewed within 120 days after the date of the
24 expiration.

25 (b) The secretary of state shall, upon an applicant's request,
26 reimburse a late renewal fee assessed and collected for a
27 registration under section 216(2), 226(11) or (13), or 255(4) if
28 the registration expires after March 31, 2021 but before August 1,
29 2021 and is renewed within 120 days after the date of the

1 **expiration.**

2 (3) Notwithstanding any other provision of this chapter, if,
3 on the effective date of the amendatory act that added this
4 subsection, the secretary of state does not provide adequate in-
5 person services, the secretary of state shall not assess a late
6 renewal fee under this act until the secretary of state resumes
7 providing adequate in-person services.

8 Sec. 811. (1) An application for an original operator's or an
9 original or renewal chauffeur's license as provided in sections 307
10 and 312 and an application for an original minor's restricted
11 license as provided in section 312 ~~shall~~**must** be accompanied by the
12 following fees:

13 Operator's license..... \$ 25.00

14 Chauffeur's license..... 35.00

15 Minor's restricted license..... 25.00

16 The renewal fee for an operator's license renewed under this
17 section is \$18.00. ~~However,~~ **Except as otherwise provided in**
18 **subsections (4) and (5),** if an operator's license is expired at the
19 time of the renewal, the fee is the same as the original fee. ~~7~~
20 ~~except as provided in subsection (4).~~ The date of an application
21 for a renewal of an operator's license under this section that is
22 delivered to the secretary of state by regular mail is the postmark
23 date in determining the fee to be assessed.

24 (2) The secretary of state shall deposit the money received
25 and collected under subsection (1) in the state treasury to the
26 credit of the general fund. The secretary of state shall refund out
27 of the fees collected to each county or municipality acting as an
28 examining officer or examining bureau \$2.50 for each applicant
29 examined for an original license, \$1.00 for each applicant examined

1 for an original chauffeur's license, and \$1.00 for every other
 2 applicant examined, if the application is not denied and the money
 3 refunded is paid to the county or local treasurer and is
 4 appropriated to the county, municipality, or officer or bureau
 5 receiving the money for the purpose of carrying out this act. The
 6 state treasurer shall deposit the sum of \$4.00 in the traffic law
 7 enforcement and safety fund created in section 819a for each person
 8 examined for an original license, a renewal operator's license, an
 9 original chauffeur's license, or a renewal chauffeur's license,
 10 except that the sum deposited for each 2-year operator's or 2-year
 11 chauffeur's license ~~shall be~~ **is** \$2.00.

12 (3) Notwithstanding sections 306 and 308, an operator's
 13 license ~~shall~~ **must** not be issued to ~~a person~~ **an individual** under 18
 14 years of age unless that person successfully passes a driver
 15 education course and examination given by a ~~school licensed under~~
 16 ~~the driver education and training schools act, 1974 PA 369, MCL~~
 17 ~~256.601 to 256.612. A person~~ **driver education provider that has**
 18 **been certified to provide teen driver training under the driver**
 19 **education provider and instructor act, 2006 PA 384, MCL 256.621 to**
 20 **256.705. An individual** who has been a holder of a motor vehicle
 21 operator's license issued by any other state, territory, or
 22 possession of the United States, or any other sovereignty for 1
 23 year immediately before application for an operator's license under
 24 this act is not required to comply with this subsection. Restricted
 25 licenses may be issued ~~pursuant to~~ **under** section 312 without
 26 compliance with this subsection.

27 (4) A person who is on active military service at the time his
 28 or her operator's license expires shall be charged the renewal rate
 29 for renewing his or her operator's license under this section if

1 all of the following apply:

2 (a) He or she applies for renewal within 30 days of returning
3 to this state from active duty.

4 (b) He or she held a valid, unexpired operator's license from
5 this state immediately prior to leaving this state for active
6 military service.

7 (c) He or she presents such documentation as the secretary of
8 state requires to establish eligibility under this subsection.

9 **(5) Notwithstanding any other provision of this act, both of**
10 **the following apply:**

11 (a) **The secretary of state shall not assess a late renewal fee**
12 **for a document described under section 301(6), 306(1), (2), (4), or**
13 **(6), 306a(4), 309(11), 312k(1), or 314(7) that expires after March**
14 **31, 2021 but before August 1, 2021 and is renewed within 120 days**
15 **of the date of the expiration.**

16 (b) **The secretary of state shall, upon an applicant's request,**
17 **reimburse a late renewal fee assessed and collected for a document**
18 **described under section 301(6), 306(1), (2), (4), or (6), 306a(4),**
19 **309(11), 312k(1), or 314(7) that expires after March 31, 2021 but**
20 **before August 1, 2021 and is renewed within 120 days of the date of**
21 **the expiration.**

22 Enacting section 1. Sections 216(2), 217(11) and (12), 226(11)
23 and (13), 255(4), 301(6), 306(1), (2), (4), and (6), 306a(4),
24 309(11), 312k(1), 314(7), 801k(1) and (2), and 811(5) of the
25 Michigan vehicle code, 1949 PA 300, MCL 257.216, 257.217, 257.226,
26 257.255, 257.301, 257.306, 257.306a, 257.309, 257.312k, 257.314,
27 257.801k, and 257.811, as amended by this amendatory act, are
28 intended to be retroactive and apply retroactively.

29 Enacting section 2. This amendatory act does not take effect

1 unless all of the following bills of the 101st Legislature are
2 enacted into law:

3 (a) Senate Bill No. 508.

4 (b) Senate Bill No. 509.