

MICHIGAN VEHICLE CODE (EXCERPT)
Act 300 of 1949

***** 257.208b.amended THIS AMENDED SECTION IS EFFECTIVE OCTOBER 1, 2021 *****

257.208b.amended Commercial look-up service; records and information maintained by driver education provider or limo carrier of passengers; disposition of fees; providing file to nongovernmental person or entity; failure to provide information; fines; definitions.

Sec. 208b. (1) The secretary of state may provide a commercial look-up service of records maintained under this act. For each individual record looked up, the secretary of state shall charge a fee specified annually by the legislature, or if the legislature does not specify a fee, a market-based price established by the secretary of state. The secretary of state shall process a commercial look-up request only if the request is in a form or format prescribed by the secretary of state. Until October 1, 2023, fees collected under this subsection must be credited to the transportation administration collection fund created in section 810b.

(2) A driver education provider shall subscribe to the commercial look-up service maintained by the secretary of state.

(3) A driver education provider shall maintain on its premises the most current copy of all nonpersonal information related to his or her driving record and the driving record of each instructor employed by the driver education provider for review by any prospective customer or the parent or guardian of a prospective customer.

(4) A prospective customer or the parent or guardian of a prospective customer may review a copy of all nonpersonal information related to the driving record of the driver education provider or an instructor employed by the driver education provider.

(5) A driver education provider shall include in its contract with each client, as prescribed by the secretary of state, a notice that nonpersonal information related to the driving record of each individual instructor is available for review by the general public. A driver education provider who fails to include the information required by this subsection is responsible for a civil infraction and shall be ordered to pay a civil fine of not more than \$100.00.

(6) Each limo carrier of passengers shall subscribe to the commercial look-up service maintained by the secretary of state.

(7) An individual who drives a limousine for hire for a limo carrier of passengers shall maintain a most current copy of all nonpersonal information related to the individual's driving record in the limousine available for review by any prospective passenger.

(8) A prospective passenger may review a copy of all nonpersonal information related to the driving record of the driver of a limousine from a limo carrier of passengers or from the driver of the limousine.

(9) The secretary of state shall not provide an entire computerized central file or other file of records maintained under this act to a nongovernmental person or entity, unless the person or entity pays the prescribed fee for each individual record contained within the computerized file.

(10) A driver training school operator who fails to provide the information required to be maintained by this section is responsible for a civil infraction and shall be ordered to pay a civil fine of not more than \$100.00. Each failure to provide information constitutes a separate offense.

(11) A limo carrier of passengers who fails to provide the information required to be maintained by this section is responsible for a civil infraction and shall be ordered to pay a civil fine of not more than \$100.00. Each failure to provide information constitutes a separate offense.

(12) The driver of a limousine who fails to provide the information required by this section is responsible for a civil infraction and shall be ordered to pay a civil fine of not more than \$100.00. Each failure to provide information constitutes a separate offense.

(13) As used in this section:

(a) "Driver education provider" means that term as defined in section 5 of the driver education provider and instructor act, 2006 PA 384, MCL 256.625.

(b) "Limousine carrier" and "limousine" mean those terms as defined in section 2 of the limousine, taxicab, and transportation network company act, 2016 PA 345, MCL 257.2102.

History: Add. 1997, Act 100, Imd. Eff. Aug. 7, 1997;—Am. 1998, Act 12, Eff. June 1, 1998;—Am. 1998, Act 329, Eff. Oct. 1, 1998;—Am. 2000, Act 159, Imd. Eff. June 14, 2000;—Am. 2005, Act 173, Imd. Eff. Oct. 12, 2005;—Am. 2009, Act 99, Imd. Eff. Sept. 30, 2009;—Am. 2011, Act 159, Imd. Eff. Sept. 30, 2011;—Am. 2015, Act 73, Eff. Oct. 1, 2015;—Am. 2019, Act 88, Imd. Eff. Sept. 30, 2019;—Am. 2020, Act 382, Eff. Oct. 1, 2021.

Compiler's note: In this section, the term "limo carrier of passengers" evidently should read "limousine carrier."