



SENATE BILL No. 27

January 13, 1993, Introduced by Senator EHLERS and referred to the Committee on Health Policy.

A bill to amend section 310 of Act No. 300 of the Public Acts of 1949, entitled as amended

"Michigan vehicle code,"

as amended by Act No. 286 of the Public Acts of 1989, being section 257.310 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 310 of Act No. 300 of the Public Acts of
2 1949, as amended by Act No. 286 of the Public Acts of 1989, being
3 section 257.310 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 310. (1) The secretary of state shall issue AN
6 OPERATOR'S LICENSE to each person licensed as an operator, ~~an~~
7 ~~operator's license,~~ and A CHAUFFEUR'S LICENSE to each person
8 licensed as a chauffeur. ~~, a chauffeur's license.~~ An applicant
9 for a motorcycle indorsement under section 312a or a vehicle

1 group designation or indorsement shall first qualify for an
2 operator's or chauffeur's license before the indorsement or vehi-
3 cle group designation application is accepted and processed.

4 (2) The license shall contain ~~the~~ EACH OF THE FOLLOWING:

5 (A) THE distinguishing number permanently assigned to the
6 licensee. ~~and the~~

7 (B) THE name, date of birth, address of residence, AND
8 height ~~an~~ OF THE LICENSEE.

9 (C) AN imprinted photograph ~~and the~~ OF THE LICENSEE.

10 (D) THE QUESTION "DO YOU WISH TO DONATE ORGANS AND TISSUE IN
11 THE EVENT OF YOUR DEATH?" ON THE FACE OF THE LICENSE, FOLLOWED
12 BY A BOX LABELED "YES" AND A BOX LABELED "NO".

13 (E) THE signature of the licensee FOLLOWING THE QUESTION
14 IDENTIFIED IN SUBDIVISION (D).

15 (3) BEFORE OR AT THE TIME A PERSON APPLIES FOR AN OPERATOR'S
16 OR CHAUFFEUR'S LICENSE, THE SECRETARY OF STATE SHALL DO THE
17 FOLLOWING:

18 (A) PROVIDE THE APPLICANT WITH A WRITTEN EXPLANATION OF THE
19 APPLICANT'S RIGHT TO MAKE AN ANATOMICAL GIFT IN ACCORDANCE WITH
20 THIS SECTION.

21 (B) REQUIRE THE APPLICANT TO MARK THE "YES" OR "NO" BOX THAT
22 FOLLOWS THE QUESTION IDENTIFIED IN SUBSECTION (2)(D) BEFORE SIGN-
23 ING THE LICENSE APPLICATION.

24 (4) AT THE TIME A LICENSE IS ISSUED UNDER THIS ACT, THE SEC-
25 RETARY OF STATE SHALL PROVIDE THE LICENSEE WITH A STICKER THAT
26 THE LICENSEE MAY ATTACH TO THE REVERSE SIDE OF THE ISSUED
27 LICENSE, AND UPON WHICH THE LICENSEE MAY DESIGNATE ANY OF THE

1 FOLLOWING PURSUANT TO PART 101 OF THE PUBLIC HEALTH CODE, ACT NO.
2 368 OF THE PUBLIC ACTS OF 1978, BEING SECTIONS 333.10101 TO
3 333.10109 OF THE MICHIGAN COMPILED LAWS:

4 (A) EACH LIMITATION, IF ANY, HE OR SHE IMPOSES UPON A DONA-
5 TION OR GIFT OF ORGANS AND TISSUE MADE UPON THE FACE OF THE
6 LICENSE.

7 (B) ADDITIONAL ANATOMICAL GIFTS OR DONATIONS HE OR SHE IS
8 MAKING, INCLUDING THE GIFT OR DONATION OF HIS OR HER ENTIRE
9 BODY.

10 (C) THE RESCISSION OF A GIFT DESIGNATION APPEARING UPON THE
11 FACE OF THE LICENSE, OR THE ELECTION TO MAKE A GIFT THAT DOES NOT
12 APPEAR ON THE FACE OF THE LICENSE.

13 (5) A LICENSEE SHALL NOT ATTACH A STICKER DESCRIBED IN SUB-
14 SECTION (4) TO HIS OR HER LICENSE UNLESS HE OR SHE HAS COMPLETED
15 AND SIGNED THE STICKER. A TERM ON A STICKER THAT IS INCONSISTENT
16 WITH A TERM ON THE FACE OF A LICENSE ISSUED TO THAT PERSON UNDER
17 THIS ACT SUPERSEDES THE INCONSISTENT TERM APPEARING ON THE FACE
18 OF THE LICENSE.

19 (6) The license shall be manufactured in a manner to pro-
20 hibit as nearly as possible the ability to reproduce, alter,
21 counterfeit, forge, or duplicate the license without ready
22 detection. In addition, a license with a vehicle group designa-
23 tion shall contain the information required pursuant to
24 49 C.F.R. part 383.

25 (7) ~~-(3)-~~ A person who intentionally reproduces, alters,
26 counterfeits, forges, or duplicates a license photograph, the
27 negative of the photograph, a license, or a part of a license, or

1 who uses a license or photograph that has been reproduced,
2 altered, counterfeited, forged, or duplicated shall be punished
3 as follows:

4 (a) If the intent of the reproduction, alteration, counter-
5 feiting, forging, duplication, or use was to commit or aid in the
6 commission of an offense punishable by imprisonment for 1 or more
7 years, the person committing the reproduction, alteration, coun-
8 terfeiting, forging, duplication, or use is guilty of a misde-
9 meanor, punishable by imprisonment for a period equal to that
10 which could be imposed for the commission of the offense the
11 person had the intent to aid or commit. The court may also
12 assess a fine of not more than \$10,000.00 against the person.

13 (b) If the intent of the reproduction, alteration, counter-
14 feiting, forging, duplication, or use was to commit or aid in the
15 commission of an offense punishable by imprisonment for not more
16 than 1 year, the person committing the reproduction, alteration,
17 counterfeiting, forging, duplication, or use is guilty of a mis-
18 demeanor, punishable by imprisonment for not more than 1 year, or
19 a fine of not more than \$1,000.00, or both.

20 (8) ~~(4) The secretary of state,~~ BEFORE ISSUING AN
21 OPERATOR'S OR CHAUFFEUR'S LICENSE TO AN APPLICANT, AND upon
22 determining after an examination that ~~an~~ THE applicant is men-
23 tally and physically qualified to receive a license, THE
24 SECRETARY OF STATE may issue ~~to that person~~ a temporary
25 driver's permit entitling ~~the person while having the permit in~~
26 ~~his or her immediate possession~~ THE APPLICANT to drive a motor
27 vehicle upon the highway, WHILE THAT APPLICANT HAS THE PERMIT IN

1 HIS OR HER IMMEDIATE POSSESSION, for a period not exceeding 60
2 days. ~~before issuance to the person of an operator's or~~
3 ~~chauffeur's license by the secretary of state.~~

4 (9) ~~-(5)-~~ An operator or chauffeur may place on the reverse
5 side of a license his or her blood type, immunization data, medi-
6 cation data, OR a statement that the licensee is deaf. ~~, or a~~
7 ~~statement that the licensee has made an anatomical gift pursuant~~
8 ~~to part 101 of the public health code, Act No. 368 of the Public~~
9 ~~Acts of 1978, being sections 333.10101 to 333.10109 of the~~
10 ~~Michigan Compiled Laws.~~

11 (10) ~~-(6)-~~ The phrase "See reverse side for medical data" ~~,~~
12 ~~or anatomical gift"~~ followed by a box shall be printed on the
13 front of the license. If the licensee places on the reverse side
14 of the license any of the information described in subsection
15 ~~-(5)-~~ (9), an "X" shall be inserted in the box.

16 (11) ~~-(7)-~~ If the applicant provides proof to the secretary
17 of state that he or she is a minor who has been emancipated pur-
18 suant to Act No. 293 of the Public Acts of 1968, being sections
19 722.1 to 722.6 of the Michigan Compiled Laws, THE REVERSE SIDE OF
20 the license ~~on the reverse side~~ ISSUED TO THAT APPLICANT shall
21 bear the designation of the individual's emancipated status.

22 Section 2. This amendatory act shall not take effect unless
23 all of the following bills of the 87th Legislature are enacted
24 into law:

25 (a) Senate Bill No. 28.

26

1 (b) Senate Bill No. 29.

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