

SENATE BILL No. 509

May 21, 2003, Introduced by Senators GILBERT, HAMMERSTROM, PATTERSON,
GARCIA, GOSCHKA, SWITALSKI, SIKKEMA, KUIPERS and OLSHOVE and referred
to the Committee on Transportation.

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
(MCL 257.1 to 257.923) by adding section 732a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 732a. (1) An individual, whether licensed or not, who
2 accumulates 7 or more points on his or her driving record
3 pursuant to section 320a within a 2-year period for any violation
4 not listed under subsection (2) shall be assessed a \$100.00
5 driver responsibility fee. For each additional point accumulated
6 above 7 points not listed under subsection (2), a fee of \$50.00
7 shall be assessed. The secretary of state shall collect the fees
8 described in this subsection once each year that the point total
9 on an individual driving record is 7 points or more.

10 (2) An individual, whether licensed or not, who violates any
11 of the following sections or another law or local ordinance that

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1 substantially corresponds to those sections shall be assessed a
2 driver responsibility fee as follows:

3 (a) Upon being notified by a court that an individual has
4 been found guilty for a violation listed in this subdivision, the
5 secretary of state shall assess a \$1,000.00 driver responsibility
6 fee each year for 2 consecutive years for any of the following
7 offenses:

8 (i) Manslaughter, negligent homicide, or a felony resulting
9 from the operation of a motor vehicle, ORV, or snowmobile.

10 (ii) A violation of section 601b(2) or (3), 601c(1) or (2),
11 or 653a(3) or (4).

12 (iii) A violation of section 625(1), (4), or (5), section
13 625m, or section 81134 of the natural resources and environmental
14 protection act, 1994 PA 451, MCL 324.81134, or a law or ordinance
15 substantially corresponding to section 625(1), (4), or (5),
16 section 625m, or section 81134 of the natural resources and
17 environmental protection act, 1994 PA 451, MCL 324.81134.

18 (iv) Failing to stop and disclose identity at the scene of an
19 accident when required by law.

20 (v) Fleeing or eluding an officer.

21 (b) Upon being notified by a court that an individual has
22 been found guilty for a violation listed in this subdivision, the
23 secretary of state shall assess a \$500.00 driver responsibility
24 fee each year for 2 consecutive years for any of the following
25 offenses:

26 (i) Section 625(3), (6), or (7).

27 (ii) Section 626.

1 (iii) Section 904.

2 (iv) Section 3101 or 3103 of the insurance code of 1956, 1956
3 PA 218, MCL 500.3101 and 500.3103.

4 (c) Upon being notified by a court that an individual has
5 been found guilty for a violation listed in this subdivision, the
6 secretary of state shall assess a \$150.00 driver responsibility
7 fee each year for 2 consecutive years for any of the following
8 offenses:

9 (i) Section 301.

10 (ii) Section 328.

11 (3) The secretary of state shall send a notice of the driver
12 responsibility assessment, as prescribed under subsection (1) or
13 (2), to the individual by regular mail to the address on the
14 records of the secretary of state. If payment is not received
15 within 30 days after the notice is mailed, the secretary of state
16 shall send a second notice that indicates that if payment is not
17 received within the next 30 days, the driver's driving privileges
18 will be suspended.

19 (4) The secretary of state may authorize payment by
20 installment for an amount of \$500.00 or more for a period not to
21 exceed 12 months.

22 (5) If payment is not received or an installment plan is not
23 established after the time limit required by the second notice
24 prescribed under subsection (3) expires, the secretary of state
25 shall suspend the driving privileges until the assessment and any
26 other fees prescribed under this act are paid.

27 (6) A fee shall not be assessed under this section for 7

1 points or more on a driving record on the effective date of the
2 amendatory act that added this section. Points assigned after
3 that date shall be assessed as prescribed under subsections (1)
4 and (2).

5 (7) The secretary of state shall transmit the fees collected
6 under this section to the state treasurer for deposit into the
7 general fund.