

DRIVER EDUCATION AND TRAINING SCHOOLS ACT (EXCERPT)
Act 369 of 1974

***** 256.605c THIS SECTION IS REPEALED BY ACT 70 OF 2004 EFFECTIVE OCTOBER 1, 2006 *****

256.605c Operator of driver training school; criminal history check.

Sec. 5c. (1) The department shall not license a person to operate a driver training school or, after June 1, 1998, renew the license of a person to operate a driver training school before requesting and receiving not less than once every 2 years from the department of state police and the federal bureau of investigation a criminal history check on the person.

(2) Within 45 days after receiving a request from the department for a criminal history check on a person under this section, the criminal records division of the department of state police shall conduct the criminal history check and, after conducting the criminal history check and within that time period, provide a report of the results of the criminal history check to the department. The report shall contain any criminal history record information on the person maintained by the criminal records division of the department of state police.

(3) Criminal history record information received from the criminal records division of the department of state police under subsection (2) shall be used by the department only for the purpose of evaluating a person's qualifications for licensure as a driver training school. The department shall only disclose the report or its contents to a person who is directly involved in evaluating the applicant's qualifications for employment, and shall only disclose to that person those crimes described in section 5(5)(e). A person who violates this subsection is guilty of a misdemeanor punishable by a fine of not more than \$10,000.00.

(4) The department shall not license a person to operate a driver training school if the person has a prior felony or misdemeanor conviction for criminal sexual conduct pursuant to sections 520b to 520g of the Michigan penal code, 1931 PA 328, MCL 750.520b to 750.520g, or a felony conviction for a crime in which an element of the crime is the use or threat of use of physical force.

History: Add. 1998, Act 11, Eff. June 1, 1998;—Am. 2004, Act 70, Imd. Eff. Apr. 20, 2004.