

HOUSE BILL NO. 6529

November 29, 2022, Introduced by Rep. Pepper and referred to the Committee on Military, Veterans and Homeland Security.

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending section 811 (MCL 257.811), as amended by 2021 PA 71.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 811. (1) ~~An~~**Except as otherwise provided in subsection**
2 **(5), an** application for an original operator's or an original or
3 renewal chauffeur's license as provided in sections 307 and 312 and
4 an application for an original minor's restricted license as
5 provided in section 312 must be accompanied by the following fees:

1 Operator's license..... \$ 25.00
 2 Chauffeur's license..... 35.00
 3 Minor's restricted license..... 25.00

4 The renewal fee for an operator's license renewed under this
 5 section is \$18.00. Except as otherwise provided in subsections (4),
 6 ~~and (5)~~, **and (6)**, if an operator's license is expired at the time
 7 of the renewal, the fee is the same as the original fee. The date
 8 of an application for a renewal of an operator's license under this
 9 section that is delivered to the secretary of state by regular mail
 10 is the postmark date in determining the fee to be assessed.

11 (2) The secretary of state shall deposit the money received
 12 and collected under ~~subsection~~**subsections** (1) **and (5)** in the state
 13 treasury to the credit of the general fund. The secretary of state
 14 shall refund out of the fees collected to each county or
 15 municipality acting as an examining officer or examining bureau
 16 \$2.50 for each applicant examined for an original license, \$1.00
 17 for each applicant examined for an original chauffeur's license,
 18 and \$1.00 for every other applicant examined, if the application is
 19 not denied and the money refunded is paid to the county or local
 20 treasurer and is appropriated to the county, municipality, or
 21 officer or bureau receiving the money for the purpose of carrying
 22 out this act. The state treasurer shall deposit the sum of \$4.00 in
 23 the traffic law enforcement and safety fund created in section 819a
 24 for each person examined for an original license, a renewal
 25 operator's license, an original chauffeur's license, or a renewal
 26 chauffeur's license, except that the sum deposited for each 2-year
 27 operator's or 2-year chauffeur's license is \$2.00.

28 (3) Notwithstanding sections 306 and 308, an operator's
 29 license must not be issued to an individual under 18 years of age

1 unless that person successfully passes a driver education course
2 and examination given by a driver education provider that has been
3 certified to provide teen driver training under the driver
4 education provider and instructor act, 2006 PA 384, MCL 256.621 to
5 256.705. An individual who has been a holder of a motor vehicle
6 operator's license issued by any other state, territory, or
7 possession of the United States, or any other sovereignty for 1
8 year immediately before application for an operator's license under
9 this act is not required to comply with this subsection. Restricted
10 licenses may be issued under section 312 without compliance with
11 this subsection.

12 (4) ~~A person~~ **An individual** who is on active military service
13 at the time ~~his or her~~ **the individual's** operator's license expires
14 shall be charged the renewal rate for renewing ~~his or her~~ **the**
15 **individual's** operator's license under this section if all of the
16 following apply:

17 (a) ~~He or she~~ **The individual** applies for renewal within 30
18 days of returning to this state from active duty.

19 (b) ~~He or she~~ **The individual** held a valid, unexpired
20 operator's license from this state immediately prior to leaving
21 this state for active military service.

22 (c) ~~He or she~~ **The individual** presents such documentation as
23 the secretary of state requires to establish eligibility under this
24 subsection.

25 (5) **Beginning on the effective date of the amendatory act that**
26 **added this subsection, an individual who is a disabled veteran**
27 **shall be charged a \$5.00 fee for an original operator's license and**
28 **\$0.00 for renewing an operator's license. As used in this**
29 **subsection, "disabled veteran" means an individual who is a**

1 resident of this state and who meets 1 of the following criteria:

2 (a) Has been determined by the United States Department of
3 Veterans Affairs to be permanently and totally disabled as a result
4 of military service and entitled to veterans' benefits at the 100%
5 rate.

6 (b) Has a certificate from the United States Department of
7 Veterans Affairs certifying that the individual is receiving or has
8 received pecuniary assistance due to disability for specially
9 adapted housing.

10 (c) Has been rated by the United States Department of Veterans
11 Affairs as individually unemployable.

12 (6) ~~(5)~~—Notwithstanding any other provision of this act, both
13 of the following apply:

14 (a) The secretary of state shall not assess a late renewal fee
15 for a document described under section 301(6), 306(1), (2), (4), or
16 (6), 306a(4), 309(11), 312k(1), or 314(7) that expires after March
17 31, 2021 but before August 1, 2021 and is renewed within 120 days
18 of the date of the expiration.

19 (b) The secretary of state shall, upon an applicant's request,
20 reimburse a late renewal fee assessed and collected for a document
21 described under section 301(6), 306(1), (2), (4), or (6), 306a(4),
22 309(11), 312k(1), or 314(7) that expires after March 31, 2021 but
23 before August 1, 2021 and is renewed within 120 days of the date of
24 the expiration.