

SUBSTITUTE FOR
SENATE BILL NO. 633

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

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 732B. (1) IF AN INDIVIDUAL WAS ASSESSED A DRIVER
2 RESPONSIBILITY FEE UNDER SECTION 732A(2)(C) OR (D), THE INDIVIDUAL
3 MAY ENGAGE IN 10 HOURS OF COMMUNITY SERVICE AS AN ALTERNATIVE TO
4 PAYING THAT FEE OR ANY UNPAID PORTION OF THAT FEE. COMMUNITY
5 SERVICE UNDER THIS SUBSECTION SHALL BE COMPLETED WITHIN 45 DAYS
6 AFTER THE APPLICATION TO ENGAGE IN COMMUNITY SERVICE IS FILED WITH
7 THE DEPARTMENT OF TREASURY UNDER SUBSECTION (3).
8 (2) AN INDIVIDUAL MAY ENGAGE IN COMMUNITY SERVICE UNDER
9 SUBSECTION (1) BY OBTAINING A COMMUNITY SERVICE FORM FROM THE

1 SECRETARY OF STATE OR THE DEPARTMENT OF TREASURY. THE DEPARTMENT OF
2 TREASURY SHALL MAIL TO EACH INDIVIDUAL WHO IS REQUIRED TO PAY A
3 DRIVER RESPONSIBILITY FEE UNDER SECTION 732A(2)(C) OR (D) A 1-TIME-
4 ONLY WRITTEN NOTICE OF THE OPTION OF COMPLETING COMMUNITY SERVICE
5 AS AN ALTERNATIVE TO PAYING THAT DRIVER RESPONSIBILITY FEE. THE
6 NOTICE SHALL INCLUDE A STATEMENT THAT COMMUNITY SERVICE FORMS FOR
7 THAT PURPOSE CAN BE OBTAINED FROM THE DEPARTMENT OF STATE OR FROM
8 THE DEPARTMENT OF TREASURY. THE NOTICE SHALL BE SENT TO THE LAST
9 KNOWN ADDRESS OF THE INDIVIDUAL AS SHOWN IN THE RECORDS OF THE
10 DEPARTMENT OF TREASURY. THE SECRETARY OF STATE SHALL MAKE COMMUNITY
11 SERVICE FORMS AVAILABLE TO THE PUBLIC AT ALL BRANCH OFFICES AND ON
12 THE DEPARTMENT'S WEBSITE FOR PURPOSES OF THIS SECTION AND SHALL
13 PROVIDE COMMUNITY SERVICE FORMS TO THE DEPARTMENT OF TREASURY FOR
14 PURPOSES OF THIS SECTION.

15 (3) IF AN INDIVIDUAL CHOOSES TO ENGAGE IN COMMUNITY SERVICE
16 UNDER THIS SECTION, THE INDIVIDUAL SHALL COMPLETE THE COMMUNITY
17 SERVICE FORM OBTAINED UNDER SUBSECTION (2) AND RETURN THE FORM TO
18 THE DEPARTMENT OF TREASURY IN THE MANNER PRESCRIBED BY THE
19 DEPARTMENT OF TREASURY BY DECEMBER 31, 2015. UPON RECEIVING A
20 PROPERLY COMPLETED COMMUNITY SERVICE FORM UNDER THIS SUBSECTION,
21 THE DEPARTMENT OF TREASURY SHALL INFORM THE DEPARTMENT OF STATE
22 THAT THE INDIVIDUAL INTENDS TO COMPLETE COMMUNITY SERVICE UNDER
23 THIS SECTION AS AN ALTERNATIVE TO PAYING A DRIVER RESPONSIBILITY
24 FEE OR ANY PORTION OF A DRIVER RESPONSIBILITY FEE. IF THE SECRETARY
25 OF STATE IS NOTIFIED BY THE DEPARTMENT OF TREASURY THAT THE
26 INDIVIDUAL HAS ELECTED TO COMPLETE COMMUNITY SERVICE UNDER THIS
27 SECTION AS AN ALTERNATIVE TO PAYING THE FEE, THAT FEE SHALL BE HELD

1 IN ABEYANCE FOR A PERIOD OF 45 DAYS. IF THE INDIVIDUAL'S LICENSE IS
2 SUSPENDED FOR FAILING TO PAY THE DRIVER RESPONSIBILITY FEE OR
3 PORTION OF THE DRIVER RESPONSIBILITY FEE, THE DEPARTMENT OF STATE
4 SHALL, UPON PAYMENT OF THE REINSTATEMENT FEE, REINSTATE THE
5 INDIVIDUAL'S DRIVER LICENSE.

6 (4) AN INDIVIDUAL WHO ENGAGES IN COMMUNITY SERVICE UNDER THIS
7 SECTION SHALL BE ALLOWED ONLY 1 OPPORTUNITY TO COMPLETE THE
8 COMMUNITY SERVICE ALTERNATIVE FOR EACH DRIVER RESPONSIBILITY FEE
9 OWED. HOWEVER, THE DEPARTMENT OF TREASURY MAY ALLOW AN INDIVIDUAL
10 TO WITHDRAW FROM THAT COMMUNITY SERVICE BEFORE THE EXPIRATION OF
11 THE 45-DAY PERIOD FOR COMPLETING THAT COMMUNITY SERVICE FOR GOOD
12 CAUSE SHOWN. IF THE INDIVIDUAL IS ALLOWED TO WITHDRAW FROM
13 COMMUNITY SERVICE FOR GOOD CAUSE SHOWN, THAT OPPORTUNITY FOR
14 COMPLETING COMMUNITY SERVICE SHALL NOT BE CONSIDERED IN THE NUMBER
15 OF OPPORTUNITIES TO PERFORM COMMUNITY SERVICE UNDER THIS
16 SUBSECTION, BUT THE INDIVIDUAL IS SUBJECT TO THE SUSPENSION OF HIS
17 OR HER DRIVING PRIVILEGES UNDER SECTION 732A(5).

18 (5) UPON COMPLETING COMMUNITY SERVICE UNDER THIS SECTION, THE
19 INDIVIDUAL MAY REQUEST THE PERSON WITH WHOM HE OR SHE ENGAGED IN
20 COMMUNITY SERVICE UNDER THIS SECTION TO VERIFY ON THE COMMUNITY
21 SERVICE FORM IN THE MANNER DESIGNATED BY THE SECRETARY OF STATE
22 THAT HE OR SHE SUCCESSFULLY COMPLETED THAT COMMUNITY SERVICE. UPON
23 VERIFICATION, THE INDIVIDUAL MAY RETURN THE COMMUNITY SERVICE FORM
24 TO THE DEPARTMENT OF TREASURY FOR PURPOSES OF THIS SECTION. ANY
25 PERSON WHO FALSELY VERIFIES COMMUNITY SERVICE UNDER THIS SUBSECTION
26 AND ANY INDIVIDUAL WHO FALSELY REQUESTS THE VERIFICATION OF
27 COMMUNITY SERVICE UNDER THIS SECTION OR WHO RETURNS A COMMUNITY

Senate Bill No. 633 (S-4) as amended September 9, 2014

1 SERVICE FORM TO THE DEPARTMENT OF TREASURY UNDER THIS SUBSECTION
2 KNOWING THAT HIS OR HER COMMUNITY SERVICE IS FALSELY VERIFIED IS
3 RESPONSIBLE FOR A STATE CIVIL INFRACTION AND MAY BE FINED NOT MORE
4 THAN \$200.00.

5 (6) THE DEPARTMENT OF TREASURY SHALL WAIVE THE DRIVER
6 RESPONSIBILITY FEE OR ANY PORTION OF THE DRIVER RESPONSIBILITY FEE
7 OTHERWISE REQUIRED TO BE PAID UNDER SECTION 732A(2)(C) OR (D) UPON
8 RECEIVING VERIFICATION THAT THE INDIVIDUAL SUCCESSFULLY COMPLETED
9 THE COMMUNITY SERVICE REQUIREMENTS OF THIS SECTION. THE DEPARTMENT
10 OF TREASURY SHALL NOTIFY THE DEPARTMENT OF STATE WHEN IT HAS WAIVED
11 THE FEE UNDER THIS SECTION OR, IF THE FEE IS NOT WAIVED UNDER THIS
12 SECTION, THAT THE 45-DAY PERIOD HAS EXPIRED AND THE FEE HAS NOT
13 BEEN WAIVED. IF THE SECRETARY OF STATE IS NOTIFIED BY THE
14 DEPARTMENT OF TREASURY THAT THE FEE HAS NOT BEEN WAIVED, THE
15 DEPARTMENT OF STATE SHALL ENTER THAT INFORMATION INTO THE RECORDS
16 OF THE DEPARTMENT AND SHALL SUSPEND THE INDIVIDUAL'S DRIVER LICENSE
17 AND PROCEED AS PROVIDED BY LAW FOR THE INDIVIDUAL'S FAILURE TO PAY
18 THE DRIVER RESPONSIBILITY FEE OR TO COMPLETE COMMUNITY SERVICE
19 UNDER THIS SECTION.

20 (7) AS USED IN THIS SECTION, "COMMUNITY SERVICE" MEANS
21 ENGAGING IN A USEFUL AND PRODUCTIVE ACTIVITY WITHOUT COMPENSATION
22 FOR A PERSON OTHER THAN A FAMILY MEMBER, INCLUDING, BUT NOT LIMITED
23 TO, AN ENTITY ORGANIZED UNDER SECTION 501(C)(3) OF THE INTERNAL
24 REVENUE CODE, 26 USC 501, AND COMMUNITY SERVICE OFFERED THROUGH THE
25 MICHIGAN COMMUNITY SERVICE COMMISSION.

26 Enacting section 1. This amendatory act takes effect [December 31,
27 2014.]

1 Enacting section 2. This amendatory act does not take effect
2 unless House Bill No. 5414 of the 97th Legislature is enacted into
3 law.