

# HOUSE BILL No. 5837

May 12, 1998, Introduced by Reps. Stallworth, Thomas, Hale and Kilpatrick and referred to the Committee on Appropriations.

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 310 (MCL 257.310), as amended by 1996 PA 205.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 310. (1) The secretary of state shall issue to each  
2 person licensed as an operator, an operator's license, and to  
3 each person licensed as a chauffeur, a chauffeur's license. An  
4 applicant for a motorcycle indorsement under section 312a or a  
5 vehicle group designation or indorsement shall first qualify for  
6 an operator's or chauffeur's license before the indorsement or  
7 vehicle group designation application is accepted and processed.

8       (2) The license shall contain the following information:

9       (a) The distinguishing number permanently assigned to the  
10 licensee.

1 (b) The full name, date of birth, address of residence,  
2 height, eye color, sex, an image, and the signature of the  
3 licensee.

4 (c) An indication that the license contains 1 or more of the  
5 following:

6 (i) The blood type of the licensee.

7 (ii) Immunization data of the licensee.

8 (iii) Medication data of the licensee.

9 (iv) A statement that the licensee is deaf.

10 (v) A statement that the licensee has made an anatomical  
11 gift.

12 (vi) Emergency contact information of the licensee.

13 (D) ON THE BACK OF THE LICENSE, THE MICHIGAN PLEDGE OF  
14 ALLEGIANCE.

15 (3) Except as otherwise required in this chapter, other  
16 information required on the license pursuant to this chapter may  
17 appear on the license in a form prescribed by the secretary of  
18 state.

19 (4) The license shall not contain a fingerprint or finger  
20 image of the licensee.

21 (5) A digitized license may contain an identifier for voter  
22 registration purposes. The digitized license may contain infor-  
23 mation appearing in electronic or machine readable codes needed  
24 to conduct a transaction with the secretary of state. The infor-  
25 mation shall be limited to the person's driver license number,  
26 birth date, license expiration date, and other information  
27 necessary for use with electronic devices, machine readers, or

1 automatic teller machines and shall not contain the person's  
2 name, address, driving record, or other personal identifier. The  
3 license shall identify the encoded information.

4 (6) The license shall be manufactured in a manner to pro-  
5 hibit as nearly as possible the ability to reproduce, alter,  
6 counterfeit, forge, or duplicate the license without ready  
7 detection. In addition, a license with a vehicle group designa-  
8 tion shall contain the information required pursuant to  
9 49 C.F.R. part 383.

10 (7) A person who intentionally reproduces, alters, counter-  
11 feits, forges, or duplicates a license photograph, the negative  
12 of the photograph, an image, a license, the electronic data con-  
13 tained on a license or a part of a license, or who uses a  
14 license, an image, or photograph that has been reproduced,  
15 altered, counterfeited, forged, or duplicated is subject to 1 of  
16 the following:

17 (a) If the intent of the reproduction, alteration, counter-  
18 feiting, forging, duplication, or use was to commit or aid in the  
19 commission of an offense punishable by imprisonment for 1 or more  
20 years, the person committing the reproduction, alteration, coun-  
21 terfeiting, forging, duplication, or use is guilty of a misde-  
22 meanor — punishable by imprisonment for a period equal to the  
23 imprisonment that could be imposed for the commission of the  
24 offense the person had the intent to aid or commit. The court  
25 may also assess a fine of not more than \$10,000.00 against the  
26 person.

1 (b) If the intent of the reproduction, alteration,  
2 counterfeiting, forging, duplication, or use was to commit or aid  
3 in the commission of an offense punishable by imprisonment for  
4 not more than 1 year, the person committing the reproduction,  
5 alteration, counterfeiting, forging, duplication, or use is  
6 guilty of a misdemeanor —, punishable by imprisonment for not  
7 more than 1 year, or a fine of not more than \$1,000.00, or both.

8 (8) The secretary of state, upon determining after an exami-  
9 nation that an applicant is mentally and physically qualified to  
10 receive a license, may issue to that person a temporary driver's  
11 permit entitling the person while having the permit in his or her  
12 immediate possession to drive a motor vehicle upon the highway  
13 for a period not exceeding 60 days before issuance to the person  
14 of an operator's or chauffeur's license by the secretary of  
15 state.

16 (9) An operator or chauffeur may indicate on the license in  
17 a place designated by the secretary of state his or her blood  
18 type, emergency contact information, immunization data, medica-  
19 tion data, a statement that the licensee is deaf, or a statement  
20 that the licensee has made an anatomical gift pursuant to part  
21 101 of the public health code, ~~Act No. 368 of the Public Acts of~~  
22 ~~1978, being sections 333.10101 to 333.10109 of the Michigan~~  
23 ~~Compiled Laws~~ 1978 PA 368, MCL 333.10101 TO 333.10109.

24 (10) If the applicant provides proof to the secretary of  
25 state that he or she is a minor who has been emancipated pursuant  
26 to ~~Act No. 293 of the Public Acts of 1968, being sections 722.1~~  
27 ~~to 722.6 of the Michigan Compiled Laws~~ 1968 PA 293, MCL 722.1 TO

1 722.6, the license shall bear the designation of the individual's  
2 emancipated status in a manner prescribed by the secretary of  
3 state.