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BILL ANALYSIS

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House Bill 4600 (Substitute S-1)  
Sponsor: Representative Edward Gaffney  
House Committee: Transportation  
Senate Committee: Transportation

Date Completed: 3-1-04

### **CONTENT**

The bill would amend the Michigan Vehicle Code to prohibit a person issued a level two graduated driver licensing status from transporting more than one passenger, other than family members.

MCL 257.310e

### **BACKGROUND**

Under the Code, a person who is at least 14 years and nine months old may be issued a level one graduated licensing status if he or she has passed a vision test and met health standards prescribed by the Secretary of State (SOS); successfully completed segment one of a driver education course, including at least six hours of on-the-road driving time with an instructor; and received a parent's or legal guardian's written approval. A level one driver may drive only when accompanied either by a licensed parent or legal guardian or, with the parent's or legal guardian's permission, a licensed driver who is at least 21.

A person who is at least 16 may be issued a level two status if he or she has satisfied the following conditions:

- Has had a level one status for at least six months.
- Has successfully completed segment two of a driver education course.
- Has not incurred a moving violation resulting in a conviction or civil infraction determination or been involved in an accident for which the police report indicates a moving violation within 90 days immediately before applying for level two status.
- Has presented certification by his or her parent or guardian that he or she has accumulated at least 50 hours of behind-the-wheel experience, including at least 10 nighttime hours, with a parent, legal guardian, or other licensed driver over 21.
- Has successfully completed an SOS-approved performance road test.

A person issued a level two status must remain at level two for at least six months and may not drive between midnight and 5:00 a.m., unless accompanied by a parent or guardian or other licensed driver over 21, or except when going to or from employment.

If a driver violates the provisions of either the level one or level two period, the periods must be expanded and/or extended, and the driver is responsible for a civil infraction.

A person who is at least 17 may be issued a level three status if he or she has completed 12 consecutive months without a moving violation, an accident in which a moving violation resulted, an accident, suspension, or restricted period violation while at level two status.

Legislative Analyst: Julie Koval

## **FISCAL IMPACT**

The bill would have an indeterminate impact on the State and local units of government. Enforcement costs and fine revenue would depend on the number of violations.

Fiscal Analyst: Bill Bowerman

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.