

# HOUSE BILL No. 4864

June 2, 2005, Introduced by Reps. Clack, Lemmons, Jr., Zelenko, Hopgood, Murphy, Plakas, Brown, Adamini, Anderson, Hood, Virgil Smith, Farrah, Gillard, Meisner, Vagnozzi, Kehrl, Bennett, Miller, Gonzales, Polidori, Wojno, Accavitti, Byrnes, Hunter, Leland, Williams, Phillips and Lemmons, III and referred to the Committee on Transportation.

A bill to amend 1974 PA 369, entitled  
"Driver education and training schools act,"  
by amending sections 1c and 7 (MCL 256.601c and 256.607), section  
1c as added by 2004 PA 70.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 1c. (1) A driver education course shall be made available  
2       for an individual under 18 years of age within a time that will  
3       enable that individual to qualify for a graduated license under  
4       section 310e of the Michigan vehicle code, 1949 PA 300, MCL  
5       257.310e, before the time that the individual is permitted by law  
6       to have an operator's license.

7       (2) ~~—A~~ **SUBJECT TO SUBSECTION (3),** A school may enroll a

1 resident who is not less than 14 years, 8 months of age in a driver  
2 education course.

3 **(3) A SCHOOL SHALL NOT ENROLL AN INDIVIDUAL UNDER 18 YEARS OF**  
4 **AGE UNLESS THE INDIVIDUAL PRESENTS A CERTIFICATE OF GOOD STANDING**  
5 **AS THAT TERM IS DEFINED IN SECTION 310E OF THE MICHIGAN VEHICLE**  
6 **CODE, 1949 PA 300, MCL 257.310E.**

7 **(4) —(3)—** A school may use videotapes, computers, telecourses,  
8 or other similar technology as part of the classroom instruction  
9 portion of its driver education course. A student may receive and  
10 use any of those materials at home.

11 Sec. 7. (1) A driver training school licensed by the  
12 department shall maintain a record of instructions given to each  
13 student. The record shall contain:

14 (a) The name of the school.

15 (b) The name of the student.

16 (c) The type and date of instruction given, signed by the  
17 instructor.

18 (d) The fees or tuition charged and the payments made.

19 (e) A signed copy of any contract made with a student.

20 **(F) A COPY OF THE CERTIFICATE OF GOOD STANDING, IF THE STUDENT**  
21 **WAS REQUIRED TO PRESENT A CERTIFICATE OF GOOD STANDING AS A**  
22 **CONDITION OF ENROLLMENT UNDER SECTION 1C.**

23 (2) The student instruction records shall be kept on file for  
24 a period of 3 calendar years after the student has ceased taking  
25 instruction at or with the school. The records shall be open to  
26 inspection of the department or its authorized representative at  
27 all reasonable times.

1           Enacting section 1. This amendatory act does not take effect  
2 unless all of the following bills of the 93rd Legislature are  
3 enacted into law:

4           (a) House Bill No. 4338.

5           (b) House Bill No. 4339.