



Senate Fiscal Agency  
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## BILL ANALYSIS



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Senate Bill 809 (Substitute S-3 as reported)  
Sponsor: Senator Tonya Schuitmaker  
Committee: Judiciary

**CONTENT**

The bill would amend the Michigan Vehicle Code to do the following:

- Prohibit a Secretary of State (SOS) hearing officer from issuing an unrestricted license to a person who received a restricted license following drunk driving violations, until the person met all requirements under the Code for a driver license and met administrative rule requirements, including abstinence from alcohol and controlled substances (or other conditions were met).
- Require the successful completion of a DWI/sobriety court program and the receipt of a certificate from the program's judge, to be considered positive evidence of a petitioner's abstinence while he or she participated in the program.
- Require the SOS to postpone considering issuance of an unrestricted license to a person who completed a sobriety court program, for three months for each "minor violation" during an ignition interlock monitoring period.
- Require a restricted license to be suspended, revoked, or denied if the person who was issued the license, with a requirement for an ignition interlock device, committed a "major violation".
- Delete a requirement of a one- or three-year license suspension for a six-point violation while operating a commercial motor vehicle.
- Delete a provision allowing proof that an SOS notice was given, where required or authorized under the Code, to made by the certificate of a person at least 18 years of age naming the person to whom notice was given and specifying the time, place, and manner the notice was given.

MCL 257.212 et al.

Legislative Analyst: Patrick Affholter

**FISCAL IMPACT**

According to the Department of State, there would be little to no additional costs related to the implementation of this bill. Any unforeseen costs would be minimal and would be absorbed within the Department's current annual budget.

The bill would have no fiscal impact on local government.

Date Completed: 5-24-12

Fiscal Analyst: Joe Carrasco