

Consequences of Conviction on Operator's License

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FEEDBACK

Exhibit

| Criminal Statute | Crime | License Sanction | Authorizing Statute |
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| <u>MCL 257.257</u> | Alter or forge vehicle documentation | 1-year hard suspension | <u>MCL 257.319(2)(a)</u> |
| <u>MCL 257.315(4), (5)</u> | Fraudulent change of address on license | 1st offense: 180-day hard suspension; 2d offense: minimum 1-year revocation | <u>MCL 257.303(2)(d), (4)(a), 319(10)</u> |
| <u>MCL 257.321a</u> | Fail to appear in court and fail to comply with judgment | Suspended until proof of compliance is provided | <u>MCL 257.303(1)(i)</u> |
| <u>MCL 257.324(1)</u> | Using, presenting to police, or possessing cancelled, altered, or false ID; giving false name to police; permitting | 1st offense: 90-day hard suspension; 2d offense (in 7 years): 1-year hard suspension | <u>MCL 257.319(5)</u> |

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| | the use or lending ID to another; failing to surrender suspended or revoked license | | |
| <u>MCL 257.324(1)(e), (2)</u> | Perjury to Secretary of State | 1st offense: 90-day hard suspension; 2d offense (in 7 years): 1-year hard suspension | <u>MCL 257.319(5)</u> |
| <u>MCL 257.328(1)</u> | No insurance or no proof of insurance | May suspend for 30 days | <u>MCL 257.328(4)</u> |
| <u>MCL 257.601b(2)</u> | Moving violation (3 points or more) in work zone or school bus zone, 30 minutes before or after school, resulting in injury | 1st offense: 90-day hard suspension; 2d offense (in 7 years): minimum 1-year revocation | <u>MCL 257.303(2)(b), (4)(a), 319(3)(b)</u> |
| <u>MCL 257.601b(3)</u> | Moving violation (3 points or more) in work zone or school bus zone, 30 minutes before or after school, resulting in death | Minimum 1-year revocation | <u>MCL 257.303(2)(d), (4)(a)</u> |
| <u>MCL 257.601c(1)</u> | Criminal moving violation resulting in injury to operator of farm equipment | 1st offense: 90-day hard suspension; 2d offense (in 7 years): minimum 1-year revocation | <u>MCL 257.303(2)(b), (4)(a), 319(3)(b)</u> |
| <u>MCL</u> | Criminal moving | Minimum 1-year | <u>MCL</u> |

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| <u>257.601c(2)</u> | violation resulting in death to operator of farm equipment | revocation | <u>257.303(2)(d), (4)(a)</u> |
| <u>MCL 257.601d</u> | Moving violation proximate cause of death or serious bodily impairment | 1-year hard suspension | <u>MCL 257.319(2)(f)</u> |
| <u>MCL 257.602a(2), (3)</u> | Third- and fourth-degree fleeing and eluding | 1st offense: 1-year hard suspension; 2d offense (in 7 years): minimum 1-year revocation | <u>MCL 257.303(2)(b), .319(2)(e)</u> |
| <u>MCL 257.602a(4), (5)</u> | First- and second-degree fleeing and eluding | Minimum 1-year revocation | <u>MCL 257.303(2)(d), (4)(a)</u> |
| <u>MCL 257.617</u> | Leaving the scene of a serious injury or death accident | Minimum 1-year revocation | <u>MCL 257.303(2)(d), (4)(a)</u> |
| <u>MCL 257.617a</u> | Leaving the scene of a personal injury accident or giving false information at personal injury accident | 90-day hard suspension | <u>257.319(3)(a)</u> |
| <u>MCL 257.624a</u> | Open intoxicants in a motor vehicle | 2d offense (in 7 years): 30-day hard suspension followed by 60-day restricted license; 3rd offense: 60-day hard suspension followed by 305-day | <u>MCL 257.319(7)(a)-(b), (24)</u> |

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| | | restricted license. | |
| <u>MCL</u> <u>257.624b</u> | Transportation of alcohol in a motor vehicle by a minor | 2d offense (in 7 years): 30-day hard suspension followed by 60-day restricted license; 3rd offense: 60-day hard suspension followed by 305-day restricted license | <u>MCL</u> <u>257.319(7)</u> <u>(a)-(b), (24)</u> |
| <u>MCL</u> <u>257.625(1)</u> <u>(a), (b)</u> | OWI or with an unlawful blood alcohol level or under the influence of controlled substance or other intoxicating substance (defined at <u>MCL</u> <u>257.625(25)(a)</u>) | 1st offense: 30-day hard suspension followed by 150-day restricted license; 2d offense (in 7 years): minimum 1-year revocation; 3rd offense: minimum 1-year revocation or 5-year revocation | <u>MCL</u> <u>257.303(2)(c)</u> <u>(i), (4)(a),</u> <u>.319(8)(a)</u> |
| <u>MCL</u> <u>257.625(1)</u> <u>(c)</u> | Operating with an unlawful blood alcohol level 0.17 or greater (super drunk) | 1st offense: 45-day hard suspension (with proof of interlock installation) followed by 320-day restricted license (interlock not to be removed without Secretary of State's permission); 2d offense (in 7 years): minimum 1-year revocation; 3rd offense: minimum 1-year revocation or 5-year revocation | <u>MCL</u> <u>257.303(2)(c)</u> <u>(i), (4)(a),</u> <u>.319(8)(g)-(i)</u> |

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| <p><u>MCL</u> <u>257.625(3)</u></p> | <p>Operating while impaired by alcohol or drugs</p> | <p>1st offense: 90-day restricted license (alcohol only) or 180 day restricted license (combination alcohol and controlled substances or controlled substances only); 2d offense: minimum 1-year revocation; 3rd offense (in 10 years): minimum 1-year revocation or 5-year revocation</p> | <p><u>MCL</u> <u>257.303(2)(c)</u> <u>(i), (4)(a),</u> <u>319(8)(b)</u></p> |
| <p><u>MCL</u> <u>257.625(4),</u> <u>(5)</u></p> | <p>OWI or impaired causing serious injury or death</p> | <p>1st offense: minimum 1-year revocation; 2d offense or prior revocation or denial (in 7 years): minimum 5-year revocation; 3rd offense or 2 prior 625 convictions: minimum 1-year revocation or 5-year revocation</p> | <p><u>MCL</u> <u>257.303(2)</u> <u>(d), (4)(a)</u></p> |
| <p><u>MCL</u> <u>257.625(4)</u> <u>(c)</u></p> | <p>OWI or impaired causing death to emergency responder</p> | <p>1st offense: minimum 1-year revocation; 2d offense or prior revocation or denial (in 7 years): minimum 5-year</p> | <p><u>MCL</u> <u>257.303(2)</u> <u>(d), (4)(a)</u></p> |

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| | | revocation; 3rd offense or 2 prior 625 convictions: minimum 1-year revocation or 5-year revocation | |
| <u>MCL</u> <u>257.625(6)</u> | Zero tolerance | 1st offense: 30-day restricted license; 2d offense (in 7 years): 90-day suspended license (Note: Only one zero tolerance violation can be used to enhance to a felony.) | <u>MCL</u> <u>257.319(8)</u> <u>(c)-(d), (21)</u> |
| <u>MCL</u> <u>257.625(7)</u> | Child endangerment | 1st offense: 90-day hard suspension followed by 90-day restricted license; 2d offense (in 7 years): minimum 1-year revocation; 3rd offense: minimum 1-year revocation or 5-year revocation | <u>MCL</u> <u>257.303(4)</u> <u>(a), 319(8)(e)</u> |
| <u>MCL</u> <u>257.625(8)</u> | Operating with the presence of a schedule 1 controlled substance | 1st offense: 30-day hard suspension followed by 150-day restricted license; 2d offense (in 7 years): minimum 1-year revocation; 3rd offense: minimum 1-year revocation or 5-year revocation | <u>MCL</u> <u>257.303,</u> <u>319(8)(a)</u> |

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| <p><u>MCL</u> <u>257.625m</u></p> | <p>Operating a commercial motor vehicle with a blood alcohol content greater than 0.04; operating with the presence of drugs; operating while impaired</p> | <p>1st offense: operator license suspended 90 days, CDL suspended 1 year; 2d offense: operator license suspended/revoked minimum 1 year, CDL revoked 10 years; 3rd offense: operator license revoked minimum 5 years, lifetime CDL revocation</p> | <p><u>MCL</u> <u>257.303(2)(c)(ii), (4)(a), .319(8)(f), .319b(1)(c)(i), (e)(i)</u></p> |
| <p><u>MCL</u> <u>257.626(2)</u></p> | <p>Reckless driving</p> | <p>1st offense: 90-day hard suspension; 2d offense (in 7 years): minimum 1-year revocation</p> | <p><u>MCL</u> <u>257.303(2)(a), (4)(a), .319(3)(b)</u></p> |
| <p><u>MCL</u> <u>257.626(3), (4)</u></p> | <p>Reckless driving causing serious injury or death</p> | <p>Minimum 1-year revocation</p> | <p><u>MCL</u> <u>257.303(2)(d), (4)(a)</u></p> |
| <p><u>MCL</u> <u>257.653a(3)</u></p> | <p>Failure to exercise due care and caution at emergency scene causing injury to emergency worker</p> | <p>1st offense: 90-day hard suspension; 2d offense (in 7 years): minimum 1-year revocation</p> | <p><u>MCL</u> <u>257.303(2)(b), .319(3)(b)</u></p> |
| <p><u>MCL</u> <u>257.653a(4)</u></p> | <p>Failure to exercise due care and caution at emergency scene causing serious injury or death to emergency worker</p> | <p>Minimum 1-year revocation</p> | <p><u>MCL</u> <u>257.303(2)(d), (4)(a)</u></p> |

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| <u>MCL</u> <u>257.904(1)</u> | Driving while license suspended | 1st offense: mandatory like suspension, minimum 30 days | <u>MCL</u> <u>257.904(10)–(12)</u> |
| <u>MCL</u> <u>257.904(4), (5)</u> | Driving while license suspended (in any state) causing death or serious injury | 1st offense: 1-year minimum revocation; 2d offense (in 7 years): minimum 5-year revocation | <u>MCL</u> <u>257.303(2)(d), (4)(a)</u> |
| <u>MCL</u> <u>333.7401 et seq.</u> | Controlled Substance Act | 1st offense: 6-month suspension, court may restrict after 30 days; 2d offense (in 7 years): 1-year suspension, court may restrict after 60 days—suspensions waived if jailed for 1 year or more | <u>MCL</u> <u>333.7408a(1)(a), (b); see also MCL 257.319e</u> |
| <u>MCL</u> <u>436.1701(1)</u> | Furnishing alcohol to minors (not retailers) | 2d offense: 6-month restricted license | <u>MCL</u> <u>257.319(12)</u> |
| <u>MCL</u> <u>436.1703(1)</u> | Minor in possession of alcohol | 2d offense (in 7 years): 30-day hard suspension followed by 60-day restricted license; 3rd offense: 60-day hard suspension followed by 305-day restricted license | <u>MCL</u> <u>257.319(7)(a)–(b), (24)</u> |
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| <u>MCL</u> 436.1703(2) | Fraudulent use of ID by person under 21; furnishing fraudulent ID to a minor | 90-day hard suspension | <u>MCL</u> 257.319(3)(d) |
| <u>MCL</u> 750.367c | Theft of fuel | 1st offense: 180-day hard suspension; 2d offense (in 7 years): 1-year hard suspension | <u>MCL</u> 257.319(9) |
| <u>MCL</u> 750.382(1)(a) | Malicious destruction of property with a motor vehicle less than \$200 | 30-day hard suspension | <u>MCL</u> 257.319(4) |
| <u>MCL</u> 750.382(1)(b) | Malicious destruction of property with a motor vehicle greater than \$200 | 90-day hard suspension | <u>MCL</u> 257.319(3)(c) |
| <u>MCL</u> 750.382(1)(c) | Malicious destruction of property with a motor vehicle greater than \$1,000 | 90-day hard suspension | <u>MCL</u> 257.319(3)(c) |
| <u>MCL</u> 750.382(1)(d) | Malicious destruction of property with a motor vehicle greater than \$20,000 | 90-day hard suspension | <u>MCL</u> 257.319(3)(c) |
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| <u>MCL</u> <u>750.411a(2)</u> | False report of crimes or bomb threats; poisoning of food | If 14 to 21 years old, 1-year hard suspension followed by 2-year restricted driving; if less than 14, will not be allowed to start graduated license until 16 and no license until 17 | <u>MCL</u> <u>257.319(11)</u> |
| <u>MCL</u> <u>750.413</u> | Unlawful driving away of automobile | 1st offense: 1-year hard suspension; 2d offense: minimum 1-year revocation | <u>MCL</u> <u>257.303(2)(b)(i), 319(2)(b)</u> |
| <u>MCL</u> <u>750.414</u> | Joy riding | 1st offense: 90-day hard suspension; 2d offense (in 7 years): 1-year hard suspension | <u>MCL</u> <u>257.319(6)</u> |
| <u>MCL</u> <u>750.479a(2), (3), (6)</u> | Third- and fourth-degree fleeing and eluding | 1-year hard suspension | <u>MCL</u> <u>257.319(2)(e)</u> |
| <u>MCL</u> <u>750.479a(4), (5), (7)</u> | First- and second-degree fleeing and eluding | Minimum 1-year revocation | <u>MCL</u> <u>257.303(2)(f), (4)(a)</u> |
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| Various | Negligent homicide, manslaughter, or murder with a vehicle | Minimum 1-year revocation | <u>MCL</u> <u>257.303(2)(e), (4)(a)</u> |

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| Various | Unlicensed driver guilty, responsible or received a juvenile disposition of 2 or more moving violations | Ineligible for license for 3 years | <u>MCL</u> 257.303 (1)(g) |
| Various | Unlicensed driver guilty, responsible or received a juvenile disposition of 1 crime described in <u>MCL</u> 257.319, .324, or .904 | Ineligible for license for time period they would have been suspend pursuant to statute | <u>MCL</u> 257.303 (1)(j) |
| Various | 2 or more of the following: <u>MCL</u> 257.626 , Felony involving motor vehicle, <u>MCL</u> 257.601b (2), (3), .601c (1), (2), .602a (4), (5), .617 , .653a (3), (4), .904 (4), (5), negligent homicide, manslaughter, or murder with a motor vehicle, <u>MCL</u> 750.479a (4), (5) | Minimum 1-year revocation | <u>MCL</u> 257.303 (2), (4)(a) |
| Various | Felony in which a motor vehicle is used | 1-year hard suspension | <u>MCL</u> 257.319 (2)(d) |
| Various | Perjury under Motor Vehicle Code to Secretary of | 1st offense: 90-day hard suspension; 2d offense (in 7 years): | <u>MCL</u> 257.319 (5) |

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| | State | 1-year hard suspension | |
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