



# SENATE BILL No. 1078

September 8, 2016, Introduced by Senators O'BRIEN and KNEZEK and referred to the Committee on Judiciary.

A bill to amend 2006 PA 384, entitled  
"Driver education provider and instructor act,"  
by amending section 37 (MCL 256.657), as amended by 2014 PA 317.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 37. (1) A segment 1 curriculum shall include both  
2 classroom and behind-the-wheel driver education course experience.  
3 The classroom instruction and behind-the-wheel instruction shall be  
4 integrated, relate to each other, and meet the following  
5 requirements:

6           (a) Each student shall receive not less than 24 hours of  
7 classroom instruction. Classroom instruction shall be scheduled to  
8 occur as follows:

9           (i) Classroom instruction shall occur not more than 2 hours

1 per day.

2 (ii) Classroom instruction shall occur over the course of 3 or  
3 more weeks.

4 (iii) Classroom instruction of 4 or more hours shall be  
5 received before the student begins to receive behind-the-wheel  
6 instruction.

7 (iv) Classroom instruction shall include **3 OR MORE HOURS OF**  
8 information concerning the laws pertaining to bicycles and  
9 motorcycles and shall emphasize awareness of their operation on the  
10 streets, roads, and highways of this state.

11 (v) Behind-the-wheel instruction of 3 or more hours shall be  
12 completed before classroom instruction terminates.

13 (b) Each student shall receive not less than 6 hours of  
14 behind-the-wheel instruction or substitute hours permitted under  
15 this subsection. Behind-the-wheel instruction shall be scheduled to  
16 occur as follows:

17 (i) A student shall receive not more than 1 hour of behind-  
18 the-wheel instruction per day.

19 (ii) Not more than 1 student shall occupy the front seat of  
20 the vehicle with the instructor.

21 (iii) A driver education motor vehicle shall contain not more  
22 than 4 students during behind-the-wheel instruction.

23 (iv) Not later than 3 weeks after the last classroom  
24 instruction has been completed, a student shall complete any  
25 remaining required behind-the-wheel instruction.

26 (v) Except as otherwise provided in this section, a student  
27 may receive instruction while operating a motor vehicle at a

1 multiple vehicle driving facility. One hour of instruction received  
2 at a multiple vehicle driving facility may substitute as credit for  
3 1 hour of behind-the-wheel experience. A maximum of 2 hours of  
4 behind-the-wheel experience can be substituted with instruction  
5 received at a multiple vehicle driving facility.

6 (c) A student shall receive 4 or more hours of behind-the-  
7 wheel observation time.

8 (2) A driver education provider classified for teen driver  
9 training shall not substitute behind-the-wheel instruction with  
10 multiple vehicle driving facility experience until the secretary of  
11 state gives the provider written approval for that substitution as  
12 provided in this act.

13 (3) A driver education provider classified for teen driver  
14 training shall not substitute behind-the-wheel driving experience  
15 with simulator device training.

16 (4) As used in this section:

17 (a) "Integrated" means classroom and behind-the-wheel  
18 instruction scheduled to include a mix of classroom and behind-the-  
19 wheel instruction throughout the duration of the driver education  
20 course, except as otherwise provided in this section.

21 (b) "Observation time" means the time a student in a driver  
22 education course sits in the rear seat of a vehicle and observes  
23 another student in the front seat behind the wheel operating the  
24 controls of the vehicle, responding to driving situations, and with  
25 an instructor sitting in the front seat.

26 (5) This section shall be known and may be cited as the  
27 "Nathan Bower act".

1           Enacting section 1. This amendatory act takes effect 90 days  
2 after the date it is enacted into law.