

HOUSE BILL No. 4503

April 15, 1987, Introduced by Reps. Gnodtke, Bartnik, Stacey, Middaugh, Giese, Hoekman, Alley, Brown, Oxender, Miller, Van Singel, Bender, Randall, Sikkema, Wartner, Bennett, Fitzgerald, Ouwinga, Trim, Weeks, Law, Strand, Rocca, Maynard, Lynn Owen, Bandstra and Varga and referred to the Committee on Insurance.

A bill to amend sections 216 and 226 of Act No. 300 of the Public Acts of 1949, entitled as amended

"Michigan vehicle code,"

section 216 as amended by Act No. 32 of the Public Acts of 1985 and section 226 as amended by Act No. 311 of the Public Acts of 1986, being sections 257.216 and 257.226 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 216 and 226 of Act No. 300 of the
2 Public Acts of 1949, section 216 as amended by Act No. 32 of the
3 Public Acts of 1985 and section 226 as amended by Act No. 311 of
4 the Public Acts of 1986, being sections 257.216 and 257.226 of
5 the Michigan Compiled Laws, are amended to read as follows:

6 Sec. 216. Every motor vehicle, trailer coach, trailer,
7 semitrailer, and pole trailer, when driven or moved upon a

1 highway, shall be subject to the registration and certificate of
2 title provisions of this act except the following:

3 (a) A vehicle driven or moved upon a highway in conformance
4 with the provisions of this act relating to manufacturers, trans-
5 porters, dealers, or nonresidents, OTHER THAN A VEHICLE DESCRIBED
6 IN SECTION 226(9)(B).

7 (b) A vehicle which is driven or moved upon a highway only
8 for the purpose of crossing that highway from 1 property to
9 another.

10 (c) An implement of husbandry.

11 (d) Special mobile equipment for which the secretary of
12 state may issue a special registration to an individual, partner-
13 ship, corporation, or association not licensed as a dealer to
14 identify the equipment when being moved over the streets and
15 highways upon payment of the required fee.

16 (e) A vehicle which is propelled exclusively by electric
17 power obtained from overhead trolley wires though not operated
18 upon rails.

19 (f) Any vehicle subject to registration, but owned by the
20 government of the United States.

21 (g) A certificate of title need not be obtained for a trail-
22 er, semitrailer, or pole trailer weighing less than 2,500 pounds
23 respectively.

24 (h) A vehicle driven or moved upon the highway only for the
25 purpose of securing a weight receipt from a weighmaster as is
26 required in section 801, or for obtaining a vehicle inspection by

1 a law enforcement agency before titling or registration, and then
2 only by the most direct route.

3 (i) A certificate of title need not be obtained for a vehi-
4 cle owned by a manufacturer or dealer and held for sale, even
5 though incidentally moved on the highway or used for purposes of
6 testing or demonstration.

7 (j) A bus or school bus, as defined in section 4b or 57,
8 which is not self-propelled and used exclusively as a construc-
9 tion shanty.

10 (k) A certificate of title need not be obtained for a
11 moped.

12 Sec. 226. (1) A vehicle registration issued by the secre-
13 tary of state shall expire on the owner's birthday, unless
14 another expiration date is provided for under this act or unless
15 the registration is for the following vehicles, in which case
16 registration shall expire on the last day of February:

17 (a) A commercial vehicle other than a pickup truck or van
18 owned by an individual.

19 (b) A trailer or semitrailer owned by a business, corpora-
20 tion, or person other than an individual; or a pole trailer.

21 (2) The expiration date for a registration issued to a
22 motorcycle shall be March 31.

23 (3) The expiration date for a registration bearing the let-
24 ters "SEN" or "REP" shall be February 1.

25 (4) In the case of a vehicle owned by a business, corpora-
26 tion, or an owner other than an individual, the secretary of

1 state may assign or reassign the expiration date of the
2 registration.

3 (5) The secretary of state shall:

4 (a) After December 31, 1982, if the year designated on the
5 registration is 1984, or after the October 1 immediately preced-
6 ing the year designated on the registration for all years other
7 than 1984, issue a registration upon application and payment of
8 the proper fee for a commercial vehicle, other than a pickup or
9 van owned by an individual; a trailer owned by a business, corpo-
10 ration, or person other than an individual.

11 (b) On or after January 1 of the year designated on an
12 international registration plan registration plate, issue a reg-
13 istration under section 801g upon application and payment of the
14 proper apportioned fee for a commercial vehicle engaged in inter-
15 state commerce.

16 (c) After the February 14 immediately preceding the year
17 designated on a registration, issue a registration upon applica-
18 tion and payment of the proper fee for a motorcycle.

19 (d) Beginning 45 days before the owner's birthday and 90
20 days before the expiration date assigned by the secretary of
21 state, issue a registration for a vehicle other than those desig-
22 nated in subsection (1)(a) or (b). However, if an owner whose
23 registration period begins 45 days before his or her birthday
24 will be out of the state during the 45 days immediately preceding
25 expiration of a registration or for other good cause shown cannot
26 apply for a renewal registration within the 45-day period,

1 application for a renewal registration may be made not more than
2 6 months before expiration.

3 (6) Except as otherwise provided in this subsection, the
4 secretary of state, upon application and payment of the proper
5 fee, shall issue a registration for a vehicle to a resident which
6 shall expire on the owner's birthday. If the owner's next birth-
7 day is at least 6 months but not more than 12 months in the
8 future, the owner shall receive a registration valid until the
9 owner's next birthday. If the owner's next birthday is less than
10 6 months in the future, the owner shall receive a registration
11 valid until the owner's birthday following the owner's next
12 birthday. The tax required under this act for a registration
13 described in this section shall bear the same relationship to the
14 tax required under section 801 for a 12-month registration as the
15 length of time of the registration bears to 12 months. Partial
16 months shall be considered as whole months in the calculation of
17 the required tax and in the determination of the length of time
18 between the application for a registration and the owner's next
19 birthday. The tax required for that registration shall be
20 rounded off to whole dollars as provided in section 801.

21 (7) A certificate of title shall remain valid until canceled
22 by the secretary of state for cause or upon a transfer of an
23 interest shown on the certificate of title.

24 (8) The secretary of state, upon request, shall issue spe-
25 cial registration for commercial vehicles, valid for 6 months
26 after the date of issue, if the full registration fee exceeds

1 \$50.00, on the payment of 1/2 the full registration fee and a
2 service charge as enumerated in section 802(1).

3 (9) The secretary of state: ~~may issue a special~~
4 ~~registration.~~

5 (a) ~~For~~ MAY ISSUE A SPECIAL REGISTRATION FOR a new vehicle
6 purchased outside of this state and delivered in this state to
7 the purchaser by the manufacturer of that vehicle for removal to
8 a place outside of this state, if a certification is made that
9 the vehicle will be primarily used, stored, and registered out-
10 side of this state and will not be returned to this state by the
11 purchaser for use or storage.

12 (b) ~~For~~ SHALL ISSUE A SPECIAL REGISTRATION FOR a vehicle
13 purchased in this state and delivered to the purchaser by a
14 dealer or by the owner of the vehicle for removal to a place out-
15 side of this state, if a certification is made that the vehicle
16 will be primarily used, stored, and registered outside of this
17 state and will not be returned to this state by the purchaser for
18 use or storage. AN APPLICATION FOR A SPECIAL REGISTRATION UNDER
19 THIS SUBDIVISION SHALL BE ACCOMPANIED BY PROOF OF VEHICLE INSUR-
20 ANCE IN A FORM DETERMINED BY THE SECRETARY OF STATE.

21 (10) A special registration issued under subsection (9)
22 shall be valid for not more than 30 days after the date of issu-
23 ance and a fee shall be collected for each special registration
24 as provided in section 802(3). The special registration may be
25 in the form determined by the secretary of state. If a dealer
26 makes a retail sale of a vehicle to a purchaser who is qualified
27 and eligible to obtain a special registration, the dealer shall

1 make application for the special registration for the purchaser.
2 If a person other than a dealer sells a vehicle to a purchaser
3 who is qualified and eligible to obtain a special registration,
4 the purchaser shall appear in person, or by a person exercising
5 the purchaser's power of attorney, at an office of the secretary
6 of state and furnish a certification that the person is the bona
7 fide purchaser or that the person has granted the power of attor-
8 ney, together with other forms required for the issuance of the
9 special registration. The certification required in this section
10 shall contain the following: the address of the purchaser; a
11 statement that the vehicle is purchased for registration outside
12 of this state; a statement that the vehicle shall be primarily
13 used, stored, and registered outside of this state; the name of
14 the jurisdiction in which the vehicle is to be registered; and
15 other information desired by the secretary of state.

16 Section 2. This amendatory act shall not take effect unless
17 Senate Bill No. _____ or House Bill No. 4502 (request
18 no. 01338'87 a) of the 84th Legislature is enacted into law.