

HOUSE BILL No. 4541

March 13, 1991, Introduced by Reps. Profit, DeMars, Byrum, Wallace, Dobronski, Joe Young, Jr., Olshove and Harder and referred to the Committee on Military and Veterans' Affairs.

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

"Michigan vehicle code,"

as amended by Act No. 299 of the Public Acts of 1989, being section 257.226 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 226 of Act No. 300 of the Public Acts of
2 1949, as amended by Act No. 299 of the Public Acts of 1989, being
3 section 257.226 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 226. (1) A vehicle registration issued by the secre-
6 tary of state expires on the owner's birthday, unless another
7 expiration date is provided for under this act or unless the
8 registration is for the following vehicles, in which case
- 9 registration expires on the last day of February:

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

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

5 (2) The expiration date for a registration issued for a
6 motorcycle is March 31.

7 (3) The expiration date for a registration bearing the let-
8 ters "SEN" or "REP" is February 1.

9 (4) In the case of a vehicle owned by a business, corpora-
10 tion, or an owner other than an individual, the secretary of
11 state may assign or reassign the expiration date of the
12 registration.

13 (5) The secretary of state shall do all of the following:

14 (a) After December 31, 1982, if the year designated on the
15 registration is 1984, after December 31, 1987, if the registra-
16 tion expired on February 28, 1989, or after the October 1 immedi-
17 ately preceding the year designated on the registration for all
18 years other than 1984 or 1989, issue a registration upon applica-
19 tion and payment of the proper fee for a commercial vehicle,
20 other than a pickup or van owned by an individual; or a trailer
21 owned by a business, corporation, or person other than an
22 individual.

23 (b) On or after January 1 of the year designated on an
24 international registration plan registration plate, issue a reg-
25 istration under section 801g upon application and payment of the
26 proper apportioned fee for a commercial vehicle engaged in
27 interstate commerce.

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

4 (d) Beginning 45 days before the owner's birthday and 120
5 days before the expiration date assigned by the secretary of
6 state, issue a registration for a vehicle other than those desig-
7 nated in subsection (1)(a) or (b). However, if an owner whose
8 registration period begins 45 days before his or her birthday
9 will be out of the state during the 45 days immediately preceding
10 expiration of a registration or for other good cause shown cannot
11 apply for a renewal registration within the 45-day period, appli-
12 cation for a renewal registration may be made not more than 6
13 months before expiration. AN OWNER OF A VEHICLE WHO WAS A MEMBER
14 OF THE MICHIGAN NATIONAL GUARD, THE UNITED STATES ARMED FORCES
15 RESERVE, OR ANY BRANCH OF THE ARMED SERVICES OF THE UNITED
16 STATES, WHO WAS CALLED TO ACTIVE DUTY DURING THE PERSIAN GULF
17 WAR, AND WHOSE EXPIRATION DATE FOR A CERTIFICATE OF REGISTRATION
18 OCCURRED WHILE THE OWNER WAS ON ACTIVE DUTY IN THE PERSIAN GULF
19 WAR, MAY APPLY FOR A RENEWAL REGISTRATION WITHIN 30 DAYS AFTER
20 HIS OR HER RELEASE FROM ACTIVE DUTY OR HOSPITALIZATION AS A
21 RESULT OF INJURY RECEIVED WHILE ON ACTIVE DUTY OR WITHIN 30 DAYS
22 AFTER RETURN FROM ACTIVE DUTY SERVICE IN THE PERSIAN GULF. THE
23 REGISTRATION TAX REQUIRED BY SECTION 801 SHALL NOT BE IMPOSED FOR
24 THIS RENEWAL ONLY.

25 (6) Except as otherwise provided in this subsection, the
26 secretary of state, upon application and payment of the proper
27 fee, shall issue a registration for a vehicle to a resident which

1 shall expire on the owner's birthday. If the owner's next
2 birthday is at least 6 months but not more than 12 months in the
3 future, the owner shall receive a registration valid until the
4 owner's next birthday. If the owner's next birthday is less than
5 6 months in the future, the owner shall receive a registration
6 valid until the owner's birthday following the owner's next
7 birthday. The tax required under this act for a registration
8 described in this subsection shall bear the same relationship to
9 the tax required under section 801 for a 12-month registration as
10 the length of time of the registration bears to 12 months.

11 Partial months shall be considered as whole months in the calcu-
12 lation of the required tax and in the determination of the length
13 of time between the application for a registration and the
14 owner's next birthday. The tax required for that registration
15 shall be rounded off to whole dollars as provided in section
16 801.

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

20 (8) The secretary of state, upon request, shall issue spe-
21 cial registration for commercial vehicles, valid for 6 months
22 after the date of issue, if the full registration fee exceeds
23 \$50.00, on the payment of 1/2 the full registration fee and a
24 service charge as enumerated in section 802(1).

25 (9) The secretary of state may issue a special registration
26 for each of the following:

1 (a) A new vehicle purchased outside of this state and
2 delivered in this state to the purchaser by the manufacturer of
3 that vehicle for removal to a place outside of this state, if a
4 certification is made that the vehicle will be primarily used,
5 stored, and registered outside of this state and will not be
6 returned to this state by the purchaser for use or storage.

7 (b) A vehicle purchased in this state and delivered to the
8 purchaser by a dealer or by the owner of the vehicle for removal
9 to a place outside of this state, if a certification is made that
10 the vehicle will be primarily used, stored, and registered out-
11 side of this state and will not be returned to this state by the
12 purchaser for use or storage.

13 (10) A special registration issued under subsection (9) is
14 valid for not more than 30 days after the date of issuance, and a
15 fee shall be collected for each special registration as provided
16 in section 802(3). The special registration may be in the form
17 determined by the secretary of state. If a dealer makes a retail
18 sale of a vehicle to a purchaser who is qualified and eligible to
19 obtain a special registration, the dealer shall apply for the
20 special registration for the purchaser. If a person other than a
21 dealer sells a vehicle to a purchaser who is qualified and eligi-
22 ble to obtain a special registration, the purchaser shall appear
23 in person, or by a person exercising the purchaser's power of
24 attorney, at an office of the secretary of state and furnish a
25 certification that the person is the bona fide purchaser or that
26 the person has granted the power of attorney, together with other
27 forms required for the issuance of the special registration. The

1 certification required in this subsection shall contain all of
2 the following:

3 (a) The address of the purchaser.

4 (b) A statement that the vehicle is purchased for registra-
5 tion outside of this state.

6 (c) A statement that the vehicle shall be primarily used,
7 stored, and registered outside of this state.

8 (d) The name of the jurisdiction in which the vehicle is to
9 be registered.

10 (e) Other information desired by the secretary of state.

11 (11) Upon request, the secretary of state may issue a regis-
12 tration valid for 6 months after the date of issuance for use on
13 a trailer or semitrailer weighing 1,500 pounds or less and that
14 is used for recreational purposes, upon payment of 1/2 the full
15 registration fee imposed under section 801(1)(4).

16 (12) The secretary of state may issue a special registration
17 for a new motor vehicle purchased in this state and delivered to
18 the purchaser by a dealer or manufacturer of that vehicle for
19 removal to a foreign country. A special registration issued
20 under this subsection shall be valid for not more than 90 days
21 after the date of issuance. A fee shall be collected for each
22 special registration as provided in section 802(12). The special
23 registration shall be in a form determined by the secretary of
24 state. When a dealer makes a retail sale of a new motor vehicle
25 to a purchaser who is eligible to obtain a special registration,
26 the dealer shall apply for the special registration on behalf of
27 the purchaser. If a manufacturer sells a vehicle to a purchaser

1 who is eligible to obtain a special registration, the purchaser
2 shall appear in person, or by a person exercising the purchaser's
3 power of attorney, at an office of the secretary of state and
4 furnish a certification that the person is the bona fide pur-
5 chaser or that the person has the purchaser's power of attorney,
6 together with other forms required for the issuance of the spe-
7 cial registration. The certification required in this section
8 shall also contain the following: the name and address of the
9 purchaser; the name and address of the person exercising the
10 power of attorney, if any; a statement that the vehicle is pur-
11 chased for registration in a foreign country; a statement that
12 the vehicle shall be primarily used, stored, and registered out-
13 side of this country and will not be returned to this state by
14 the purchaser for use or storage; the name of the jurisdiction in
15 which the vehicle is to be registered; and other information
16 required by the secretary of state.