



HOUSE BILL No. 5444

March 24 1994 Introduced by Reps DeLange London Voorhees Gernaat Dalman
Bandstra Stille Hammerstrom Kukuk and Rhead and referred to the Committee on Taxation

A bill to amend Act No 119 of the Public Acts of 1980,
entitled
'Motor carrier fuel tax act,
as amended, being sections 207 211 to 207 235 of the Michigan
Compiled Laws, by adding section 2a

THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Act No 119 of the Public Acts of 1980, as
2 amended, being sections 207 211 to 207 235 of the Michigan
3 Compiled Laws, is amended by adding section 2a to read as
4 follows

5 SEC 2A (1) THE DEPARTMENT, ON BEHALF OF THIS STATE, MAY
6 ENTER INTO RECIPROCAL AGREEMENTS PROVIDING FOR THE IMPOSITION OF
7 MOTOR FUEL TAXES ON AN APPORTIONMENT OR ALLOCATION BASIS WITH THE
8 PROPER AUTHORITY OF ANY STATE, ANY COMMONWEALTH, THE DISTRICT OF
9 COLUMBIA, A STATE OR PROVINCE OF A FOREIGN COUNTRY, OR A

1 TERRITORY OR POSSESSION OF EITHER THE UNITED STATES OR OF A
2 FOREIGN COUNTRY

3 (2) TO IMPLEMENT THIS SECTION, THE DEPARTMENT MAY ENTER INTO
4 AND BECOME A MEMBER OF THE BASE STATE FUEL TAX AGREEMENT OR ANY
5 OTHER FUEL TAX AGREEMENT PLAN DEVELOPED BY THE NATIONAL GOVERNORS
6 ASSOCIATION

7 (3) THE DEPARTMENT MAY PROMULGATE RULES TO CARRY OUT AND
8 ENFORCE THE PROVISIONS OF THE BASE STATE FUEL TAX AGREEMENT OR
9 ANY OTHER AGREEMENT ENTERED INTO UNDER THIS SECTION RULES
10 PROMULGATED UNDER THIS SUBSECTION SHALL BE PROMULGATED PURSUANT
11 TO THE ADMINISTRATIVE PROCEDURES ACT OF 1969, ACT NO 306 OF THE
12 PUBLIC ACTS OF 1969, BEING SECTIONS 24 201 TO 24 328 OF THE
13 MICHIGAN COMPILED LAWS

14 (4) IF THE DEPARTMENT ENTERED INTO THE BASE STATE FUEL TAX
15 AGREEMENT OR INTO ANY OTHER AGREEMENT UNDER THIS SECTION, AND IF
16 THE PROVISIONS SET FORTH IN THAT AGREEMENT OR OTHER AGREEMENTS
17 ARE DIFFERENT FROM THIS ACT, THEN THE PROVISIONS OF THE AGREEMENT
18 SHALL CONTROL

19 (5) THIS SECTION CONSTITUTES COMPLETE AUTHORITY FOR THE
20 IMPOSITION OF MOTOR FUEL TAXES UPON AN APPORTIONMENT OR ALLOCA-
21 TION BASIS