



HOUSE BILL No. 4711

April 25, 1995, Introduced by Reps. Alley, Middaugh, Sikkema, Gnodtke, Byl, McManus, Bodem, Munsell, Hill, Freeman, Murphy, DeHart, Schroer, Brater and Wetters and referred to the Committee on Conservation, Environment and Great Lakes.

A bill to amend section 6 of Act No. 319 of the Public Acts of 1975, entitled as amended

"An act to provide for the titling, licensure, and regulation of off-road recreation vehicles; to create certain funds; to create certain advisory bodies and to prescribe their powers and duties; to prescribe powers and duties of certain officers, agencies, and institutions; to provide certain tort immunity for certain governmental agencies under certain circumstances; to repeal certain parts of this act on a specific date; and to provide penalties and remedies,"

as amended by Act No. 71 of the Public Acts of 1990, being section 257.1606 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 6 of Act No. 319 of the Public Acts of
2 1975, as amended by Act No. 71 of the Public Acts of 1990, being
3 section 257.1606 of the Michigan Compiled Laws, is amended to
4 read as follows:

1 Sec. 6. (1) The owner of an ORV requiring licensure under
2 this act shall file an application for a license with the
3 department or a dealer on forms provided by the department. If
4 an ORV is sold by a dealer, the application for a license shall
5 be submitted to the department by the dealer in the name of the
6 owner. The application shall be signed by the owner of the vehi-
7 cle, and shall be accompanied by a fee of \$7.00 beginning
8 April 1, 1991, \$8.00 beginning April 1, 1993, ~~and~~ \$10.00 begin-
9 ning April 1, 1995, AND \$16.25 BEGINNING APRIL 1, 1996, and
10 thereafter. A person shall not file an application for registra-
11 tion that contains false information. Upon receipt of the appli-
12 cation in approved form and upon payment of the appropriate fee,
13 the department or dealer shall issue to the applicant a license
14 which shall be valid for the 12-month period for which it is
15 issued. A license shall be issued for the 12-month period begin-
16 ning April 1 and ending March 31 each year.

17 (2) Dealers may purchase from the department ORV licenses
18 for resale to owners of vehicles requiring licensure under this
19 act. The department shall refund to dealers the purchase price
20 of any ORV licenses returned within 90 days after the end of the
21 12-month period for which they were valid. The dealer shall
22 maintain and provide to the department records of ORV license
23 sales on forms provided by the department. IN ADDITION TO THE
24 SALE OF ORV LICENSES, A DEALER ENGAGED IN THE SALE, LEASE, OR
25 RENTAL OF ORVS AS A REGULAR BUSINESS MAY SELL ANY OTHER LICENSE
26 OR PERMIT AUTHORIZED BY THE DEPARTMENT TO BE SOLD BY OTHER
27 DEALERS UNDER THE STATUTES OF THIS STATE.

1 (3) The license shall be permanently attached to the vehicle
2 in the manner prescribed and in the location designated by the
3 department before the vehicle may legally be operated in accord-
4 ance with this act.

5 (4) If at the time of sale the purchaser certifies on a form
6 provided by the department that the purchased vehicle otherwise
7 requiring a license under this act will be used and stored out-
8 side of this state and will not be returned by the purchaser to
9 this state for use, then a license will not be required.