

**SENATE BILL NO. 817**

December 2, 1997, Introduced by Senator BERRYMAN and referred to the Committee on Transportation and Tourism.

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 801b (MCL 257.801b), as amended by 1986 PA 311.

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

1       Sec. 801b. (1) If a person, through error either on his or  
2 her own part or that of the secretary of state, pays the specific  
3 tax required by section 801 or 802 more than once on the same  
4 equipment, the secretary of state, upon application and satisfac-  
5 tory proof, shall refund the amount paid in error. A claim shall  
6 be filed within 1 year after the date of payment and verified by  
7 the secretary of state before a refund is made. If an applica-  
8 tion for a dealer license provided for in section 248 is  
9 withdrawn by the applicant or the applicant's heir, before  
10 issuance of the dealer license, the fees that accompanied the

1 application under sections 803, 803a, and 807 may be refunded by  
2 the secretary of state upon application and satisfactory proof.

3 (2) If a person's license to drive a motor vehicle is  
4 revoked, suspended, or denied for medical or physical reasons,  
5 the person may return the registration plates and obtain a refund  
6 on the plates prorated on a monthly basis for the time period  
7 remaining in the registration year from the date the plates are  
8 returned. However, the refund shall not exceed the original reg-  
9 istration fee.

10 (3) THE OWNER OF A REGISTERED VEHICLE WHO SELLS, TRANSFERS,  
11 OR ASSIGNS TITLE TO OR INTEREST IN THE VEHICLE WITHIN 6 MONTHS  
12 AFTER PURCHASE OF THE VEHICLE AND DOES NOT ACQUIRE ANOTHER VEHI-  
13 CLE WITHIN THE 12-MONTH REGISTRATION PERIOD MAY OBTAIN A REFUND  
14 PRORATED ON A MONTHLY BASIS FOR THE TIME PERIOD REMAINING IN THE  
15 REGISTRATION YEAR FROM THE DATE THE PLATES ARE RETURNED.  
16 HOWEVER, THE REFUND SHALL NOT EXCEED THE ORIGINAL REGISTRATION  
17 FEE.

18 (4) ~~-(3)-~~ Upon the death of a spouse, the surviving spouse  
19 may return registration plates and obtain a refund on the plates  
20 prorated on a monthly basis for the time period remaining in the  
21 registration year from the date the plates are returned.  
22 However, the refund shall not exceed the original registration  
23 fee.

24 (5) ~~-(4)-~~ The owner of a registered vehicle who transfers or  
25 assigns title or interest in that registered vehicle before plac-  
26 ing upon the registered vehicle the registration plates or tabs  
27 issued for that registered vehicle may obtain a refund in full

1 from the secretary of state for the registration plates or tabs.  
2 Registration plates, or tabs issued for 1978 and thereafter shall  
3 be returned by the owner within 30 days following the date of  
4 transfer or assignment.

5 ~~(5) The owner of a vehicle registered pursuant to section~~  
6 ~~801d(2) who transfers or assigns title or interest in the vehicle~~  
7 ~~may obtain a refund on the registration for each unused, whole~~  
8 ~~registration period remaining on the registration from the date~~  
9 ~~the plates are returned and the application for a refund is~~  
10 ~~made.~~

11 (6) In the case of an original application for registration  
12 plates issued under section 217a or 803b, the secretary of state  
13 shall issue a refund prorated on a monthly basis from the date of  
14 application for the time period remaining in the previously  
15 issued registration, if an application for the refund is made and  
16 satisfactory proof is presented to the secretary of state. A  
17 refund shall not be made if the amount due is less than \$5.00.

18 (7) In the case of an original application for the registra-  
19 tion plates bearing the letters "SEN" or "REP", the secretary of  
20 state shall issue a refund prorated on a monthly basis from the  
21 date of application for the time period remaining in the previ-  
22 ously issued registration.

23 (8) In the case of an original application and issuance of  
24 an international registration plan registration plate under sec-  
25 tion 801g, the secretary of state shall make a refund as a credit  
26 prorated on a monthly basis from the date of application for the  
27 months remaining for the previously issued registration on the

1 same vehicle, if an application for the refund as a credit is  
2 made and satisfactory proof of eligibility is presented to the  
3 secretary of state. A refund as a credit shall not exceed the  
4 total amount of the Michigan apportioned fees assessed for the  
5 plates issued under section 801g nor be made if the amount due is  
6 less than \$5.00. For the purpose of this subsection, a month  
7 shall mean 30 consecutive days and a partial month shall be con-  
8 sidered as a whole month.