



# HOUSE BILL No. 5669

April 20, 2000, Introduced by Reps. Green, Sheltroun, Julian, Kukuk, Ehardt, Spade, Van Woerkom, Rick Johnson, Richardville and Koetje and referred to the Committee on Transportation.

A bill to amend 1949 PA 300, entitled  
"Michigan vehicle code,"  
by amending section 801 (MCL 257.801), as amended by 2000 PA 47.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 801. (1) The secretary of state shall collect the fol-  
2       lowing taxes at the time of registering a vehicle, which shall  
3       exempt the vehicle from all other state and local taxation,  
4       except the fees and taxes provided by law to be paid by certain  
5       carriers operating motor vehicles and trailers under the motor  
6       carrier act, 1933 PA 254, MCL 475.1 to 479.43; the taxes imposed  
7       by the motor carrier fuel tax act, 1980 PA 119, MCL 207.211 to  
8       207.234; and except as otherwise provided by this act:

9       (a) For a motor vehicle, including a motor home, except as  
10      otherwise provided, and a pickup truck or van, which pickup truck  
11      or van weighs not more than 5,000 pounds and is not taxed under

1 subdivision (p), except as otherwise provided, according to the  
 2 following schedule of empty weights:

3	Empty weights	Fee
4	0 to 3,000 pounds.....	\$ 29.00
5	3,001 to 3,500 pounds.....	32.00
6	3,501 to 4,000 pounds.....	37.00
7	4,001 to 4,500 pounds.....	43.00
8	4,501 to 5,000 pounds.....	47.00
9	5,001 to 5,500 pounds.....	52.00
10	<del>5,501</del> 5,501 to 6,000 pounds.....	57.00
11	6,001 to 6,500 pounds.....	62.00
12	6,501 to 7,000 pounds.....	67.00
13	7,001 to 7,500 pounds.....	71.00
14	7,501 to 8,000 pounds.....	77.00
15	8,001 to 8,500 pounds.....	81.00
16	8,501 to 9,000 pounds.....	86.00
17	9,001 to 9,500 pounds.....	91.00
18	9,501 to 10,000 pounds.....	95.00
19	over 10,000 pounds.....	\$ 0.90 per 100 pounds
20	of empty weight	

21 On October 1, 1983, and October 1, 1984, the tax assessed  
 22 under this subdivision shall be annually revised for the regis-  
 23 trations expiring on the appropriate October 1 or after that date  
 24 by multiplying the tax assessed in the preceding fiscal year  
 25 times the personal income of Michigan for the preceding calendar  
 26 year divided by the personal income of Michigan for the calendar

1 year which preceded that calendar year. In performing the  
2 calculations under this subdivision, the secretary of state shall  
3 use the spring preliminary report of the United States department  
4 of commerce or its successor agency. A van which is owned by a  
5 person who uses a wheelchair or by a person who transports a res-  
6 ident of his or her household who uses a wheelchair and for which  
7 registration plates are issued pursuant to section 803d shall be  
8 assessed at the rate of 50% of the tax provided for in this  
9 subdivision.

10 (b) For a trailer coach attached to a motor vehicle 76 cents  
11 per 100 pounds of empty weight of the trailer coach. A trailer  
12 coach not under 1959 PA 243, MCL 125.1035 to 125.1043, and while  
13 located on land otherwise assessable as real property under the  
14 general property tax act, 1893 PA 206, MCL 211.1 to 211.157, if  
15 the trailer coach is used as a place of habitation, and whether  
16 or not permanently affixed to the soil, shall not be exempt from  
17 real property taxes.

18 (c) For a road tractor, truck, or truck tractor owned OR  
19 LEASED by a farmer and used exclusively in connection with ~~the~~  
20 ~~farmer's~~ A farming ~~operations~~ OPERATION, INCLUDING A FARMER  
21 HAULING FARM PRODUCTS, LIVESTOCK, OR FARM EQUIPMENT AND SUPPLIES  
22 FOR OTHER FARMERS FOR REMUNERATION IN KIND OR IN LABOR, BUT NOT  
23 FOR MONEY, or used for the transportation of the farmer and the  
24 farmer's family, and not used for hire, 74 cents per 100 pounds  
25 of empty weight of the road tractor, truck, or truck tractor. If  
26 the road tractor, truck, or truck tractor owned by a farmer is  
27 also used for a nonfarming operation, the farmer shall be subject

1 to the highest registration tax applicable to the nonfarm use of  
2 the vehicle but shall not be subject to more than 1 tax rate  
3 under this act.

4 (d) For a road tractor, truck, or truck tractor owned by a  
5 wood harvester and used exclusively in connection with the wood  
6 harvesting operations or a truck used exclusively to haul milk  
7 from the farm to the first point of delivery, 74 cents per 100  
8 pounds of empty weight of the road tractor, truck, or truck  
9 tractor. A registration secured by payment of the fee as pre-  
10 scribed in this subdivision shall continue in full force and  
11 effect until the regular expiration date of the registration. As  
12 used in this subdivision, "wood harvester" includes the person or  
13 persons hauling and transporting raw materials only from the  
14 forest to the mill site. "Wood harvesting operations" does not  
15 include the transportation of processed lumber.

16 (e) For a hearse or ambulance used exclusively by a licensed  
17 funeral director in the general conduct of the licensee's funeral  
18 business, including a hearse or ambulance whose owner is engaged  
19 in the business of leasing or renting the hearse or ambulance to  
20 others, \$1.17 per 100 pounds of the empty weight of the hearse or  
21 ambulance.

22 (f) For a motor vehicle owned and operated by this state, a  
23 state institution, a municipality, a privately incorporated, non-  
24 profit volunteer fire department, or a nonpublic, nonprofit col-  
25 lege or university, \$5.00 per set; and for each motor vehicle  
26 operating under municipal franchise, weighing less than 2,500  
27 pounds, 65 cents per 100 pounds of the empty weight of the motor

1 vehicle, weighing from 2,500 to 4,000 pounds, 80 cents per 100  
2 pounds of the empty weight of the motor vehicle, weighing 4,001  
3 to 6,000 pounds, \$1.00 per 100 pounds of the empty weight of the  
4 motor vehicle, and weighing over 6,000 pounds, \$1.25 per 100  
5 pounds of the empty weight of the motor vehicle.

6 (g) For a bus including a station wagon, carryall, or simi-  
7 larly constructed vehicle owned and operated by a nonprofit  
8 parents' transportation corporation used for school purposes,  
9 parochial school or society, church Sunday school, or any other  
10 grammar school, or by a nonprofit youth organization or nonprofit  
11 rehabilitation facility; or a motor vehicle owned and operated by  
12 a senior citizen center, \$10.00 per set, if the bus, station  
13 wagon, carryall, or similarly constructed vehicle or motor vehi-  
14 cle is designated by proper signs showing the organization oper-  
15 ating the vehicle.

16 (h) For a vehicle owned by a nonprofit organization and used  
17 to transport equipment for providing dialysis treatment to chil-  
18 dren at camp; for a vehicle owned by the civil air patrol, as  
19 organized under sections 1 to 8 of chapter 527, 60 Stat. 346, 36  
20 U.S.C. 201 to 208, \$10.00 per plate, if the vehicle is designated  
21 by a proper sign showing the civil air patrol's name; for a vehi-  
22 cle owned and operated by a nonprofit veterans center; for a  
23 vehicle owned and operated by a nonprofit recycling center or a  
24 federally recognized nonprofit conservation organization until  
25 December 31, 2000; for a motor vehicle having a truck chassis and  
26 a locomotive or ship's body which is owned by a nonprofit  
27 veterans organization and used exclusively in parades and civic

1 events; or for an emergency support vehicle used exclusively for  
 2 emergencies and owned and operated by a federally recognized non-  
 3 profit charitable organization, \$10.00 per plate.

4 (i) For each truck owned and operated free of charge by a  
 5 bona fide ecclesiastical or charitable corporation, or red cross,  
 6 girl scout, or boy scout organization, 65 cents per 100 pounds of  
 7 the empty weight of the truck.

8 (j) For each truck, weighing 8,000 pounds or less, and not  
 9 used to tow a vehicle, for each privately owned truck used to tow  
 10 a trailer for recreational purposes only and not involved in a  
 11 profit making venture, and for each vehicle designed and used to  
 12 tow a mobile home or a trailer coach, except as provided in sub-  
 13 division (b), \$38.00 or an amount computed according to the fol-  
 14 lowing schedule of empty weights, whichever is greater:

15	Empty weights	Per 100 pounds
16	0 to 2,500 pounds.....	\$ 1.40
17	2,501 to 4,000 pounds.....	1.76
18	4,001 to 6,000 pounds.....	2.20
19	6,001 to 8,000 pounds.....	2.72
20	8,001 to 10,000 pounds.....	3.25
21	10,001 to 15,000 pounds.....	3.77
22	15,001 pounds and over.....	4.39

23 If the tax required under subdivision (q) for a vehicle of  
 24 the same model year with the same list price as the vehicle for  
 25 which registration is sought under this subdivision is more than  
 26 the tax provided under the preceding provisions of this

1 subdivision for an identical vehicle, the tax required under this  
 2 subdivision shall not be less than the tax required under subdi-  
 3 vision (q) for a vehicle of the same model year with the same  
 4 list price.

5 (k) For each truck weighing 8,000 pounds or less towing a  
 6 trailer or any other combination of vehicles and for each truck  
 7 weighing 8,001 pounds or more, road tractor or truck tractor,  
 8 except as provided in subdivision (j) according to the following  
 9 schedule of elected gross weights:

10	Elected gross weight	Fee
11	0 to 24,000 pounds.....	\$ 491.00
12	24,001 to 26,000 pounds.....	558.00
13	26,001 to 28,000 pounds.....	558.00
14	28,001 to 32,000 pounds.....	649.00
15	32,001 to 36,000 pounds.....	744.00
16	36,001 to 42,000 pounds.....	874.00
17	42,001 to 48,000 pounds.....	1,005.00
18	48,001 to 54,000 pounds.....	1,135.00
19	54,001 to 60,000 pounds.....	1,268.00
20	60,001 to 66,000 pounds.....	1,398.00
21	66,001 to 72,000 pounds.....	1,529.00
22	72,001 to 80,000 pounds.....	1,660.00
23	80,001 to 90,000 pounds.....	1,793.00
24	90,001 to 100,000 pounds.....	2,002.00
25	100,001 to 115,000 pounds.....	2,223.00

1	115,001 to 130,000 pounds.....	2,448.00
2	130,001 to 145,000 pounds.....	2,670.00
3	145,001 to 160,000 pounds.....	2,894.00
4	over 160,000 pounds.....	3,117.00

5 For each commercial vehicle registered pursuant to this sub-  
6 division \$15.00 shall be deposited in a truck safety fund to be  
7 expended for the purposes prescribed in section 25 of 1951 PA 51,  
8 MCL 247.675.

9 If a truck or road tractor without trailer is leased from an  
10 individual owner-operator, the lessee, whether a person, firm, or  
11 corporation, shall pay to the owner-operator 60% of the fee pre-  
12 scribed in this subdivision for the truck tractor or road tractor  
13 at the rate of 1/12 for each month of the lease or arrangement in  
14 addition to the compensation the owner-operator is entitled to  
15 for the rental of his or her equipment.

16 (l) For each pole trailer, semitrailer, or trailer, accord-  
17 ing to the following schedule of rates:

18	Empty weights	Fee
19	0 to 500 pounds.....	\$ 17.00
20	501 to 1,500 pounds.....	24.00
21	1,501 pounds and over.....	39.00

22 (m) For each commercial vehicle used for the transportation  
23 of passengers for hire except for a vehicle for which a payment  
24 is made under 1960 PA 2, MCL 257.971 to 257.972, according to the  
25 following schedule of empty weights:



1	Empty weights	Per 100 pounds
2	0 to 4,000 pounds.....	\$ 1.76
3	4,001 to 6,000 pounds.....	2.20
4	6,001 to 10,000 pounds.....	2.72
5	10,001 pounds and over.....	3.25

6 (n) For each motorcycle..... \$ 23.00

7 After October 1, 1983, the tax assessed under this subdivi-  
8 sion shall be annually revised for the registrations expiring on  
9 the appropriate October 1 or after that date by multiplying the  
10 tax assessed in the preceding fiscal year times the personal  
11 income of Michigan for the preceding calendar year divided by the  
12 personal income of Michigan for the calendar year which preceded  
13 that calendar year. In performing the calculations under this  
14 subdivision, the secretary of state shall use the spring prelimi-  
15 nary report of the United States department of commerce or its  
16 successor agency.

17 Beginning January 1, 1984, the registration tax for each  
18 motorcycle was increased by \$3.00. The \$3.00 increase is not  
19 considered as part of the tax assessed under this subdivision for  
20 the purpose of the annual October 1 revisions but is in addition  
21 to the tax assessed as a result of the annual October 1  
22 revisions. Beginning January 1, 1984, \$3.00 of each motorcycle  
23 fee shall be placed in a motorcycle safety fund in the state  
24 treasury and shall be used only for funding the motorcycle safety  
25 education program as provided for under sections 312b and 811a.

(o) For each truck weighing 8,001 pounds or more, road tractor, or truck tractor used exclusively as a moving van or part of a moving van in transporting household furniture and household effects or the equipment or those engaged in conducting carnivals, at the rate of 80% of the schedule of elected gross weights in subdivision (k) as modified by the operation of that subdivision.

(p) Until October 1, 1997, for each pickup truck or van, which pickup truck or van weighs not more than 5,000 pounds and is owned by a business, corporation, or person other than an individual, according to the following schedule of empty weights:

Empty weights	Fee
0 to 4,000 pounds.....	\$ 39.00
4,001 to 4,500 pounds.....	44.00
4,501 to 5,000 pounds.....	49.00

(q) After September 30, 1983, each motor vehicle of the 1984 or a subsequent model year as shown on the application required under section 217 that has not been previously subject to the tax rates of this section and that is of the motor vehicle category otherwise subject to the tax schedule described in subdivision (a) and beginning October 1, 1997 each motor vehicle previously subject to the tax schedule described in subdivision (p) according to the following schedule based upon registration periods of 12 months:

(i) Except as otherwise provided in this subdivision, for the first registration, which is not a transfer registration under section 809 and for the first registration after a transfer registration under section 809, according to the following schedule based on the vehicle's list price:

List Price	Tax
\$0 - \$6,000.00.....	\$ 30.00
More than \$6,000.00 - \$7,000.00.....	\$ 33.00
More than \$7,000.00 - \$8,000.00.....	\$ 38.00
More than \$8,000.00 - \$9,000.00.....	\$ 43.00
More than \$9,000.00 - \$10,000.00.....	\$ 48.00
More than \$10,000.00 - \$11,000.00.....	\$ 53.00
More than \$11,000.00 - \$12,000.00.....	\$ 58.00
More than \$12,000.00 - \$13,000.00.....	\$ 63.00
More than \$13,000.00 - \$14,000.00.....	\$ 68.00
More than \$14,000.00 - \$15,000.00.....	\$ 73.00
More than \$15,000.00 - \$16,000.00.....	\$ 78.00
More than \$16,000.00 - \$17,000.00.....	\$ 83.00
More than \$17,000.00 - \$18,000.00.....	\$ 88.00
More than \$18,000.00 - \$19,000.00.....	\$ 93.00
More than \$19,000.00 - \$20,000.00.....	\$ 98.00
More than \$20,000.00 - \$21,000.00.....	\$103.00
More than \$21,000.00 - \$22,000.00.....	\$108.00
More than \$22,000.00 - \$23,000.00.....	\$113.00
More than \$23,000.00 - \$24,000.00.....	\$118.00

1	More than \$24,000.00 - \$25,000.00.....	\$123.00
2	More than \$25,000.00 - \$26,000.00.....	\$128.00
3	More than \$26,000.00 - \$27,000.00.....	\$133.00
4	More than \$27,000.00 - \$28,000.00.....	\$138.00
5	More than \$28,000.00 - \$29,000.00.....	\$143.00
6	More than \$29,000.00 - \$30,000.00.....	\$148.00

7 More than \$30,000.00, the fee of \$148.00 shall be increased  
8 by \$5.00 for each \$1,000.00 increment or fraction of a \$1,000.00  
9 increment over \$30,000.00. If a current fee increases or  
10 decreases as a result of the 1998 amendatory act that added this  
11 sentence, only a vehicle purchased or transferred after January  
12 1, 1999 shall be assessed the increased or decreased fee.

13 (ii) For the second registration, 90% of the tax assessed  
14 under subparagraph (i).

15 (iii) For the third registration, 90% of the tax assessed  
16 under subparagraph (ii).

17 (iv) For the fourth and subsequent registrations, 90% of the  
18 tax assessed under subparagraph (iii).

19 For a vehicle of the 1984 or a subsequent model year that  
20 has been previously registered by a person other than the person  
21 applying for registration or for a vehicle of the 1984 or a sub-  
22 sequent model year that has been previously registered in another  
23 state or country and is registered for the first time in this  
24 state, the tax under this subdivision shall be determined by sub-  
25 tracting the model year of the vehicle from the calendar year for  
26 which the registration is sought. If the result is zero or a  
27 negative figure, the first registration tax shall be paid. If

1 the result is 1, 2, or 3 or more, then, respectively, the second,  
2 third, or subsequent registration tax shall be paid. A van which  
3 is owned by a person who uses a wheelchair or by a person who  
4 transports a resident of his or her household who uses a wheel-  
5 chair and for which registration plates are issued pursuant to  
6 section 803d shall be assessed at the rate of 50% of the tax pro-  
7 vided for in this subdivision.

8 (r) For a wrecker, \$200.00.

9 (s) When the secretary of state computes a tax under this  
10 section, a computation that does not result in a whole dollar  
11 figure shall be rounded to the next lower whole dollar when the  
12 computation results in a figure ending in 50 cents or less and  
13 shall be rounded to the next higher whole dollar when the compu-  
14 tation results in a figure ending in 51 cents or more, unless  
15 specific fees are specified, and may accept the manufacturer's  
16 shipping weight of the vehicle fully equipped for the use for  
17 which the registration application is made. If the weight is not  
18 correctly stated or is not satisfactory, the secretary of state  
19 shall determine the actual weight. Each application for regis-  
20 tration of a vehicle under subdivisions (j) and (m) shall have  
21 attached to the application a scale weight receipt of the vehicle  
22 fully equipped as of the time the application is made. The scale  
23 weight receipt is not necessary if there is presented with the  
24 application a registration receipt of the previous year that  
25 shows on its face the weight of the motor vehicle as registered  
26 with the secretary of state and that is accompanied by a  
27 statement of the applicant that there has not been a structural

1 change in the motor vehicle that has increased the weight and  
2 that the previous registered weight is the true weight.

3 (2) A manufacturer is not exempted under this act from  
4 paying ad valorem taxes on vehicles in stock or bond, except on  
5 the specified number of motor vehicles registered. A dealer is  
6 exempt from paying ad valorem taxes on vehicles in stock or  
7 bond.

8 (3) The fee for a vehicle with an empty weight over 10,000  
9 pounds imposed under subsection (1)(a) and the fees imposed under  
10 subsection (1)(b), (c), (d), (e), (f), (i), (j), (m), (o), and  
11 (q) shall each be increased by \$5.00. This increase shall be  
12 credited to the Michigan transportation fund and used to defray  
13 the costs of processing the registrations under this section.

14 (4) As used in this section:

15 (a) "Gross proceeds" means gross proceeds as defined in sec-  
16 tion 1 of the general sales tax act, 1933 PA 167, MCL 205.51.  
17 However, gross proceeds shall include the value of the motor  
18 vehicle used as part payment of the purchase price as that value  
19 is agreed to by the parties to the sale, as evidenced by the  
20 signed agreement executed pursuant to section 251.

21 (b) "List price" means the manufacturer's suggested base  
22 list price as published by the secretary of state, or the  
23 manufacturer's suggested retail price as shown on the label  
24 required to be affixed to the vehicle under section 3 of the  
25 automobile information disclosure act, Public Law 85-506,  
26 15 U.S.C. 1232, if the secretary of state has not at the time of  
27 the sale of the vehicle published a manufacturer's suggested

1 retail price for that vehicle, or the purchase price of the  
2 vehicle if the manufacturer's suggested base list price is  
3 unavailable from the sources described in this subdivision.

4       (c) "Purchase price" means the gross proceeds received by  
5 the seller in consideration of the sale of the motor vehicle  
6 being registered.