

HOUSE BILL No. 4519

March 22, 2001, Introduced by Reps. LaSata, Scranton, Raczkowski, Vander Veen, Richner and Vander Roest and referred to the Committee on Transportation.

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9 withdrawn by the applicant or the applicant's heir, before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) Upon the death of a spouse, the surviving spouse may
11 return registration plates and obtain a refund on the plates pro-
12 rated on a monthly basis for the time period remaining in the
13 registration year from the date the plates are returned.
14 However, the refund shall not exceed the original registration
15 fee.

16 (4) The owner of a registered vehicle who transfers or
17 assigns title or interest in that registered vehicle before plac-
18 ing upon the registered vehicle the registration plates or tabs
19 issued for that registered vehicle may obtain a refund in full
20 from the secretary of state for the registration plates or tabs.
21 Registration plates, or tabs issued for 1978 and thereafter shall
22 be returned by the owner within 30 days following the date of
23 transfer or assignment.

24 (5) The owner of a vehicle registered pursuant to section
25 801d(2) who transfers or assigns title or interest in the vehicle
26 may obtain a refund on the registration for each unused, whole
27 registration period remaining on the registration from the date

1 the plates are returned and the application for a refund is
2 made.

3 (6) THE OWNER OF A VEHICLE WHO TRANSFERS TITLE OF THE VEHI-
4 CLE BUT WHO DOES NOT TRANSFER THE REGISTRATION PLATE OR TAB TO
5 THE TRANSFEREE IS ENTITLED TO A REFUND ON THE PRO RATA SHARE FOR
6 EACH WHOLE MONTH REMAINING ON THE REGISTRATION FROM THE DATE THE
7 PLATE OR TAB IS RETURNED AND THE APPLICATION FOR A REFUND IS
8 MADE.

9 (7) ~~-(6)-~~ In the case of an original application for regis-
10 tration plates issued under section 217a or 803b, the secretary
11 of state shall issue a refund prorated on a monthly basis from
12 the date of application for the time period remaining in the pre-
13 viously issued registration, if an application for the refund is
14 made and satisfactory proof is presented to the secretary of
15 state. A refund shall not be made if the amount due is less than
16 \$5.00.

17 (8) ~~-(7)-~~ In the case of an original application for the
18 registration plates bearing the letters "SEN" or "REP", the sec-
19 retary of state shall issue a refund prorated on a monthly basis
20 from the date of application for the time period remaining in the
21 previously issued registration.

22 (9) ~~-(8)-~~ In the case of an original application and issu-
23 ance of an international registration plan registration plate
24 under section 801g, the secretary of state shall make a refund as
25 a credit prorated on a monthly basis from the date of application
26 for the months remaining for the previously issued registration
27 on the same vehicle, if an application for the refund as a credit

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