

SENATE BILL No. 265

March 14, 2013, Introduced by Senators JONES, CASPERSON and MARLEAU and referred to the Committee on Transportation.

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending section 801j (MCL 257.801j), as added by 2012 PA 498.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 801j. (1) ~~In~~**EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION**
2 **(6), IN** addition to the required vehicle registration tax under
3 section 801(1)(p), a regional transit authority created under the
4 regional transit authority act, **2012 PA 387, MCL 124.541 TO**
5 **124.558,** may charge an additional tax on vehicle registrations
6 issued to residents of a public transit region of not more than
7 \$1.20 for each \$1,000.00 or fraction of \$1,000.00 of the vehicle's
8 list price as used in calculating the tax under section 801(1)(p).
9 The authority may charge the additional tax only upon the approval

1 of a majority of the electors in a public transit region voting on
2 the tax at an election held on the regular November election date
3 as provided in section 641(1)(d) of the Michigan election law, 1954
4 PA 116, MCL 168.641.

5 (2) In addition to any other requirements imposed by law, the
6 ballot question proposing authorization of the tax under subsection
7 (1) shall specify how the proceeds of the tax shall be expended.

8 (3) The tax collected under this section shall only be used by
9 the regional transit authority for comprehensive transportation
10 purposes as defined by **LAW FOR PURPOSES OF** section 9 of article IX
11 of the state constitution of 1963.

12 (4) A proposal for a tax under this section shall not be
13 placed on the ballot under subsection (1) unless the proposal is
14 adopted by a resolution of the board of directors of the regional
15 transit authority and certified by the board of directors not later
16 than 70 days before the election to the county clerk of each county
17 within the public transit region for inclusion on the ballot.

18 (5) ~~IF~~ **EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (6), IF** a
19 majority of voters in a public transit region approve a tax under
20 subsection (1), no later than 1 year after voter approval, the
21 secretary of state shall collect the tax on all vehicles registered
22 to residents of the public transit region under section 801(1)(p)
23 and shall credit the tax collected to the regional transit
24 authority, minus necessary collection expenses as provided in
25 section 9 of article IX of the state constitution of 1963.
26 Necessary collection expenses incurred by the secretary of state
27 under this subsection shall be based upon an established cost

1 allocation methodology.

2 (6) THIS SECTION DOES NOT APPLY TO A COMPANY TEST VEHICLE. AS
3 USED IN THIS SUBSECTION, "COMPANY TEST VEHICLE" MEANS A VEHICLE
4 THAT IS OWNED BY A MANUFACTURER AND THAT SATISFIES 1 OR BOTH OF THE
5 FOLLOWING:

6 (A) THE VEHICLE IS PART OF A PRODUCT TESTING PROGRAM AS
7 DEFINED BY THE UNITED STATES DEPARTMENT OF TREASURY UNDER TREAS.
8 REG. 1.132-5(N) (2001) .

9 (B) THE VEHICLE IS FURNISHED BY THE MANUFACTURER TO AN
10 EMPLOYEE OF THE MANUFACTURER FOR THE PURPOSE OF TESTING, EVALUATING
11 PRODUCT QUALITY AND PERFORMANCE, REPORTING DEFECTS, OR SUGGESTING
12 PRODUCT OR PRODUCTION IMPROVEMENTS AS AN ORDINARY AND NECESSARY
13 BUSINESS EXPENSE OF THE MANUFACTURER.