

HOUSE BILL No. 4380

March 21, 2017, Introduced by Rep. Bizon and referred to the Committee on Military and Veterans Affairs.

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending section 805 (MCL 257.805), as amended by 2013 PA 82.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 805. (1) An applicant for the issuance or renewal of a
2 motor vehicle registration or for a replacement registration tab or
3 sticker may submit a state park and state-operated public boating
4 access site passport fee to the secretary of state with the
5 application. Subject to subsection ~~(7)~~, **(8)**, the amount of the
6 recreation passport fee is as follows:

7 (a) Except as provided in subdivision (b), \$10.00.

8 (b) For a motorcycle, \$5.00.

9 (2) In addition to the requirements of section 217, an
10 application for a motor vehicle registration shall contain at least
11 the following information, in substantially the following format

1 and language, except that the amount of the recreation passport fee
2 specified shall be \$5.00 for a motorcycle:

3 \$[Amount] - Annual vehicle registration or renewal.
4 \$10.00 - Annual authorization to use this vehicle for
5 unlimited entry into all Michigan state parks
6 and recreation areas and DNR-operated state
7 boating access sites. (Check one of the
8 boxes below.)
9 I elect to pay this \$10.00 fee.
10 I elect not to pay this \$10.00 fee.
11 This vehicle will not be used to enter the
12 facilities described above.
13 \$ - Total amount due.

14 (3) The secretary of state may revise the format and language
15 of an application for motor vehicle registration to reflect the
16 ~~fact that, under~~ **FOLLOWING:**

17 **(A) UNDER** sections 74116 and 78119 of the natural resources
18 and environmental protection act, 1994 PA 451, MCL 324.74116 and
19 324.78119, payment of the recreation passport fee authorizes entry
20 into all state parks and recreation areas and designated state-
21 operated public boating access sites until expiration of the motor
22 vehicle registration.

23 **(B) THE PROVISIONS OF SUBSECTION (6) .**

24 (4) If the applicant applies by mail and, in addition to the
25 registration fee, the applicant pays an amount equal to the
26 recreation passport fee, the applicant ~~shall be~~ **IS** considered to
27 have elected to pay the recreation passport fee regardless of

1 whether such an election is indicated on the application.

2 (5) Subsections (1) and (2) do not apply to any of the
3 following:

4 (a) An application submitted by a dealer under section 217 for
5 a vehicle sold, leased, or exchanged by the dealer.

6 (b) The issuance or renewal of a motor vehicle registration
7 described in section 803e(1) and exempt under section 803e(6) from
8 the registration tax or the issuance or renewal of a motor vehicle
9 registration described in section 217d or 803f.

10 **(6) AN INDIVIDUAL WHO WAS HONORABLY DISCHARGED FROM THE ARMED**
11 **SERVICES IS CONSIDERED TO HAVE PAID THE RECREATION PASSPORT FEE IF**
12 **THE INDIVIDUAL SUBMITS WITH THE APPLICATION DESCRIBED IN SUBSECTION**
13 **(1) PROOF OF TOTAL OR PERMANENT DISABILITY AS DESCRIBED IN SECTION**
14 **803F(2) .**

15 **(7)** ~~(6)~~—The secretary of state shall, at least monthly,
16 transfer the revenue from recreation passport fees to the
17 department of natural resources ~~and environment~~ for deposit as
18 provided in section 2045 of the natural resources and environmental
19 protection act, 1994 PA 451, MCL 324.2045.

20 **(8)** ~~(7)~~—For each calendar year, the state treasurer shall
21 adjust the amounts set forth in subsection (1) by an amount
22 determined by the state treasurer to reflect the cumulative
23 percentage change in the consumer price index from October 1, 2010
24 to the October 1 immediately preceding that calendar year, using
25 the most recent data available and rounded to the nearest dollar.

26 **(9)** ~~(8)~~—The legislature shall annually review the amount of
27 revenue raised by the recreation passport fee to ensure that the

amount is appropriate for the purposes for which the recreation passport fee is assessed and in compliance with law.

(10) ~~(9)~~—If the secretary of state issues a registration tab or sticker for a registration plate or personalized registration plate under section 224 or 803b for a motor vehicle for which a recreation passport fee has been paid under this section, the tab or sticker shall be marked in a distinctive manner determined by the secretary of state after consultation with the director of the department of natural resources and the department of state police. Before discontinuing the issuance of a registration tab or sticker, the secretary of state shall consult with the director of the department of natural resources and establish an alternative method or procedure by which the department of natural resources can determine whether a recreation passport fee has been paid for a motor vehicle.

(11) ~~(10)~~—Whether or not an individual paid or indicated that he or she elected to pay or not to pay a recreation passport fee under this section is personal information for purposes of section 40b.

(12) ~~(11)~~—As used in this section:

(a) "Consumer price index" means the most comprehensive index of consumer prices available for this state from the ~~bureau of labor statistics~~ **BUREAU OF LABOR STATISTICS** of the United States ~~department of labor.~~ **DEPARTMENT OF LABOR, OR SUCCESSOR AGENCY.**

(b) "Motor vehicle" does not include a commercial motor vehicle.

(c) "Recreation passport fee" means the state park and state-

1 operated public boating access site recreation passport fee as
2 provided for in subsection (1).

3 Enacting section 1. This amendatory act takes effect 90 days
4 after the date it is enacted into law.

5 Enacting section 2. This amendatory act does not take effect
6 unless Senate Bill No. _____ or House Bill No. 4381 (request no.
7 01969'17 a) of the 99th Legislature is enacted into law.