

SENATE BILL NO. 32

January 16, 2019, Introduced by Senator VICTORY and referred to the Committee on Natural Resources.

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~~ **recreation** passport fee to the secretary of state with

the application. Subject to subsection (7), the amount of the recreation passport fee is as follows:

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

(b) For a motorcycle, \$5.00.

(2) In addition to the requirements of section 217, an application for a motor vehicle registration shall contain at least the following information, in substantially the following format and language, except that the amount of the recreation passport fee specified shall be \$5.00 for a motorcycle:

\$[Amount] - Annual vehicle registration or renewal.

\$10.00 - Annual authorization to use this vehicle for unlimited entry into all Michigan state parks and recreation areas **and designated state forest campgrounds, state trailheads,** and ~~DNR-operated state-state-operated public~~ boating access sites.

(Check one of the boxes below.)

_____ I elect to pay this \$10.00 fee.

_____ I elect not to pay this \$10.00 fee.

This vehicle will not be used to enter the facilities described above.

\$_____ - Total amount due.

(3) The secretary of state may revise the format and language of an application for motor vehicle registration to reflect the fact that, under ~~sections~~ **section** 74116 and ~~78119~~ of the natural resources and environmental protection act, 1994 PA 451, MCL 324.74116, and ~~324.78119~~, payment of the recreation passport fee authorizes entry into all ~~state parks and recreation areas and designated state-operated public boating access sites~~ **recreational fee areas** until expiration of the motor vehicle registration.

1 (4) If the applicant applies by mail and, in addition to the
2 registration fee, the applicant pays an amount equal to the
3 recreation passport fee, the applicant shall be considered to have
4 elected to pay the recreation passport fee regardless of whether
5 such an election is indicated on the application.

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

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

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

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

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

25 (8) The legislature shall annually review the amount of
26 revenue raised by the recreation passport fee to ensure that the
27 amount is appropriate for the purposes for which the recreation
28 passport fee is assessed and in compliance with law.

29 (9) If the secretary of state issues a registration tab or

1 sticker for a registration plate or personalized registration plate
 2 under section 224 or 803b for a motor vehicle for which a
 3 recreation passport fee has been paid under this section, the tab
 4 or sticker shall be marked in a distinctive manner determined by
 5 the secretary of state after consultation with the director of the
 6 department of natural resources and the department of state police.
 7 Before discontinuing the issuance of a registration tab or sticker,
 8 the secretary of state shall consult with the director of the
 9 department of natural resources and establish an alternative method
 10 ~~or procedure by which the department of natural resources can~~
 11 ~~determine whether~~ **to indicate on a motor vehicle that** a recreation
 12 passport fee has been paid for ~~a~~ **the** motor vehicle.

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

16 (11) As used in this section:

17 (a) "Consumer ~~price index~~" **Price Index**" means the most
 18 comprehensive index of consumer prices available for this state
 19 from the ~~bureau of labor statistics~~ **Bureau of Labor Statistics** of
 20 the United States ~~department~~ **Department** of ~~labor~~ **Labor**.

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

23 (c) "Recreation passport fee" means ~~the state park and state-~~
 24 ~~operated public boating access site recreation passport fee as~~
 25 ~~provided for in subsection (1).~~ **that term as defined in section**
 26 **74101 of the natural resources and environmental protection act,**
 27 **1994 PA 451, MCL 324.74101.**

28 (d) "Recreational fee area" means that term as defined in
 29 **section 74101 of the natural resources and environmental protection**

1 **act, 1994 PA 451, MCL 324.74101.**

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

4 Enacting section 2. This amendatory act does not take effect
5 unless Senate Bill No. 31

6 of the 100th Legislature is enacted into law.