

HOUSE BILL NO. 4206

February 10, 2021, Introduced by Reps. Roth, Borton, O'Malley, Martin, Kahle, Beson, Bellino, Carra, Bezotte, Steven Johnson, Brixie and Allor and referred to the Committee on Natural Resources and Outdoor Recreation.

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending section 82118 (MCL 324.82118), as amended by 2010 PA
371.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 82118. (1) In addition to registration of a snowmobile
2 under section 82105 or registration in another state or province,
3 except as otherwise provided in this section, a person who desires
4 to operate a snowmobile in this state shall purchase a Michigan

snowmobile trail permit sticker. The Michigan snowmobile trail permit issued under this section ~~shall be~~ **is** valid for a period of 1 year ~~which~~ **that** begins on October 1 and ends on the following September 30. The fee for the permit ~~shall be~~ **is** as follows:

(a) For permits valid for the 1-year period beginning October 1, 2009 or October 1, 2010, \$35.00.

(b) For permits valid for the 1-year period beginning October 1, 2011, 2012, 2013, 2014, or 2015, \$45.00.

(c) For permits valid for the 1-year period beginning October 1, 2016 and every fifth year thereafter, the state treasurer shall adjust the current permit fee by an amount determined by the state treasurer to reflect the cumulative percentage change in the ~~consumer price index~~ **Consumer Price Index** during the most recent 5-year period for which ~~consumer price index~~ **Consumer Price Index** statistics are available, rounded to the nearest dollar. A fee adjusted by the state treasurer under this subdivision ~~shall remain~~ **remains** in effect for 5 years. As used in this subdivision, ~~"consumer price index"~~ **"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**.

(2) Revenue from the trail permit fee shall be allocated as follows:

(a) 50 cents shall be retained by the department for administrative costs.

(b) \$1.00 shall be retained by the agent selling the permit.

(c) The balance shall be deposited in the recreational snowmobile trail improvement subaccount.

(3) The department shall make the sale of trail permits

1 available on its website. For each trail permit sold through the
2 website, the amount otherwise credited to an agent under subsection
3 (2) shall instead be credited to the recreational snowmobile trail
4 improvement subaccount.

5 (4) The trail permit sticker shall be permanently affixed to
6 the snowmobile directly above or below the headlight of the
7 snowmobile.

8 (5) The department may contract with a person to act as an
9 agent for the purpose of issuing Michigan snowmobile trail permits.
10 The department shall sell the permits to agents in bulk. An agent
11 may obtain a refund from the department for any permits that are
12 not sold.

13 (6) An agent who uses or allows the use of a permit by anyone
14 except the snowmobile user to whom the permit is sold is guilty of
15 a misdemeanor, punishable by a fine of \$50.00 for each instance of
16 ~~such~~ use or allowed use.

17 (7) The department of state may suspend a certificate of
18 registration if the department of state determines that the
19 required fee has not been paid and remains unpaid after reasonable
20 notice or demand. In addition to the required fee, a \$10.00 penalty
21 shall be assessed and collected against any person who tenders an
22 insufficient check or draft in payment of the fee.

23 (8) A snowmobile used solely for transportation on the frozen
24 surface of public waters for the purpose of ice fishing is exempt
25 from the requirement of purchasing and displaying a snowmobile
26 trail permit sticker under this section.

27 (9) A person shall not charge a fee for a snowmobile trail
28 permit in an amount that is greater than the fee printed on the
29 face of the permit.

1 (10) To obtain a snowmobile trail permit, an applicant ~~shall~~
2 **must** provide all information required on the permit application.

3 (11) A person who fails to secure a permit under this section
4 or who violates subsection (4) is responsible for a state civil
5 infraction and may be ordered to pay a civil fine of not more than
6 \$100.00.

7 (12) The department shall, by June 1 of each year, report to
8 the members of the appropriate standing committees and
9 appropriations subcommittees of the house and senate, a detailed
10 expenditure plan pertaining to the ~~additional~~ funds generated by
11 this ~~act.~~**section.** The plan shall include information as to how
12 funds were expended in the prior year.

13 (13) This section does not apply to a historic snowmobile
14 registered under section 82105c.

15 **(14) Before the start of each snowmobile season, the**
16 **department shall designate 1 weekend in that snowmobile season**
17 **during which a trail permit under this section is not required.**