

SENATE BILL NO. 392

August 20, 2019, Introduced by Senator ZORN 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~~ **shall** submit a ~~state park and state-operated public~~
4 ~~boating access site~~ **recreation** passport fee to the secretary of
5 state with the application, **unless the applicant elects not to pay**

1 **the fee on his or her application.** Subject to subsection ~~(7)~~, **(6)**,
 2 the amount of the recreation passport fee is as follows:

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

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

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

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

11 \$10.00 - Annual authorization to use this vehicle for
 12 unlimited entry into all Michigan state parks
 13 and recreation areas and DNR-operated state
 14 boating access sites. (Check ~~one of the~~
 15 ~~boxes~~**box** below **to select that option.**)

16 ~~_____ I elect to pay this \$10.00 fee.~~

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

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

20 \$_____ - Total amount due.

21 (3) The secretary of state may revise the format and language
 22 of an application for motor vehicle registration to reflect the
 23 fact that, under sections 74116 and 78119 of the natural resources
 24 and environmental protection act, 1994 PA 451, MCL 324.74116 and
 25 324.78119, payment of the recreation passport fee authorizes entry
 26 into all state parks and recreation areas and designated state-
 27 operated public boating access sites until expiration of the motor
 28 vehicle registration.

29 ~~(4) If the applicant applies by mail and, in addition to the~~

1 ~~registration fee, the applicant pays an amount equal to the~~
2 ~~recreation passport fee, the applicant shall be considered to have~~
3 ~~elected to pay the recreation passport fee regardless of whether~~
4 ~~such an election is indicated on the application.~~

5 (4) ~~(5)~~ Subsections (1) and (2) do not apply to any of the
6 following:

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

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

13 (5) ~~(6)~~ The secretary of state shall, at least monthly,
14 transfer the revenue from recreation passport fees to the
15 department of natural resources ~~and environment~~ for deposit as
16 provided in section 2045 of the natural resources and environmental
17 protection act, 1994 PA 451, MCL 324.2045.

18 (6) ~~(7)~~ For each calendar year, the state treasurer shall
19 adjust the amounts set forth in subsection (1) by an amount
20 determined by the state treasurer to reflect the cumulative
21 percentage change in the ~~consumer price index~~ **Consumer Price Index**
22 from October 1, 2010 to the October 1 immediately preceding that
23 calendar year, using the most recent data available and rounded to
24 the nearest dollar.

25 (7) ~~(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 (8) ~~(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~~**must** be marked in a distinctive manner determined
 5 by the secretary of state after consultation with the director of
 6 the department of natural resources and the department of state
 7 police. Before discontinuing the issuance of a registration tab or
 8 sticker, the secretary of state shall consult with the director of
 9 the department of natural resources and establish an alternative
 10 method or procedure by which the department of natural resources
 11 can determine whether a recreation passport fee has been paid for a
 12 motor vehicle.

13 (9) ~~(10)~~ Whether or not an individual ~~paid or~~ indicated that
 14 he or she elected ~~to pay or~~ not to pay a recreation passport fee
 15 under this section is personal information for purposes of section
 16 40b.

17 (10) ~~(11)~~ As used in this section:

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

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

24 (c) "Recreation passport fee" means the state park and state-
 25 operated public boating access site recreation passport fee as
 26 provided for in subsection (1).

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

29 Enacting section 2. This amendatory act does not take effect

1 unless all of the following bills of the 100th Legislature are
2 enacted into law:

3 (a) House Bill No. 4775.

4 (b) House Bill No. 4776.

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