

SUBSTITUTE FOR
SENATE BILL NO. 299

A bill to amend 1970 PA 207, entitled
"An act to exempt certain dogs from license fees,"
by amending the title and section 1 (MCL 287.291), the title as
amended by 1981 PA 74 and section 1 as amended by 2000 PA 4.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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TITLE

An act to exempt certain ~~dogs~~ **SERVICE ANIMALS** from license
fees.

Sec. 1. (1) Notwithstanding any law or ordinance to the
contrary, a ~~dog~~ **SERVICE ANIMAL** is not subject to any fee for
licensing if either of the following applies:

(a) The ~~dog~~ **SERVICE ANIMAL** is used as a ~~guide or leader dog~~
~~for a blind person, a hearing dog for a deaf or audibly impaired~~
~~person, or a service dog for~~ **BY** a ~~physically limited person~~ **WITH A**
DISABILITY.

1 (b) The ~~dog~~**SERVICE ANIMAL** is owned by a partnership,
 2 corporation, or other legal entity that trains ~~dogs~~**SERVICE ANIMALS**
 3 for use as ~~guide or leader dogs for blind persons, hearing dogs for~~
 4 ~~deaf or audibly impaired persons, or service dogs for physically~~
 5 ~~limited persons.~~**BY A PERSON WITH A DISABILITY.**

6 (2) As used in this section:

7 ~~—— (a) "Audibly impaired" means audibly impaired as defined in~~
 8 ~~section 1 of 1981 PA 82, MCL 752.61.~~

9 ~~—— (b) "Blind person" means a blind person as defined in section~~
 10 ~~1 of 1978 PA 260, MCL 393.351.~~

11 ~~—— (c) "Deaf person" means a deaf person as defined in section 1~~
 12 ~~of 1981 PA 82, MCL 752.61.~~

13 ~~—— (d) "Physically limited" means physically limited as defined~~
 14 ~~in section 1 of 1966 PA 1, MCL 125.1351.~~

15 **(A) "PERSON WITH A DISABILITY" MEANS A PERSON WHO HAS A**
 16 **DISABILITY AS DEFINED IN SECTION 12102 OF THE AMERICANS WITH**
 17 **DISABILITIES ACT OF 1990, 42 USC 12102, AND 28 CFR 36.104.**

18 **(B) AS USED IN SUBDIVISION (A), "PERSON WITH A DISABILITY"**
 19 **INCLUDES A VETERAN WHO HAS BEEN DIAGNOSED WITH 1 OR MORE OF THE**
 20 **FOLLOWING:**

21 **(i) POST-TRAUMATIC STRESS DISORDER.**

22 **(ii) TRAUMATIC BRAIN INJURY.**

23 **(iii) OTHER SERVICE-RELATED DISABILITIES.**

24 **(C) "SERVICE ANIMAL" MEANS ALL OF THE FOLLOWING:**

25 **(i) THAT TERM AS DEFINED IN 28 CFR 36.104.**

26 **(ii) A MINIATURE HORSE THAT HAS BEEN INDIVIDUALLY TRAINED TO DO**
 27 **WORK OR PERFORM TASKS AS DESCRIBED IN 28 CFR 36.104 FOR THE BENEFIT**

1 OF A PERSON WITH A DISABILITY.

2 (D) "VETERAN" MEANS ANY OF THE FOLLOWING:

3 (i) A PERSON WHO PERFORMED MILITARY SERVICE IN THE ARMED FORCES
4 FOR A PERIOD OF MORE THAN 90 DAYS AND SEPARATED FROM THE ARMED
5 FORCES IN A MANNER OTHER THAN A DISHONORABLE DISCHARGE.

6 (ii) A PERSON DISCHARGED OR RELEASED FROM MILITARY SERVICE
7 BECAUSE OF A SERVICE-RELATED DISABILITY.

8 (iii) A MEMBER OF A RESERVE BRANCH OF THE ARMED FORCES AT THE
9 TIME HE OR SHE WAS ORDERED TO MILITARY SERVICE DURING A PERIOD OF
10 WAR, OR IN A CAMPAIGN OR EXPEDITION FOR WHICH A CAMPAIGN BADGE IS
11 AUTHORIZED, AND WAS RELEASED FROM MILITARY SERVICE IN A MANNER
12 OTHER THAN A DISHONORABLE DISCHARGE.

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

15 Enacting section 2. This amendatory act does not take effect
16 unless all of the following bills of the 98th Legislature are
17 enacted into law:

18 (a) Senate Bill No. 298.

19 (b) House Bill No. 4521.

20 (c) House Bill No. 4527.