

SUBSTITUTE FOR
SENATE BILL NO. 924

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending sections 74117 and 81116 (MCL 324.74117 and 324.81116),
section 74117 as amended by 2003 PA 170 and section 81116 as
amended by 2003 PA 111.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 74117. (1) The department may require park permits and
2 collect park permit fees for entry into a state park or portion of
3 a state park posted in the manner prescribed by this part. **THE**
4 **DEPARTMENT MAY WAIVE THE PERMIT REQUIREMENT FOR DEPARTMENT-**
5 **SPONSORED EVENTS OR OTHER CIRCUMSTANCES AS DETERMINED BY THE**
6 **DIRECTOR OR THE DIRECTOR'S DESIGNEE.** The department shall prepare
7 and distribute park permits to implement this part.

8 (2) Except as otherwise provided in this section, an annual

1 park permit shall be issued and shall authorize the entry of the
2 motor vehicle to which it is originally attached within the
3 confines of any state park or recreation area during the calendar
4 year for which it is issued. The fee for the annual park permit is
5 as follows:

6 (a) Until January 1, ~~2007~~ 2010, for the owner of a resident
7 motor vehicle, \$24.00, except as follows:

8 (i) The fee for the owner of a resident motor vehicle who is 65
9 years of age or older is \$6.00.

10 (ii) The fee for the owner of a resident motor vehicle who, at
11 the time of purchase, is in possession of a food stamp card and
12 personal identification is \$18.00.

13 (b) Until January 1, ~~2007~~ 2010, for the owner of a
14 nonresident motor vehicle, \$29.00.

15 (3) A daily permit, valid for 1 day only, shall authorize the
16 entry of the motor vehicle to which it is originally attached
17 within the confines of a state park during the day for which it is
18 issued. The fee for a daily permit is as follows:

19 (a) Until January 1, ~~2007~~ 2010, for the owner of a resident
20 motor vehicle, \$6.00.

21 (b) Until January 1, ~~2007~~ 2010, for the owner of a
22 nonresident motor vehicle, \$8.00.

23 (4) A person who has obtained an annual motor vehicle permit
24 under this section for a recreational vehicle to be used as a
25 stationary primary camping shelter camped legally in and not moved
26 from a state park campground during the period of the camping stay
27 may obtain a duplicate motor vehicle permit for a towed second

1 motor vehicle present at the time of entry for a fee of \$6.00
2 effective for the duration of camping stay.

3 (5) The department shall provide ~~an annual report~~ to the
4 standing committees in the senate and house of representatives
5 along with the appropriate budget subcommittees that primarily
6 consider **ISSUES PERTAINING TO** natural resources ~~issues~~ **AN ANNUAL**
7 **REPORT** that details the revenue stream generated by the fee
8 structure under this section. This report shall be presented not
9 later than December 31 each year and shall include information on
10 the impact of the revenue stream on the Michigan state parks
11 endowment fund created in section 35a of article IX of the state
12 constitution of 1963 and provided for in section 74119, the use of
13 the general fund for funding the state park system, and other
14 relevant issues that impact funding needs for the state park
15 system.

16 ~~—— (6) A resident motor vehicle is a vehicle that is registered~~
17 ~~as a motor vehicle in this state.~~

18 (6) ~~—(7)~~ This part applies only to the entry of motor
19 vehicles into the state parks and to the park permits authorized in
20 this part and does not obviate the necessity of obtaining
21 additional permits for special services or park privileges as
22 previously or subsequently may be required by law or by rules
23 promulgated by the department. The department shall designate each
24 person in the state authorized to sell park permits and shall
25 require as a condition of the designation that a surety bond be
26 furnished in an amount and in a form and with the surety as is
27 acceptable to the department. After being designated by the

1 ~~Department~~ **DEPARTMENT**, a person may issue park permits in
2 accordance with this part.

3 (7) ~~—(8)—~~ Commercial motor coaches or vans with a capacity of
4 more than 12 passengers are not eligible to enter a state park with
5 an annual park permit. Until January 1, ~~—2007—~~ **2010**, the daily fee
6 to allow commercial motor coaches or vans with a capacity of over
7 12 passengers daily entry into a state park is \$15.00.

8 (8) ~~—(9)—~~ The department may add to the cost of a reservation
9 or a motor vehicle entrance or camping fee the charges that the
10 state incurs because of the use of a credit card.

11 (9) **IF A PERSON'S ANNUAL PARK PERMIT IS LOST OR DESTROYED, THE**
12 **DEPARTMENT SHALL PROVIDE THAT PERSON WITH A REPLACEMENT PARK PERMIT**
13 **FREE OF CHARGE. THE DEPARTMENT MAY REQUIRE A PERSON REQUESTING A**
14 **REPLACEMENT PARK PERMIT TO SUPPLY SUFFICIENT EVIDENCE OF THE LOSS**
15 **OR DESTRUCTION OF THE ORIGINAL PARK PERMIT.**

16 (10) It is the intent of the legislature that if, on September
17 30 of any state fiscal year, the amount of money in the
18 countercyclical budget and economic stabilization fund created in
19 section 351 of the management and budget act, 1984 PA 431, MCL
20 18.1351, exceeds \$250,000,000.00, then general fund/general purpose
21 support for state parks operations for the following state fiscal
22 year shall be equal to or exceed 50% of the revenues generated by
23 motor vehicle entrance fees under this section during the previous
24 state fiscal year.

25 (11) **AS USED IN THIS SECTION, "RESIDENT MOTOR VEHICLE" MEANS A**
26 **VEHICLE THAT IS REGISTERED AS A MOTOR VEHICLE IN THIS STATE.**

27 Sec. 81116. (1) The owner of an ORV requiring licensure under

1 this part shall file an application for a license with the
2 department or a dealer on forms provided by the department. If an
3 ORV is sold by a dealer, the application for a license shall be
4 submitted to the department by the dealer in the name of the owner.
5 The application shall be signed by the owner of the vehicle and
6 shall be accompanied by a fee of \$16.25. A person shall not file an
7 application for registration that contains false information. Upon
8 receipt of the application in approved form and upon payment of the
9 appropriate fee, the department or dealer shall issue to the
10 applicant a license which shall be valid for the 12-month period
11 for which it is issued. A license shall be issued for the 12-month
12 period beginning April 1 and ending March 31 each year.

13 (2) Dealers may purchase from the department ORV licenses for
14 resale to owners of vehicles requiring licensure under this part.
15 The department shall refund to dealers the purchase price of any
16 ORV licenses returned within 90 days after the end of the 12-month
17 period for which they were valid. The dealer shall maintain and
18 provide to the department records of ORV license sales on forms
19 provided by the department. In addition to the sale of ORV
20 licenses, a dealer engaged in the sale, lease, or rental of ORVs as
21 a regular business may sell any other license or permit authorized
22 by the department to be sold by other dealers under the statutes of
23 this state.

24 (3) The license shall be permanently attached to the vehicle
25 in the manner prescribed and in the location designated by the
26 department before the vehicle may legally be operated in accordance
27 with this part.

1 (4) If at the time of sale the purchaser certifies on a form
2 provided by the department that the purchased vehicle otherwise
3 requiring a license under this part will be used and stored outside
4 of this state and will not be returned by the purchaser to this
5 state for use, then a license is not required.

6 (5) IF A LICENSE ACQUIRED BY THE OWNER OF AN ORV IS LOST OR
7 DESTROYED, THE DEPARTMENT SHALL PROVIDE THAT PERSON WITH A
8 REPLACEMENT LICENSE FREE OF CHARGE. THE DEPARTMENT MAY REQUIRE A
9 PERSON REQUESTING A REPLACEMENT LICENSE TO SUPPLY SUFFICIENT
10 EVIDENCE OF THE LOSS OR DESTRUCTION OF THE ORIGINAL LICENSE.