

Act No. 139
Public Acts of 1996
Approved by the Governor
March 21, 1996
Filed with the Secretary of State
March 21, 1996

**STATE OF MICHIGAN
88TH LEGISLATURE
REGULAR SESSION OF 1996**

Introduced by Rep. Gagliardi

Reps. Alley, Anthony, Bodem, Brewer, Bush, Cherry, Dalman, DeHart, DeMars, Freeman, Gernaat, Gilmer, Gnodtke, Goschka, Green, Hammerstrom, Hill, Jaye, Jellema, Jersevic, Kaza, Kelly, Kilpatrick, Kukuk, Llewellyn, London, Lowe, McBryde, McManus, McNutt, Middaugh, Oxender, Perricone, Profit, Prusi, Randall, Rocca, Scott, Tesanovich, Vaughn, Voorhees, Weeks and Willard named co-sponsors

ENROLLED HOUSE BILL No. 5149

AN ACT to amend section 82118 of Act No. 451 of the Public Acts of 1994, entitled "An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, and assessments; to prescribe penalties and provide remedies; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts," as added by Act No. 58 of the Public Acts of 1995, being section 324.82118 of the Michigan Compiled Laws.

The People of the State of Michigan enact:

Section 1. Section 82118 of Act No. 451 of the Public Acts of 1994, as added by Act No. 58 of the Public Acts of 1995, being section 324.82118 of the Michigan Compiled Laws, is amended to read as follows:

Sec. 82118. (1) In addition to registration of a snowmobile pursuant to section 82105 or registration in another state or province, beginning October 1, 1994, except as otherwise provided in this section, a person who desires 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 valid for a period of 1 year which begins on October 1 and ends on the following September 30. The fee for the permit is \$10.00. Fifty cents of the fee shall be retained by the department for administrative costs. Fifty cents of the fee shall be retained by the agent selling the permit. Nine dollars of the fee shall be credited to the recreational snowmobile trail improvement fund created in section 82110.

(2) The trail permit sticker shall be permanently affixed to the forward half of the snowmobile directly above or below the headlight of the snowmobile.

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

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

(5) The department of state may suspend a certificate of registration when the department of state determines that the required fee has not been paid and remains unpaid after reasonable notice or demand. In addition to the required

fee, a \$10.00 penalty shall be assessed and collected against any person who tenders an insufficient check or draft in payment of the fee.

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

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

(8) To obtain a snowmobile trail permit, an applicant must provide all information required on the permit application.

(9) A person who fails to secure a permit under this section is responsible for a state civil infraction and subject to a civil fine of \$50.00.

Section 2. This amendatory act shall not take effect unless Senate Bill No. 660 of the 88th Legislature is enacted into law.

This act is ordered to take immediate effect.

Clerk of the House of Representatives.

Secretary of the Senate.

Approved -----

Governor.