

SENATE BILL No. 1041

September 10, 2014, Introduced by Senators MEEKHOF and BOOHER and referred to the Committee on Outdoor Recreation and Tourism.

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 74115 and 74116 (MCL 324.74115 and 324.74116), section 74115 as added by 1995 PA 58 and section 74116 as amended by 2013 PA 81.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 74115. (1) Except as otherwise provided in this part,
2 free entry of a motor vehicle shall not be permitted into any state
3 park or portion of a state park posted in accordance with this
4 part.

5 (2) THE DEPARTMENT SHALL ESTABLISH A "FREE DAY IN THE PARKS"
6 PROGRAM UNDER WHICH, ON AT LEAST 1 DAY EACH YEAR, RESIDENT MOTOR

1 **VEHICLES FOR WHICH A RECREATION PASSPORT FEE HAS NOT BEEN PAID MAY**
2 **ENTER STATE PARKS.**

3 Sec. 74116. (1) Subject to subsection (4), the operator of a
4 nonresident motor vehicle or commercial motor vehicle shall not
5 enter any state park with that motor vehicle unless a valid motor
6 vehicle park permit issued under section 74117 is affixed to the
7 lower right-hand corner of the windshield. An annual motor vehicle
8 park permit for a nonresident motor vehicle shall be affixed
9 permanently for that year. The department shall post signs at parks
10 that state that a motor vehicle permit is required for entry by a
11 nonresident motor vehicle or commercial motor vehicle.

12 (2) Subject to subsection (4), the operator of a resident
13 motor vehicle shall not enter a state park with the resident motor
14 vehicle unless the recreation passport fee has been paid for that
15 motor vehicle. Payment of the recreation passport fee authorizes
16 entry into all state parks and recreation areas and designated
17 state-operated public boating access sites until expiration of the
18 motor vehicle registration.

19 (3) Subject to subsection (4), if the secretary of state
20 issues registration tabs or stickers as described in section 805 of
21 the Michigan vehicle code, 1949 PA 300, MCL 257.805, the operator
22 of a resident motor vehicle shall not enter a state park with the
23 resident motor vehicle unless the resident motor vehicle has a
24 registration tab or sticker marked as provided under that section
25 to show that the recreation passport fee has been paid.

26 (4) Subsections (1) to (3) do not apply under any of the
27 following circumstances:

1 (a) While the motor vehicle is being driven or parked within
2 an established federal, state, or county highway within a state
3 park.

4 (b) If the motor vehicle is used in the operation or
5 maintenance of a state park, is an emergency motor vehicle, is a
6 state owned or law enforcement motor vehicle, or is a private motor
7 vehicle being operated on official state business.

8 (c) If the motor vehicle is registered under section 803e(1)
9 of the Michigan vehicle code, 1949 PA 300, MCL 257.803e, and is
10 exempt under section 803e(6) of the Michigan vehicle code, 1949 PA
11 300, MCL 257.803e, from the registration tax, or if the motor
12 vehicle is registered under section 217d or 803f of the Michigan
13 vehicle code, 1949 PA 300, MCL 257.217d and 257.803f.

14 (d) If and to the extent the department waives the
15 requirements for department-sponsored events or other circumstances
16 as determined by the director or the director's designee.

17 **(5) IF AN INDIVIDUAL PAYS THE RECREATION PASSPORT FEE OR IS**
18 **EXEMPT UNDER SUBSECTION (4) (C) FROM THE PAYMENT OF THE FEE, THE**
19 **DEPARTMENT SHALL PROVIDE THE INDIVIDUAL WITH A PROMOTIONAL DECAL**
20 **INDICATING THAT THE INDIVIDUAL IS A SUPPORTER OF MICHIGAN PARKS.**
21 **THE DEPARTMENT SHALL DETERMINE THE DESIGN OF THE DECAL. A**
22 **DISTINCTIVE DESIGN SHALL BE USED FOR EACH YEAR.**

23 Enacting section 1. This amendatory act takes effect May 1,
24 2015.