

SENATE BILL NO. 344

May 24, 2019, Introduced by Senators BARRETT, GEISS, WOJNO and BULLOCK and referred to the Committee on Transportation and Infrastructure.

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 216, 217i, 802, and 803a (MCL 257.216, 257.217i, 257.802, and 257.803a), section 216 as amended by 2009 PA 32, section 217i as added by 2018 PA 680, section 802 as amended by 2016 PA 425, and section 803a as amended by 1996 PA 404, and by adding section 803s.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 216. **(1)** Every motor vehicle, **including a military**
2 **surplus vehicle**, recreational vehicle, trailer, semitrailer, and

1 pole trailer, when driven or moved on a street or highway, is
2 subject to the registration and certificate of title provisions of
3 this act except the following:

4 (a) A vehicle driven or moved on a street or highway in
5 conformance with the provisions of this act relating to
6 manufacturers, transporters, dealers, or nonresidents.

7 (b) A vehicle that is driven or moved on a street or highway
8 only for the purpose of crossing that street or highway from 1
9 property to another.

10 (c) An implement of husbandry.

11 (d) Special mobile equipment. The secretary of state may issue
12 a special registration to an individual, partnership, corporation,
13 or association not licensed as a dealer that pays the required fee,
14 to identify special mobile equipment that is driven or moved on a
15 street or highway.

16 (e) A vehicle that is propelled exclusively by electric power
17 obtained from overhead trolley wires though not operated on rails.

18 (f) Any vehicle subject to registration, but owned by the
19 government of the United States.

20 (g) A certificate of title is not required for a trailer,
21 semitrailer, or pole trailer that weighs less than 2,500 pounds.

22 (h) A vehicle driven or moved on a street or highway, by the
23 most direct route, only for the purpose of securing a scale weight
24 receipt from a weighmaster for purposes of section 801 or obtaining
25 a vehicle inspection by a law enforcement agency before titling or
26 registration of that vehicle.

27 (i) A certificate of title is not required for a vehicle owned
28 by a manufacturer or dealer and held for sale or lease, even though
29 incidentally moved on a street or highway or used for purposes of

1 testing or demonstration.

2 (j) A bus or a school bus that is not self-propelled and is
3 used exclusively as a construction shanty.

4 (k) A certificate of title is not required for a moped.

5 (l) For 3 days immediately following the date of a properly
6 assigned title or signed lease agreement from any person other than
7 a dealer, a registration is not required for a vehicle driven or
8 moved on a street or highway for the sole purpose of transporting
9 the vehicle by the most direct route from the place of purchase or
10 lease to a place of storage if the driver has in his or her
11 possession the assigned title showing the date of sale or a lease
12 agreement showing the date of the lease.

13 (m) A certificate of registration is not required for a pickup
14 camper, but a certificate of title is required.

15 (n) A new motor vehicle driven or moved on a street or highway
16 only for the purpose of moving the vehicle from an accident site to
17 a storage location if the vehicle was being transported on a
18 railroad car or semitrailer that was involved in a disabling
19 accident.

20 (o) A boat lift used for transporting vessels between a marina
21 or a body of water and a place of inland storage.

22 **(2) A military surplus vehicle must not be precluded from**
23 **applying for a certificate of title under this act or applying for**
24 **or renewing a registration plate under this act if the military**
25 **surplus vehicle contains all of the following equipment:**

26 (a) **Headlights. As used in this subdivision, "headlights"**
27 **includes 1 headlight on each side, and high- and low-beam**
28 **headlights.**

29 (b) **Front and rear turn signals.**

1 (c) At least 1 taillight. If the vehicle is equipped with 2
2 taillights, both taillights must be in working order.

3 (d) Registration plate light.

4 (e) Brake lights.

5 (f) Horn.

6 (g) Bright light indicator.

7 (h) Windshield wipers.

8 (i) Windshield washers.

9 (j) Brake equipment as required under section 705.

10 (k) Safety belts. This subdivision only applies to 1965 and
11 newer model vehicles.

12 (l) Safety glass windshield. The windshield required under this
13 subdivision must not be made of plexiglass, must be of a sufficient
14 size to protect the driver of the vehicle and passengers, must be
15 free of any cracks or obstructions, and must be made of a
16 transparent material.

17 (m) Except as otherwise provided in subdivision (n),
18 adjustable outside rearview mirror on the driver's side.

19 (n) Outside rearview mirror on each side of the vehicle. This
20 subdivision only applies to a truck with a half-ton or more
21 capacity.

22 (o) Bumpers. This subdivision only applies to a passenger
23 vehicle. The bumpers required under this subdivision must be
24 between 14 and 22 inches above the ground when the vehicle is not
25 in 4-wheel drive.

26 (p) Tires. The tires required by this subdivision must have
27 2/32-inch tread, must not have exposed cord or tread separation,
28 and must be approved for use by the United States Department of
29 Transportation.

1 (q) Exhaust. The exhaust required by this subdivision must be
2 in good working order and must not produce excessive noise. If the
3 original design of the exhaust included a tailpipe and resonator,
4 the exhaust must include a tailpipe and resonator.

5 (r) Differential gear.

6 (3) Subsection (2) applies regardless of whether the military
7 surplus vehicle is designated by the federal government as off-road
8 use only.

9 Sec. 217i. (1) Notwithstanding any other provision of this
10 act, the secretary of state shall, upon an applicant's payment of
11 the proper fees and submission of all documentation required by the
12 secretary of state, issue a vehicle identification number in the
13 same manner as provided in section 230 and a certificate of title
14 to an assembled vehicle that satisfies all applicable requirements
15 of this act, if the assembled vehicle contains all of the following
16 equipment:

17 (a) Headlights. As used in this subdivision, "headlights"
18 includes 1 headlight on each side, and high- and low-beam
19 headlights.

20 (b) Front and rear turn signals.

21 (c) At least 1 taillight. If the vehicle is equipped with 2
22 taillights, both taillights ~~shall~~**must** be in working order.

23 (d) Registration plate light.

24 (e) Brake lights.

25 (f) Horn.

26 (g) Bright light indicator.

27 (h) Windshield wipers.

28 (i) Windshield washers.

29 (j) Brake equipment as required under section 705.

1 (k) Safety belts. This subdivision only applies to 1965 and
2 newer model vehicles.

3 (l) Safety glass windshield. The windshield required under this
4 subdivision ~~shall-must~~ not be made of plexiglass, ~~shall-must~~ be of
5 a sufficient size to protect the driver of the vehicle and
6 passengers, ~~shall-must~~ be free of any cracks or obstructions, and
7 ~~shall-must~~ be made of a transparent material.

8 (m) Except as otherwise provided in subdivision (n),
9 adjustable outside rearview mirror on the driver's side.

10 (n) Outside rearview mirror on each side of the vehicle. This
11 subdivision only applies to a truck with a half-ton or more
12 capacity.

13 (o) Bumpers. This subdivision only applies to a passenger
14 vehicle. The bumpers required under this subdivision ~~shall-must~~ be
15 between 14 and 22 inches above the ground when the vehicle is not
16 in 4-wheel drive.

17 (p) Tires. The tires required by this subdivision ~~shall-must~~
18 have 2/32-inch tread, ~~shall-must~~ not have exposed cord or tread
19 separation, and ~~shall-must~~ be approved for use by the United States
20 Department of Transportation.

21 (q) Exhaust. The exhaust required by this subdivision ~~shall~~
22 ~~must~~ be in good working order and ~~shall-must~~ not produce excessive
23 noise. If the original design of the exhaust included a tailpipe
24 and resonator, the exhaust ~~shall-must~~ include a tailpipe and
25 resonator.

26 (r) Differential gear.

27 (2) The department of state police shall conduct a safety
28 study for the period beginning on January 1, 2019 and ending on
29 December 31, 2020 of vehicles for which a vehicle identification

1 number and certificate of title may be issued under this section.

2 The safety study ~~shall~~**must** include all of the following:

3 (a) The number of traffic crash fatalities occurring on public
4 roadways that involved 1 or more of the vehicles described in this
5 section.

6 (b) The number of serious injuries sustained in traffic
7 crashes occurring on public roadways that involved 1 or more of the
8 vehicles described in this section.

9 (c) Any other relevant safety data gathered during the period
10 of the study.

11 (d) Any safety recommendations that the department of state
12 police believes will help increase traffic safety for the vehicles
13 described in this section.

14 (3) The study required under subsection (2) ~~shall~~**must** be
15 filed with the governor, the senate majority leader, and the
16 speaker of the house of representatives no later than April 1,
17 2021.

18 (4) As used in this section and subject to subsection ~~(3)~~,
19 **(5)**, "assembled vehicle" means 1 or more of the following:

20 (a) A vehicle that is built from new or used materials or
21 parts by a person not recognized as a manufacturer.

22 (b) A vehicle that has been altered or modified to the extent
23 that it no longer reflects its original manufacturer configuration.

24 (c) A vehicle that has had its body replaced with a different
25 style of body unit from another vehicle.

26 (d) A vehicle that has been assembled from a kit.

27 (e) An off-road vehicle, regardless of whether the original
28 manufacturer's certificate of origin specifies that the vehicle is
29 an off-road vehicle.

1 **(f) A military surplus vehicle, regardless of whether**
2 **designated by the federal government as off-road use only.**

3 (5) As used in this section, "assembled vehicle" does not
4 include either of the following:

5 ~~(a) A military surplus vehicle designated by the federal~~
6 ~~government as off-road use only.~~

7 **(a)** ~~(b)~~ A gray market off-road minitruck.

8 **(b)** ~~(c)~~ An all-terrain vehicle that has 4 wheels and is
9 equipped with a straddle seat.

10 Sec. 802. (1) For a special registration issued under section
11 226(8), the registrant shall pay 1/2 the tax imposed under section
12 801 and a service fee of \$10.00.

13 (2) For all commercial vehicles registered after August 31 for
14 the period expiring the last day of February, the secretary of
15 state shall collect a tax of 1/2 the rate otherwise imposed under
16 this act. This subsection does not apply to vehicles registered by
17 manufacturers or dealers under sections 244 to 247.

18 (3) For each special registration under section 226(9), the
19 secretary of state shall collect a service fee of \$10.00.

20 (4) For temporary registration plates or markers under section
21 226a(1), the secretary of state shall collect a service fee in an
22 amount determined by the secretary of state to reflect the actual
23 cost of administering the temporary registration plates and markers
24 program, or in the amount of \$4.00 per plate or marker, whichever
25 is less.

26 (5) For a temporary registration under section 226b, the fee
27 shall be either of the following:

28 (a) For a 30-day temporary registration, 1/10 of the tax
29 prescribed under section 801 or \$20.00, whichever is greater, and

1 an additional \$10.00 service fee.

2 (b) For a 60-day temporary registration, 1/5 of the tax
3 prescribed under section 801 or \$40.00, whichever is greater, and
4 an additional \$10.00 service fee.

5 (6) For registration plates as provided for in section
6 226a(5), (6), and (7), the secretary of state shall collect a
7 service fee of \$40.00 for 2 registration plates and \$20.00 for each
8 additional registration plate.

9 (7) For special registrations issued for special mobile
10 equipment as provided in section ~~216(d)~~, **216(1)(d)**, the secretary
11 of state shall collect a service fee of \$15.00 each for the first 3
12 special registrations, and \$5.00 for each special registration
13 issued in excess of the first 3.

14 (8) The secretary of state, upon request, may issue a
15 registration valid for 3 months for use on a vehicle with an
16 elected gross weight of 24,000 pounds or greater on the payment of
17 1/4 the tax provided in section 801(1)(k) and a service fee of
18 \$10.00.

19 (9) Upon application to the secretary of state, an owner of a
20 truck, truck tractor, or road tractor that is used exclusively for
21 the purpose of gratuitously transporting farm crops or livestock
22 bedding between the field where produced and the place of storage,
23 feed from on-farm storage to an on-farm feeding site, or
24 fertilizer, seed, or spray material from the farm location to the
25 field may obtain a special registration. The service fee for each
26 special registration issued under this subsection is \$20.00. The
27 special registration is valid for a period of up to 12 months and
28 expires on December 31. As used in this subsection:

29 (a) "Feed" means hay or silage.

1 (b) "Livestock bedding" means straw, sawdust, or sand.

2 (10) The secretary of state, upon request, may issue a special
3 registration valid for 3 or more months for a road tractor, truck,
4 or truck tractor owned by a farmer, if the motor vehicle is used
5 exclusively in connection with the farmer's farming operations or
6 for the transportation of the farmer and the farmer's family and
7 not used for hire. The fee for the registration is 1/10 of the tax
8 provided in section 801(1)(c) times the number of months for which
9 the special registration is requested and, in addition, a service
10 fee of \$10.00. The secretary of state shall not issue a special
11 registration for a motor vehicle for which the tax under section
12 801(1)(c) would be less than \$50.00.

13 (11) The secretary of state, upon request, may issue a
14 registration valid for 3 months or more for use on a vehicle with
15 an elected gross weight of 24,000 pounds or greater. The fee for
16 the registration shall be 1/12 of the tax provided in section
17 801(1)(k), times the number of months for which the special
18 registration is requested and, in addition, a service fee of
19 \$10.00.

20 (12) The secretary of state shall deposit the service fees
21 collected under subsections (1), (3), (4), (5), (6), (7), (8), (9),
22 (10), and (11) in the transportation administration collection fund
23 created in section 810b through October 1, 2019.

24 Sec. 803a. (1) The secretary of state may issue to the owner
25 of ~~an~~ a historic vehicle, ~~an other than a historic military surplus~~
26 **vehicle, a** historic vehicle registration plate ~~which shall bear~~
27 **that bears** the inscription "historical vehicle - Michigan" and the
28 registration number.

29 (2) The owner of ~~an~~ a historic vehicle applying for ~~an~~ a

1 historic vehicle registration plate or a registration tab under
2 this section shall pay a fee of \$30.00, shall certify that the
3 vehicle for which the registration is requested is owned and
4 operated solely as an ~~a~~ historic vehicle, and shall certify that
5 the vehicle has been inspected and found safe to operate on the
6 highways of this state. The registration certificate need not
7 specify the weight of the historic vehicle. The registration issued
8 under this section is transferable to another historic vehicle upon
9 completion of the application for transfer and payment of the fee
10 in the manner described in section 809.

11 (3) A registration issued under this section ~~shall expire~~
12 **expires** on April 15 in the tenth year following the date of
13 issuance of the registration.

14 (4) The secretary of state may revoke a registration issued
15 under this section, for cause shown and after a hearing, for
16 failure of the applicant to comply with this section, for use of
17 the vehicle for which the registration was issued for purposes
18 other than those enumerated in section 20a, or because the vehicle
19 is not safe to operate on the highways of this state.

20 **Sec. 803s. (1) The secretary of state may issue to the owner**
21 **of a historic military surplus vehicle a historic military vehicle**
22 **registration plate that bears the inscription "historic military**
23 **vehicle - Michigan" and the registration number. In addition, the**
24 **historic military vehicle registration plate must be olive drab in**
25 **color with white lettering and inscribed with a vignette of a white**
26 **star.**

27 (2) **The owner of a historic military surplus vehicle applying**
28 **for a historic military vehicle registration plate or a**
29 **registration tab under this section shall pay a fee of \$35.00,**

1 shall certify that the vehicle for which the registration is
2 requested is owned and operated solely as a historic military
3 surplus vehicle, and shall certify that the vehicle has been
4 inspected and found safe to operate on the highways of this state.
5 The registration certificate need not specify the weight of the
6 historic military surplus vehicle. The registration issued under
7 this section is not transferable to another historic military
8 surplus vehicle.

9 (3) A registration issued under this section remains valid
10 until the registrant either sells, transfers, or scraps the
11 historic military surplus vehicle or modifies the historic military
12 surplus vehicle in a manner that requires the issuance of a new
13 certificate of title for the vehicle under this act.

14 (4) The secretary of state may revoke a registration issued
15 under this section, for cause shown and after a hearing, for
16 failure of the applicant to comply with this section, for use of
17 the vehicle for which the registration was issued for purposes
18 other than those enumerated in section 20b, or because the vehicle
19 is not safe to operate on the highways of this state.

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

22 Enacting section 2. This amendatory act does not take effect
23 unless Senate Bill No. 345 of the 100th Legislature is enacted into
24 law.