

HOUSE BILL NO. 4026

January 27, 2021, Introduced by Rep. Eisen and referred to the Committee on Transportation.

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending section 805 (MCL 257.805), as amended by 2013 PA 82.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 805. (1) An applicant for the issuance or renewal of a
2 motor vehicle registration or for a replacement registration tab or
3 sticker may submit a state park and state-operated public boating
4 access site passport fee to the secretary of state with the
5 application. Subject to subsection (7), the amount of the

recreation passport fee is as follows:

(a) Except as provided in subdivision (b) **or (c)**, \$10.00.

(b) For an individual who obtains a 2-year vehicle registration under section 226(14), \$20.00.

(c) ~~(b)~~ For a motorcycle, \$5.00.

(2) In addition to the requirements of section 217, an application for a motor vehicle registration ~~shall~~**must** contain at least the following information, in substantially the following format and language, except that the amount of the recreation passport fee specified ~~shall~~**must** be **\$20.00 for a vehicle registered for 2 years under section 226(14) and** \$5.00 for a motorcycle:

\$[Amount] – Annual vehicle registration or renewal.

\$10.00 – Annual authorization to use this vehicle for unlimited entry into all Michigan state parks and recreation areas and DNR-operated state boating access sites. (Check one of the boxes below.)

_____ I elect to pay this \$10.00 fee.

_____ I elect not to pay this \$10.00 fee.

This vehicle will not be used to enter the facilities described above.

\$_____ – Total amount due.

(3) The secretary of state may revise the format and language of an application for motor vehicle registration to reflect the fact that, under sections 74116 and 78119 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.74116 and 324.78119, payment of the recreation passport fee authorizes entry into all state parks and recreation areas and designated state-

1 operated public boating access sites until expiration of the motor
2 vehicle registration.

3 (4) If the applicant applies by mail and, in addition to the
4 registration fee, the applicant pays an amount equal to the
5 recreation passport fee, the applicant shall be considered to have
6 elected to pay the recreation passport fee regardless of whether
7 such an election is indicated on the application.

8 (5) Subsections (1) and (2) do not apply to any of the
9 following:

10 (a) An application submitted by a dealer under section 217 for
11 a vehicle sold, leased, or exchanged by the dealer.

12 (b) The issuance or renewal of a motor vehicle registration
13 described in section 803e(1) and exempt under section 803e(6) from
14 the registration tax or the issuance or renewal of a motor vehicle
15 registration described in section 217d or 803f.

16 (6) The secretary of state shall, at least monthly, transfer
17 the revenue from recreation passport fees to the department of
18 natural resources ~~and environment~~ for deposit as provided in
19 section 2045 of the natural resources and environmental protection
20 act, 1994 PA 451, MCL 324.2045.

21 (7) For each calendar year, the state treasurer shall adjust
22 the amounts set forth in subsection (1) by an amount determined by
23 the state treasurer to reflect the cumulative percentage change in
24 the ~~consumer price index~~ **Consumer Price Index** from October 1, 2010
25 to the October 1 immediately preceding that calendar year, using
26 the most recent data available and rounded to the nearest dollar.

27 (8) The legislature shall annually review the amount of
28 revenue raised by the recreation passport fee to ensure that the
29 amount is appropriate for the purposes for which the recreation

1 passport fee is assessed and in compliance with law.

2 (9) If the secretary of state issues a registration tab or
3 sticker for a registration plate or personalized registration plate
4 under section 224 or 803b for a motor vehicle ~~for which~~**that had** a
5 recreation passport fee ~~has been paid~~ under this section, the tab
6 or sticker ~~shall~~**must** be marked in a distinctive manner determined
7 by the secretary of state after consultation with the director of
8 the department of natural resources and the department of state
9 police. Before discontinuing the issuance of a registration tab or
10 sticker, the secretary of state shall consult with the director of
11 the department of natural resources and establish an alternative
12 method or procedure ~~by which~~ the department of natural resources
13 can **use to** determine whether a recreation passport fee has been
14 paid for a motor vehicle.

15 (10) Whether or not an individual paid or indicated that he or
16 she elected to pay or not to pay a recreation passport fee under
17 this section is personal information for purposes of section 40b.

18 (11) As used in this section:

19 (a) "~~Consumer price index~~"**Price Index**" means the most
20 comprehensive index of consumer prices available for this state
21 from the ~~bureau of labor statistics~~**Bureau of Labor Statistics** of
22 the United States ~~department~~**Department** of ~~labor~~**Labor**.

23 (b) "Motor vehicle" does not include a commercial motor
24 vehicle.

25 (c) "Recreation passport fee" means the state park and state-
26 operated public boating access site recreation passport fee as
27 provided for in subsection (1).

28 Enacting section 1. This amendatory act takes effect October
29 1, 2022.

1 Enacting section 2. This amendatory act does not take effect
2 unless Senate Bill No.____ or House Bill No.____ (request no.
3 01350'21) of the 101st Legislature is enacted into law.