

# SENATE BILL NO. 281

May 01, 2025, Introduced by Senators BUMSTEAD and CHERRY and referred to Committee on Appropriations.

A bill to amend 1994 PA 451, entitled  
"Natural resources and environmental protection act,"  
by amending sections 2001, 2045, 74101, 74116, 74117, 74120, 78101,  
78105, and 78119 (MCL 324.2001, 324.2045, 324.74101, 324.74116,  
324.74117, 324.74120, 324.78101, 324.78105, and 324.78119), section  
2001 as amended by 2010 PA 32, sections 2045, 74117, 74120, 78105,  
and 78119 as amended by 2013 PA 81, section 74101 as amended by  
2018 PA 599, section 74116 as amended by 2016 PA 1, and section  
78101 as amended by 2010 PA 302.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 2001. As used in this part:

2       (a) "Forest recreation account" means the forest recreation  
3 account of the legacy fund provided for in section 2005.

4       (b) "Game and fish protection account" means the game and fish  
5 protection account of the legacy fund provided for in section 2010.

6       (c) "Legacy fund" means the Michigan conservation and  
7 recreation legacy fund established in section 40 of article IX of  
8 the state constitution of 1963 and provided for in section 2002.

9       (d) **"Michigan state park recreation passport fee" or**  
10 **"recreation passport fee" means the fee provided for under section**  
11 **805 of the Michigan vehicle code, 1949 PA 300, MCL 257.805.**

12       (e) ~~(d)~~ "Off-road vehicle account" means the off-road vehicle  
13 account of the legacy fund provided for in section 2015.

14       (f) ~~(e)~~ "Recreation improvement account" means the recreation  
15 improvement account of the legacy fund provided for in section  
16 2020.

17       ~~(f) "Recreation passport fee" means a state park and state-~~  
18 ~~operated public boating access site recreation passport fee paid~~  
19 ~~under section 805 of the Michigan vehicle code, 1949 PA 300, MCL~~  
20 ~~257.805, or under rules promulgated under section 74120(2).~~

21       (g) "Snowmobile account" means the snowmobile account of the  
22 legacy fund provided for in section 2025.

23       (h) "State park improvement account" means the state park  
24 improvement account of the legacy fund provided for in section  
25 2030.

26       (i) "Waterways account" means the waterways account of the  
27 legacy fund provided for in section 2035.

28       Sec. 2045. (1) The department shall distribute recreation  
29 passport fee revenue as follows:

(a) First, for necessary expenses incurred by the secretary of state each state fiscal year in administration and implementation of section 805 of the Michigan vehicle code, 1949 PA 300, MCL 257.805. Funds appropriated for necessary expenses shall be based upon an established cost allocation methodology that reflects actual costs. Appropriations under this subdivision in a state fiscal year shall not exceed \$1,000,000.00.

(b) The next \$10,700,000.00 received each fiscal year shall be deposited in the state park improvement account.

(c) The next \$1,030,000.00 received each fiscal year shall be deposited in the waterways account.

(d) The remaining revenue shall be deposited as follows:

(i) ~~50%~~ **75%** in the state park improvement account to be used for capital improvements, **operations, and maintenance** at state parks, including state recreation areas.

~~(ii) 30% in the state park improvement account to be used for operations and maintenance at state parks, including state recreation areas.~~

**(ii)** ~~(iii)~~ 2.75% in the state park improvement account to be used for operations, maintenance, and capital improvements of state park cultural and historic resources.

**(iii)** ~~(iv)~~ 0.25% in the state park improvement account to be used to do all of the following:

(A) Promote, in concert with other state agencies, the use of state parks, state-operated public boating access sites, state forest campgrounds, and state forest nonmotorized trails and pathways.

(B) Promote the use of the internet for state park camping reservations. ~~and for payment of the recreation passport fee in~~

~~conjunction with motor vehicle registration.~~

(iv) ~~(v)~~ 10% **12%** in the local public recreation facilities fund created in section 1911, to be used for development of public recreation facilities for local units of government.

(v) ~~(vi)~~ 7% in the forest recreation account to be used for operating, maintaining, and making capital improvements to state forest campgrounds and the state forest system of pathways and nonmotorized trails, including, but not limited to, equestrian trails.

**(vi) 3% for a department program to provide grants to local units of government and nonprofit organizations to develop and maintain water trails accessible to the general public.**

(2) For each state fiscal year, beginning with the 2011-2012 state fiscal year, the state treasurer shall adjust the amounts set forth in subsection (1)(b) and (c) by an amount determined by the state treasurer to reflect the cumulative percentage change in the consumer price index for the most recent 1-year period for which data are available. As used in this subsection, "consumer price index" means the most comprehensive index of consumer prices available for this state from the bureau of labor statistics of the United States department of labor.

~~(3) By January 15 of each year, the department, in consultation with the department of state, shall estimate the amount of additional revenue that would have been collected as recreation passport fees during the immediately preceding state fiscal year if owners of resident motor vehicles described in sections 74116(4)(c) and 78119(4)(b) were not exempt under those provisions from paying the recreation passport fee. The department shall estimate the amount as follows:~~

~~(a) Determine the total number of resident motor vehicles described in sections 74116(4)(c) and 78119(4)(b).~~

~~(b) Multiply the number under subdivision (a) by the percentage of resident motor vehicles with single-year registrations for which a recreation passport fee was paid during the preceding state fiscal year.~~

~~(c) Subtract from the result under subdivision (b) the number of resident motor vehicles described in sections 74116(4)(c) and 78119(4)(b) for which a recreation passport fee was paid during the preceding state fiscal year under rules promulgated under section 74120(3).~~

~~(d) Multiply the result under subdivision (c) by the current amount of the recreation passport fee during the preceding state fiscal year.~~

~~(4) The legislature shall annually appropriate from the general fund a sum equal to the amount estimated under subsection (3). The sum appropriated shall be distributed as provided in subsection (1)(d).~~

**(3)** ~~(5)~~ The department shall submit a report to the standing committees and appropriations subcommittees of the legislature with jurisdiction over issues pertaining to natural resources and the environment by February 1 each year. The report shall provide information on all of the following for the preceding state fiscal year:

(a) The total amount of recreation passport fee revenue received by the department and the amounts allocated under subsection (1).

(b) The total amount of annual and daily state park motor vehicle permit fee revenue received by the department under section

1 74117.

2 (c) The total amount of seasonal or daily state-operated  
3 public boating access site revenue received by the department under  
4 section 78105(3).

5 (d) Details on the specific uses of the revenue described in  
6 subdivisions (a), (b), and (c) and the amounts expended for each  
7 specific use.

8 ~~(e) The amount of revenue received during the preceding state~~  
9 ~~fiscal year under subsection (4).~~

10 ~~(e)~~ ~~(f)~~ The adequacy of the revenue described in ~~subdivisions~~  
11 ~~(a) and (e)~~ **subdivision (a)** for each of the purposes for which it  
12 is allocated under subsection (1).

13 ~~(g) The impact of the state park revenue stream described in~~  
14 ~~subdivisions (a), (b), and (d) on the Michigan state parks~~  
15 ~~endowment fund created in section 35a of article IX of the state~~  
16 ~~constitution of 1963 and provided for in section 74119.~~

17 ~~(f)~~ ~~(h)~~ Other relevant issues that affect funding needs for  
18 the state park system.

19 ~~(6) By February 1, 2012 and every 2 years thereafter, the~~  
20 ~~department shall submit a report to the standing committees and~~  
21 ~~appropriations subcommittees of the legislature with jurisdiction~~  
22 ~~over issues pertaining to natural resources and the environment.~~  
23 ~~The report shall provide information on how frequently motor~~  
24 ~~vehicles for which the registrant declined to pay the recreation~~  
25 ~~passport fee entered state parks and state-operated public boating~~  
26 ~~access sites designated under section 78105 during the registration~~  
27 ~~period. The information shall be based on random audits conducted~~  
28 ~~by the department. A report under this subsection may be combined~~  
29 ~~with a report required under subsection (5).~~

(4) ~~(7)~~—The department may prepare a list of frequently asked questions and answers concerning the recreation passport fee. The department and the department of state may post the information on their websites. The department of state may provide the information with any applications for registration of motor vehicles that are mailed by the department of state.

Sec. 74101. As used in this part:

(a) "Commercial motor vehicle" means a commercial vehicle as defined in section 7 of the Michigan vehicle code, 1949 PA 300, MCL 257.7.

(b) "Endowment fund" means the Michigan state parks endowment fund established in section 35a of article IX of the state constitution of 1963 and provided for in section 74119.

(c) "Improvement program" means the construction, reconstruction, development, improvement, ~~bettering, operating, maintaining, and extending~~ **operation, maintenance, or extension of** a facility at a state park, including a site improvement, impoundment, road and parking lot, toilet building, concession building, shelter building, bathhouse, utility, outdoor center, visitor service facility, ski area, ski tow, ski shelter, and administration unit.

(d) **"Michigan state park recreation passport fee" or "recreation passport fee" means the fee provided for under section 805 of the Michigan vehicle code, 1949 PA 300, MCL 257.805.**

(e) ~~(d)~~—"Motor vehicle" means a vehicle that is self-propelled.

(f) ~~(e)~~—"Nonresident motor vehicle" means a motor vehicle other than a commercial motor vehicle that is not registered as a motor vehicle in this state.

~~(f) "Recreation passport fee" means that term as defined in section 2001.~~

(g) "Resident motor vehicle" means a motor vehicle other than a commercial motor vehicle that is registered as a motor vehicle in this state.

(h) "State park" means a state park or state recreation area designated by the director.

(i) "State park improvement account" means the state park improvement account of the Michigan conservation and recreation legacy fund provided for in section 2030.

(j) "State park revenues" means all revenues collected for state parks, including but not limited to, revenue from recreation passport fees, motor vehicle permits, concession fees, nonmotorized trail permits, fees, leases, camping fees, sale of farm animals from Maybury state park, donations, and gifts.

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

~~(2) Subject to subsection (4), the operator of a resident motor vehicle shall not enter a state park with the resident motor vehicle unless the recreation passport fee has been paid for that motor vehicle. Payment of the recreation passport fee~~ **A Michigan**



1 **vehicle registration** authorizes entry of a motor vehicle other than  
 2 **a commercial motor vehicle** into all state parks and recreation  
 3 areas and designated state-operated public boating access sites  
 4 until expiration of the motor vehicle registration.

5 ~~(3) Subject to subsection (4), if the secretary of state~~  
 6 ~~issues registration tabs or stickers as described in section 805 of~~  
 7 ~~the Michigan vehicle code, 1949 PA 300, MCL 257.805, the operator~~  
 8 ~~of a resident motor vehicle shall not enter a state park with the~~  
 9 ~~resident motor vehicle unless the resident motor vehicle has a~~  
 10 ~~registration tab or sticker marked as provided under that section~~  
 11 ~~to show that the recreation passport fee has been paid.~~

12 **(3)** ~~(4)~~ Subsections (1) to (3) do **Subsection (1) does** not  
 13 apply under any of the following circumstances:

14 (a) While the motor vehicle is being driven or parked within  
 15 an established federal, state, or county highway within a state  
 16 park.

17 ~~(b) If the motor vehicle is used in the operation or~~  
 18 ~~maintenance of a state park, is an emergency motor vehicle, is a~~  
 19 ~~state owned or law enforcement motor vehicle, or is a private motor~~  
 20 ~~vehicle being operated on official state business.~~

21 ~~(c) If the motor vehicle is registered under section 803e(1)~~  
 22 ~~of the Michigan vehicle code, 1949 PA 300, MCL 257.803e, and is~~  
 23 ~~exempt under section 803e(6) of the Michigan vehicle code, 1949 PA~~  
 24 ~~300, MCL 257.803e, from the registration tax, or if the motor~~  
 25 ~~vehicle is registered under section 217d or 803f of the Michigan~~  
 26 ~~vehicle code, 1949 PA 300, MCL 257.217d and 257.803f.~~

27 ~~(d) At a state-operated public boating access site or a state~~  
 28 ~~park where~~

29 **(b) If** there is an opportunity to fish **at the state park**, on a

1 day that the department has designated as a free winter fishing day  
2 or a free fishing day under section 43534.

3 (c) ~~(e)~~ If and to the extent that the department waives the  
4 requirements for department-sponsored events or other circumstances  
5 as determined by the director or the director's designee.

6 Sec. 74117. (1) ~~This subsection and subsections (2) to (9)~~  
7 ~~apply beginning October 1, 2010.~~ The department shall prepare and  
8 distribute park permits as necessary to implement this part.

9 (2) Except as otherwise provided in this section, the  
10 department shall issue an annual nonresident motor vehicle park  
11 permit that authorizes the entry of a nonresident motor vehicle to  
12 which it is originally attached within any state park during the  
13 calendar year for which it is issued. The fee for the annual  
14 nonresident motor vehicle park permit for the owner of a  
15 nonresident motor vehicle is \$29.00 **through September 30, 2025, and**  
16 **\$45.00 beginning October 1, 2025.** An annual park permit shall not  
17 be used for a commercial motor vehicle.

18 (3) The department shall issue a daily motor vehicle park  
19 permit, valid for 1 day only, that authorizes the entry of a  
20 nonresident motor vehicle or commercial motor vehicle to which it  
21 is originally attached within any state park during the day for  
22 which it is issued. The fee for a daily nonresident motor vehicle  
23 park permit is \$8.00 **through September 30, 2025, and \$15.00**  
24 **beginning October 1, 2025.** The fee for a daily commercial motor  
25 vehicle park permit is \$15.00 **through September 30, 2025, and**  
26 **\$25.00 beginning October 1, 2025.**

27 (4) A person who has obtained an annual nonresident motor  
28 vehicle park permit under this section for a recreational vehicle  
29 to be used as a stationary primary camping shelter camped legally

1 in and not moved from a state park campground during the period of  
2 the camping stay may obtain a duplicate nonresident motor vehicle  
3 park permit effective for the duration of the camping stay for a  
4 towed second motor vehicle present at the time of entry for a fee  
5 of \$6.00 **through September 30, 2025, and \$10.00 beginning October**  
6 **1, 2025.**

7 (5) The department may designate persons in this state  
8 authorized to sell park permits. The department shall require as a  
9 condition of the designation of a person other than a department  
10 employee that the person furnish a surety bond in an amount and  
11 form and with a surety acceptable to the department. After being  
12 designated by the department, a person may issue park permits ~~in~~  
13 ~~accordance with~~ **under** this part. This subsection does not apply to  
14 employees of the department of state acting under section 805 of  
15 the Michigan vehicle code, 1949 PA 300, MCL 257.805.

16 (6) If a person's annual nonresident motor vehicle park permit  
17 is lost or destroyed, the department shall provide that person with  
18 a replacement motor vehicle park permit free of charge. The  
19 department may require a person requesting a replacement motor  
20 vehicle park permit to supply sufficient evidence of the loss or  
21 destruction of the original motor vehicle park permit.

22 (7) The department may add to the cost of a reservation or a  
23 motor vehicle park permit or camping fee the charges that the state  
24 incurs because of the use of a credit card.

25 (8) This section and section 74116 apply only to the entry of  
26 motor vehicles into state parks and do not obviate the ~~necessity of~~  
27 ~~obtaining~~ **need for** additional permits for special services or park  
28 privileges as may be required by law or by rules promulgated by the  
29 department.

(9) For **the state fiscal year beginning October 1, 2026, and**  
 each ~~calendar~~**state fiscal year thereafter**, the state treasurer  
 shall adjust the amounts set forth in subsections (2) to (4) by an  
 amount determined by the state treasurer to reflect the cumulative  
 percentage change in the consumer price index from October 1, ~~2010~~  
**2025** to the ~~October 1~~**August 1** immediately preceding that ~~calendar~~  
**state fiscal year**, using the most recent data available and rounded  
 to the nearest dollar. **As used in this subsection, "Consumer Price**  
**Index" means the most comprehensive index of consumer prices**  
**available for this state from the Bureau of Labor Statistics of the**  
**United States Department of Labor.**

Sec. 74120. (1) The department may promulgate rules to  
 implement this part.

~~(2) The department may promulgate rules providing a method for~~  
~~an individual whose motor vehicle registration expires annually to~~  
~~pay a state park and state-operated public boating access site~~  
~~recreation passport fee in addition to the method provided for in~~  
~~section 805 of the Michigan vehicle code, 1949 PA 300, MCL 257.805.~~  
~~The amount of the state park and state-operated public boating~~  
~~access site recreation passport fee required to be paid under a~~  
~~method provided for by rule under this subsection shall not exceed~~  
~~twice the amount of a state park and state-operated public boating~~  
~~access site recreation passport fee paid under the method provided~~  
~~for in section 805 of the Michigan vehicle code, 1949 PA 300, MCL~~  
~~257.805.~~

**(2)** ~~(3)~~The department shall promulgate rules providing a  
 method for an individual whose motor vehicle registration does not  
 expire annually and who is exempt under ~~sections 74116(4)(c) and~~  
~~78119(4)(b)~~**section 805(4)(b) of the Michigan vehicle code, 1949 PA**

1 **300, MCL 257.805**, from the recreation passport fee to voluntarily  
 2 pay the recreation passport fee as a donation. The amount of the  
 3 ~~state park and state-operated public boating access site recreation~~  
 4 passport fee required to be paid under the method provided for by  
 5 rule under this subsection shall equal the amount of a ~~state park~~  
 6 ~~and state-operated public boating access site recreation~~ passport  
 7 fee paid under the method provided for in section 805 of the  
 8 Michigan vehicle code, 1949 PA 300, MCL 257.805.

9 (3) ~~(4)~~ A rule promulgated under this section shall provide  
 10 for a method evidencing payment of the state park and state-  
 11 operated public boating access site recreation passport fee, such  
 12 as the issuance and display of a permit.

13 Sec. 78101. As used in this part:

14 (a) "Commercial motor vehicle" means that term as defined in  
 15 section 74101.

16 (b) "Commission" means the Michigan state waterways  
 17 commission.

18 (c) "Department" means the department of natural resources.

19 (d) "Designated state-operated public boating access site"  
 20 means a state-operated public boating access site designated under  
 21 section 78105(2).

22 (e) "Director" means the administrative director of the  
 23 commission.

24 (f) "Diesel motor fuel" means any liquid fuel used in the  
 25 operation of engines of the diesel type in motor vehicles or  
 26 watercraft.

27 (g) "Gasoline" means gasoline, casing head or natural  
 28 gasoline, benzole, benzine, and naphtha. Gasoline also means any  
 29 liquid prepared, advertised, offered for sale, sold for use as, or

1 used for, the generation of power for the propulsion of motor  
2 vehicles or watercraft, including any product obtained by blending  
3 together any 1 or more products of petroleum, regardless of their  
4 original names or characteristics, with or without other products,  
5 unless the resultant product ~~obtained~~ is entirely incapable of use  
6 for the generation of power for the propulsion of motor vehicles or  
7 watercraft. Gasoline does not include diesel fuel, liquefied  
8 petroleum gas, or commercial or industrial naphthas or solvents  
9 manufactured, imported, received, stored, distributed, sold, or  
10 used exclusively for purposes other than as a fuel for motor  
11 vehicles or watercraft.

12 (h) "Harbor" means a portion of a lake or other body of water  
13 either naturally or artificially protected so as to be a place of  
14 safety for watercraft, including contrivances used or designed for  
15 navigation on water and used or owned by the United States.

16 (i) "Harbor facilities" means the structures at a harbor  
17 constructed to protect the lake or body of water and the facilities  
18 provided within the harbor and ashore for the mooring and servicing  
19 of watercraft and the servicing of crews and passengers.

20 (j) "Inland lake or stream" means that term as defined in  
21 section 30101.

22 (k) "Liquefied petroleum gas" means gases derived from  
23 petroleum or natural gases that are in the gaseous state at normal  
24 atmospheric temperature and pressure, but that may be maintained in  
25 the liquid state at normal atmospheric temperature by suitable  
26 pressure.

27 (l) "Marina" means a site that contains harbor facilities.

28 (m) **"Michigan state park recreation passport fee" or**  
29 **"recreation passport fee" means the fee provided for under section**

1 805 of the Michigan vehicle code, 1949 PA 300, MCL 257.805.

2 (n) ~~(m)~~ "Motor vehicle" means that term as defined in section  
3 74101.

4 (o) ~~(n)~~ "Navigable water" means any waterway navigable by  
5 vessels, or capable of being made navigable by vessels through  
6 artificial improvements, and includes the structures and facilities  
7 created to facilitate navigation.

8 (p) ~~(o)~~ "Nonresident motor vehicle" means that term as defined  
9 in section 74101.

10 (q) ~~(p)~~ "Person" includes any individual, partnership,  
11 corporation, association, or body politic, except the United States  
12 and this state, and includes any trustee, receiver, assignee, or  
13 other similar representative of those entities.

14 (r) ~~(q)~~ "Public boating access site" means a publicly owned  
15 site for the launching of recreational watercraft.

16 (s) ~~(r)~~ "Recreational boating facilities" means boat launches,  
17 harbors, marinas, and locks ~~assisting that~~ **assist** recreational  
18 boats accessing water bodies at different elevations.

19 ~~(s) "Recreation passport fee" means that term as defined in~~  
20 ~~section 2001.~~

21 (t) "Resident motor vehicle" means that term as defined in  
22 section 74101.

23 (u) "Retail fuel dealer" includes any person or persons, both  
24 private and municipal, ~~who that~~ engage in the business of selling  
25 or distributing fuel within this state.

26 (v) "Secretary of state" means the secretary of state of this  
27 state, acting directly or through a duly authorized deputy,  
28 investigators, agents, and employees.

29 (w) "Vessel" means all watercraft except the following:

1 (i) Watercraft used for commercial fishing.

2 (ii) Watercraft used by the sea scout department of the boy  
3 scouts of America chiefly for training scouts in seamanship.

4 (iii) Watercraft owned by this state, any political subdivision  
5 of this state, or the federal government.

6 (iv) Watercraft when used in interstate or foreign commerce and  
7 watercraft used or owned by any railroad company or railroad car  
8 ferry company.

9 (v) Watercraft when used in trade, including watercraft when  
10 used in connection with an activity that constitutes a person's  
11 chief business or means of livelihood.

12 (x) "Watercraft" means any contrivance used or designed for  
13 navigation on water, including, but not limited to, any vessel,  
14 ship, boat, motor vessel, steam vessel, vessel operated by  
15 machinery, motorboat, sailboat, barge, scow, tugboat, and rowboat,  
16 but does not include contrivances used or owned by the United  
17 States.

18 (y) "Waterway" means any body of water.

19 (z) "Waterways account" means the waterways account of the  
20 Michigan conservation and recreation legacy fund provided for in  
21 section 2035.

22 Sec. 78105. (1) The department has the following powers and  
23 duties:

24 (a) To acquire, construct, and maintain harbors, channels, and  
25 facilities for vessels in the navigable waters lying within the  
26 boundaries of this state.

27 (b) To acquire, by purchase, lease, gift, or condemnation the  
28 lands, rights of way, and easements necessary for harbors and  
29 channels. For the purposes of this subdivision, the department



1 shall be considered a state agency under 1911 PA 149, MCL 213.21 to  
2 213.25.

3 (c) To acquire, by purchase, lease, gift, or condemnation  
4 suitable areas on shore for disposal of the material from dredging.

5 (d) To enter into any contracts or agreements that may be  
6 necessary in carrying out this part, including agreements to hold  
7 and save the United States free from damages ~~due to~~ **caused by** the  
8 construction and maintenance by the United States of ~~these~~ works  
9 ~~that~~ **undertaken by** the United States. ~~undertakes.~~

10 (e) To provide for the granting of concessions, within the  
11 boundaries of harbors, ~~so as to~~ furnish the public gas, oil, food,  
12 and other facilities.

13 (f) To represent this state and the governor in dealings with  
14 the chief of engineers of the United States army and his or her  
15 authorized agents for the purposes set forth in this part.

16 (g) To charge fees for both seasonal and daily moorage at  
17 state-operated small craft mooring facilities. All revenues derived  
18 from this source shall be deposited in the waterways account.

19 (h) To collect the proceeds from the sale of marine fuel at  
20 harbors operated by the department. The proceeds ~~from the sales~~  
21 shall be credited to the waterways account and used for the  
22 purchase of marine fuel supplies as may be needed. Any remaining  
23 revenue from this source not needed for the purchase of marine fuel  
24 supplies may be expended in the same manner as other funds within  
25 the waterways account.

26 (2) The director shall designate state-operated public boating  
27 access sites that, subject to section 78119(4), shall not be  
28 entered by a **motor vehicle unless 1 of the following applies:**

29 (a) **The vehicle is a** resident motor vehicle. ~~unless the~~

~~recreation passport fee has been paid or by~~

(b) **The vehicle is** a nonresident **motor vehicle** or commercial motor vehicle ~~unless~~ **and** a pass purchased under subsection (3) is affixed to the motor vehicle as described in section 78119.

(3) The department shall charge fees for passes authorizing seasonal or daily entry by nonresident motor vehicles or commercial motor vehicles at designated state-operated public boating access sites. Fee revenue under this subsection shall be deposited in the waterways account.

Sec. 78119. (1) Subject to subsection ~~(4)~~, **(3)**, a person shall not enter, in a nonresident motor vehicle or commercial motor vehicle, a **designated** state-operated public boating access site ~~designated under section 78105(2)~~ without a valid pass affixed to the lower right-hand corner of the windshield. A seasonal pass shall be affixed permanently for the season.

~~(2) Subject to subsection (4), the operator of a resident motor vehicle shall not enter a state-operated public boating access site designated under section 78105(2) with the resident motor vehicle unless the recreation passport fee has been paid for that motor vehicle. Payment of the recreation passport fee~~

**A Michigan vehicle registration** authorizes entry **of a resident motor vehicle** into all state parks and recreation areas and designated state-operated public boating access sites until expiration of the motor vehicle registration.

~~(3) Subject to subsection (4), if the secretary of state issues registration tabs or stickers as described in section 805 of the Michigan vehicle code, 1949 PA 300, MCL 257.805, the operator of a resident motor vehicle shall not enter a designated state-operated public boating access site with the resident motor vehicle~~

~~unless the resident motor vehicle has a registration tab or sticker marked as provided under that section to show that the recreation passport fee has been paid.~~

~~(3) (4) Subsections (1) to (3) do~~ **Subsection (1) does** not apply under any of the following circumstances:

~~(a) If the motor vehicle is used in the operation or maintenance of the public boating access site, is an emergency motor vehicle, is a state owned or law enforcement motor vehicle, or is a private motor vehicle being operated on official state business.~~

~~(b) If the motor vehicle is registered under section 803e(1) of the Michigan vehicle code, 1949 PA 300, MCL 257.803e, and is exempt under section 803e(6) of the Michigan vehicle code, 1949 PA 300, MCL 257.803e, from the registration tax, or if the motor vehicle is registered under section 217d or 803f of the Michigan vehicle code, 1949 PA 300, MCL 257.217d and 257.803f.~~

**(a) If there is an opportunity to fish at the public boating access site, on a day that the department has designated as a free winter fishing day or a free fishing day under section 43534.**

~~(b) (c) If and to the extent the department waives the requirements for department-sponsored events or other circumstances as determined by the director or the director's designee.~~

~~(4) (5) A person who violates subsection (1) , (2), or (3) is responsible for a state civil infraction and may be ordered to pay a civil fine of not more than \$100.00. A person shall not be cited for a violation of both subsections (2) and (3) for the same incident.~~

~~(5) (6) In any proceeding for the violation of this part or a rule promulgated under this part, if a motor vehicle is found~~

1 parked in a designated state-operated public boating access site,  
2 the registration plate displayed on the motor vehicle constitutes  
3 prima facie evidence that the owner of the motor vehicle was the  
4 person who parked or placed it at the location where it was found.

5 Enacting section 1. This amendatory act takes effect October  
6 2, 2025.

7 Enacting section 2. This amendatory act does not take effect  
8 unless Senate Bill No. 280 of the 103rd Legislature is enacted into  
9 law.