

**SUBSTITUTE FOR
HOUSE BILL NO. 4380**

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
6 recreation passport fee is as follows:
7 (a) Except as provided in subdivision (b), \$10.00.
8 (b) For a motorcycle, \$5.00.
9 (2) In addition to the requirements of section 217, an
10 application for a motor vehicle registration shall contain at least

1 the following information, in substantially the following format
 2 and language, except that the amount of the recreation passport fee
 3 specified shall be \$5.00 for a motorcycle:

4 \$[Amount] - Annual vehicle registration or renewal.
 5 \$10.00 - Annual authorization to use this vehicle for
 6 unlimited entry into all Michigan state parks
 7 and recreation areas and DNR-operated state
 8 boating access sites. (Check one of the
 9 boxes below.)
 10 ___ I elect to pay this \$10.00 fee.
 11 ___ I elect not to pay this \$10.00 fee.
 12 This vehicle will not be used to enter the
 13 facilities described above.
 14 \$_____ - Total amount due.

15 (3) The secretary of state may revise the format and language
 16 of an application for motor vehicle registration to reflect the
 17 fact that, under sections 74116 and 78119 of the natural resources
 18 and environmental protection act, 1994 PA 451, MCL 324.74116 and
 19 324.78119, payment of the recreation passport fee authorizes entry
 20 into all state parks and recreation areas and designated state-
 21 operated public boating access sites until expiration of the motor
 22 vehicle registration.

23 (4) If the applicant applies by mail and, in addition to the
 24 registration fee, the applicant pays an amount equal to the
 25 recreation passport fee, the applicant ~~shall be~~ **IS** considered to
 26 have elected to pay the recreation passport fee regardless of
 27 whether such an election is indicated on the application.

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

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

5 (b) The issuance or renewal of ~~a~~**ANY OF THE FOLLOWING** motor
6 vehicle **REGISTRATIONS:**

7 **(i) A** registration described in section 803e(1) and exempt
8 under section 803e(6) from the registration tax. ~~or the issuance or~~
9 ~~renewal of a motor vehicle~~

10 **(ii) A** registration described in section 217d. ~~or~~

11 **(iii) A REGISTRATION FOR A TOTALLY DISABLED VETERAN, DESCRIBED**
12 **IN SECTION 803f. A REGISTRATION TAB OR STICKER ISSUED FOR A**
13 **REGISTRATION DESCRIBED IN THIS SUBPARAGRAPH SHALL BE MARKED AS IF**
14 **THE RECREATION PASSPORT FEE HAS BEEN PAID, AS PROVIDED IN**
15 **SUBSECTION (9).**

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 from October 1, 2010 to the October 1
25 immediately preceding that calendar year, using the most recent
26 data available and rounded to the nearest dollar.

27 (8) The legislature shall annually review the amount of

1 revenue raised by the recreation passport fee to ensure that the
2 amount is appropriate for the purposes for which the recreation
3 passport fee is assessed and in compliance with law.

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

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

20 (11) As used in this section:

21 (a) "Consumer ~~price index~~" **PRICE INDEX**" means the most
22 comprehensive index of consumer prices available for this state
23 from the ~~bureau of labor statistics~~ **BUREAU OF LABOR STATISTICS** of
24 the United States ~~department of labor~~ **DEPARTMENT OF LABOR, OR**
25 **SUCCESSOR AGENCY.**

26 (b) "Motor vehicle" does not include a commercial motor
27 vehicle.

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

4 Enacting section 1. This amendatory act takes effect February
5 19, 2019.

6 Enacting section 2. This amendatory act does not take effect
7 unless House Bill No. 4381 of the 99th Legislature is enacted into
8 law.