

# HOUSE BILL NO. 6328

November 10, 2020, Introduced by Rep. Steven Johnson and referred to the Committee on Natural Resources and Outdoor Recreation.

A bill to amend 1994 PA 451, entitled  
"Natural resources and environmental protection act,"  
by amending section 82118 (MCL 324.82118), as amended by 2010 PA  
371.

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

1           Sec. 82118. (1) In addition to registration of a snowmobile  
2 under section 82105 or registration in another state or province,  
3 except as otherwise provided in this section, a person who desires  
4 to operate a snowmobile in this state shall purchase a Michigan

1 snowmobile trail permit sticker. The Michigan snowmobile trail  
 2 permit issued under this section ~~shall~~**must** be valid for a period  
 3 of 1 year ~~which~~**that** begins on October 1 and ends on the following  
 4 September 30. The fee for the permit ~~shall~~**must** be as follows:

5 (a) For permits valid for the 1-year period beginning October  
 6 1, 2009 or October 1, 2010, \$35.00.

7 (b) For permits valid for the 1-year period beginning October  
 8 1, 2011, 2012, 2013, 2014, or 2015, \$45.00.

9 (c) For permits valid for the 1-year period beginning October  
 10 1, 2016 and every fifth year thereafter, the state treasurer shall  
 11 adjust the current permit fee by an amount determined by the state  
 12 treasurer to reflect the cumulative percentage change in the  
 13 ~~consumer price index~~**Consumer Price Index** during the most recent 5-  
 14 year period for which ~~consumer price index~~**Consumer Price Index**  
 15 statistics are available, rounded to the nearest dollar. A fee  
 16 adjusted by the state treasurer under this subdivision ~~shall~~**must**  
 17 remain in effect for 5 years. As used in this subdivision,  
 18 "~~consumer price index~~"**Consumer Price Index** means the most  
 19 comprehensive index of consumer prices available for this state  
 20 from the ~~bureau of labor statistics~~**Bureau of Labor Statistics** of  
 21 the United States ~~department of labor~~**Department of Labor**.

22 (2) Revenue from the trail permit fee ~~shall~~**must** be allocated  
 23 as follows:

24 (a) 50 cents ~~shall~~**must** be retained by the department for  
 25 administrative costs.

26 (b) \$1.00 ~~shall~~**must** be retained by the agent selling the  
 27 permit.

28 (c) The balance ~~shall~~**must** be deposited in the recreational  
 29 snowmobile trail improvement subaccount.

1           (3) The department shall make the sale of trail permits  
2 available on its website. For each trail permit sold through the  
3 website, the amount otherwise credited to an agent under subsection  
4 (2) ~~shall~~**must** instead be credited to the recreational snowmobile  
5 trail improvement subaccount.

6           (4) The trail permit sticker ~~shall~~**must** be permanently affixed  
7 to the snowmobile directly above or below the headlight of the  
8 snowmobile.

9           (5) The department may contract with a person to act as an  
10 agent for the purpose of issuing Michigan snowmobile trail permits.  
11 The department shall sell the permits to agents in bulk. An agent  
12 may obtain a refund from the department for any permits that are  
13 not sold.

14           (6) An agent who uses or allows the use of a permit by anyone  
15 except the snowmobile user to whom the permit is sold is guilty of  
16 a misdemeanor, punishable by a fine of \$50.00 for each instance of  
17 ~~such~~ use or allowed use.

18           (7) The department of state may suspend a certificate of  
19 registration if the department of state determines that the  
20 required fee has not been paid and remains unpaid after reasonable  
21 notice or demand. In addition to the required fee, a \$10.00 penalty  
22 ~~shall~~**must** be assessed and collected against any person who tenders  
23 an insufficient check or draft in payment of the fee.

24           (8) A snowmobile used solely for transportation on the frozen  
25 surface of public waters for the purpose of ice fishing is exempt  
26 from the requirement of purchasing and displaying a snowmobile  
27 trail permit sticker under this section.

28           (9) A person shall not charge a fee for a snowmobile trail  
29 permit in an amount that is greater than the fee printed on the

1 face of the permit.

2 (10) To obtain a snowmobile trail permit, an applicant shall  
3 provide all information required on the permit application.

4 (11) A person who fails to secure a permit under this section  
5 or who violates subsection (4) is responsible for a state civil  
6 infraction and may be ordered to pay a civil fine of not more than  
7 \$100.00.

8 (12) The department shall, by June 1 of each year, report to  
9 the members of the appropriate standing committees and  
10 appropriations subcommittees of the house and senate, a detailed  
11 expenditure plan pertaining to the ~~additional~~ funds generated by  
12 this ~~act.~~**section**. The plan ~~shall~~**must** include information as to  
13 how funds were expended in the prior year.

14 (13) This section does not apply to a historic snowmobile  
15 registered under section 82105c.

16 **(14) Before the start of each snowmobile season, the**  
17 **department shall designate 1 weekend in that snowmobile season**  
18 **during which a trail permit under this section is not required.**