

HOUSE BILL No. 4617

April 12, 1989, Introduced by Reps. Profit, Owen, Hoekman, Power and Joe Young, Jr. and referred to the Committee on Taxation.

A bill to amend Act No. 94 of the Public Acts of 1937, entitled as amended

"Use tax act,"

as amended, being sections 205.91 to 205.111 of the Michigan Compiled Laws, by adding section 4j.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 94 of the Public Acts of 1937, as
2 amended, being sections 205.91 to 205.111 of the Michigan
3 Compiled Laws, is amended by adding section 4j to read as
4 follows:

5 SEC. 4J. (1) THE TAX LEVIED UNDER THIS ACT DOES NOT APPLY
6 TO A MOTOR VEHICLE ACQUIRED BY A TOWING COMPANY FROM A POLICE
7 AGENCY AS SATISFACTION FOR TOWING AND STORAGE CHARGES IF THE
8 MOTOR VEHICLE WAS IMPOUNDED BY THE POLICE AGENCY OR DETERMINED TO

1 BE AN ABANDONED VEHICLE OR AN ABANDONED SCRAP VEHICLE BY THE
2 POLICE AGENCY.

3 (2) AS USED IN THIS SECTION:

4 (A) " ABANDONED VEHICLE" MEANS A VEHICLE THAT HAS REMAINED
5 ON PUBLIC PROPERTY OR ANY OTHER PLACE OPEN TO TRAVEL BY THE
6 PUBLIC WITHOUT THE CONSENT OF THE LOCAL POLICE AGENCY FOR A
7 PERIOD OF 48 HOURS AFTER A POLICE AGENCY HAS AFFIXED A WRITTEN
8 NOTICE TO THE VEHICLE.

9 (B) "ABANDONED SCRAP VEHICLE" MEANS A VEHICLE THAT MEETS ALL
10 OF THE FOLLOWING REQUIREMENTS:

11 (A) IS ON PUBLIC PROPERTY OR ANY OTHER PLACE OPEN TO TRAVEL
12 BY THE PUBLIC.

13 (B) IS 7 OR MORE YEARS OLD.

14 (C) IS APPARENTLY INOPERABLE OR IS EXTENSIVELY DAMAGED TO
15 THE EXTENT THAT THE COST OF REPAIRING THE VEHICLE SO THAT IT IS
16 OPERATIONAL AND SAFE WOULD EXCEED THE FAIR MARKET VALUE OF THAT
17 VEHICLE.

18 (D) IS NOT CURRENTLY REGISTERED PURSUANT TO THE MICHIGAN
19 VEHICLE CODE, ACT NO. 300 OF THE PUBLIC ACTS OF 1949, BEING SEC-
20 TIONS 257.1 TO 257.923 OF THE MICHIGAN COMPILED LAWS.

21 (E) IS NOT REMOVED WITHIN 48 HOURS AFTER A POLICE AGENCY HAS
22 AFFIXED A WRITTEN NOTICE TO THE VEHICLE.