

HOUSE BILL NO. 6500

December 02, 2020, Introduced by Rep. Markkanen and referred to the Committee on Transportation.

A bill to amend 1960 PA 124, entitled

"An act to create the Michigan highway reciprocity board; to prescribe its powers and duties; and to repeal certain acts and parts of acts,"

by amending the title and sections 1 and 3 (MCL 3.161 and 3.163).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 TITLE
2 An act to create the Michigan highway reciprocity board; to
3 prescribe its powers and duties; **to provide for the powers and**
4 **duties of certain state and local governmental officers and**

1 **entities; to allow certain reciprocal compacts, agreements, and**
2 **arrangements;** and to repeal certain acts and parts of acts.

3 Sec. 1. When used in this act:

4 (a) "Person" means any individual, firm, partnership,
5 association, and corporation.

6 (b) "Jurisdiction" means, **except as otherwise provided in this**
7 **subdivision,** other states of the United States, the District of
8 Columbia, territories and possessions of the United States, foreign
9 countries, or political subdivisions of foreign countries. **For**
10 **purposes of a fuel tax reciprocity agreement, jurisdiction includes**
11 **only those states of the United States that are members of the**
12 **international fuel tax agreement.**

13 (c) "Properly registered" as applied to place of registration
14 or licensing means the jurisdiction in which the board acting under
15 section 5 determines a vehicle must be registered or licensed in
16 order to be granted the privileges and benefits of this act when
17 operating in this state.

18 (d) "Board" means the ~~Michigan highway reciprocity~~
19 ~~board.~~ **department of state or, with respect to a fuel tax**
20 **reciprocity agreement, the department of treasury.**

21 (e) "Fuel tax reciprocity agreement" means a compact,
22 agreement, or arrangement that, in exchange for reciprocal
23 treatment for a motor carrier, or a class or category of motor
24 carrier, from this state in another jurisdiction, allows a motor
25 carrier, or a class or category of motor carrier, from the other
26 jurisdiction to operate or cause to be operated a qualified
27 commercial motor vehicle on a public highway in this state without
28 doing any of the following:

29 (i) Carrying, obtaining, or displaying a license, decal,

1 permit, or other credentials otherwise required by the
2 international fuel tax agreement or the motor carrier fuel tax act,
3 1980 PA 119, MCL 207.211 to 207.234.

4 (ii) Paying, reporting, and filing returns for a road tax or
5 other tax calculated based on the amount of fuel used or consumed
6 in or miles driven by a qualified commercial motor vehicle in this
7 state.

8 (f) "International fuel tax agreement" means the agreement
9 described in section 2a of the motor carrier fuel tax act, 1980 PA
10 119, MCL 207.212a.

11 (g) Motor carrier" means that term as defined in section
12 1(g) (i) of the motor carrier fuel tax act, 1980 PA 119, MCL 207.211.

13 (h) "Qualified commercial motor vehicle" means that term as
14 defined in section 1 of the motor carrier fuel tax act, 1980 PA
15 119, MCL 207.211.

16 Sec. 3. Notwithstanding any other provision of law to the
17 contrary, both of the following apply:

18 (a) Except as otherwise provided in subsection (b), the ~~board~~
19 ~~department of state~~ may enter into ~~and make such reciprocal~~
20 ~~compacts, agreements, or arrangements as that~~ the ~~board deems~~
21 ~~department of state considers~~ proper or expedient and in the
22 interests of the people of this state, with the proper authorities
23 of other jurisdictions, either individually or with a group of
24 jurisdictions, concerning the fees, charges, taxation, operation,
25 and regulation of trucks, tractors, trailers, automobiles, buses,
26 and all other automotive equipment engaged in international,
27 interstate, or intrastate commerce ~~upon and over~~ on the public
28 highways.

29 (b) Beginning on the effective date of the amendatory act that

1 added this subdivision, the department of treasury may enter into
2 fuel tax reciprocity agreements that the department of treasury
3 considers proper or expedient and in the interests of the people of
4 this state, with the proper authorities of other jurisdictions,
5 either individually or with a group of jurisdictions. The
6 department of treasury has the sole authority to enter into fuel
7 tax reciprocity agreements.