

THE MOTOR CARRIER ACT (EXCERPT)
Act 254 of 1933
Article IV
FEES

478.1 Application for certificate of authority or renewal; fee; disposition.

Sec. 1.

An application filed with the commission for a certificate of authority under this act shall be accompanied by a fee of \$100.00. An application filed with the commission for the renewal of a certificate shall be accompanied by a fee of \$50.00 for the administration of this act, which shall be in addition to all other fees and shall be retained by the commission and deposited with the state treasurer, whether or not the certificate or the renewal of the certificate is granted.

History: 1933, Act 254, Eff. Oct. 17, 1933 ;-- CL 1948, 478.1 ;-- Am. 1953, Act 170, Eff. Oct. 2, 1953 ;-- Am. 1982, Act 399, Imd. Eff. Dec. 28, 1982 ;-- Am. 2014, Act 493, Eff. Apr. 1, 2015

478.1a Repealed. 2014, Act 493, Eff. Apr. 1, 2015.

Compiler's Notes: The repealed section pertained to submission of filing fee to protest certificate of authority.

478.2 Annual fee for administration of act; replacement identification fee; revocation of intrastate authority of UCR carrier; temporary permit; fee; operation of motor vehicle while fees unpaid prohibited.

Sec. 2.

(1) In addition to the license fees or taxes otherwise imposed upon motor carriers, the commission shall assess against and collect from each motor carrier for the administration of this act an annual fee of \$100.00 for each self-propelled intrastate motor vehicle operated by or on behalf of the motor carrier, except as otherwise provided in this subsection. A motor carrier shall pay a fee of only \$50.00 for each self-propelled intrastate motor vehicle operated by or on behalf of the motor carrier if the motor carrier begins operation of the vehicle after June 30 and has not previously paid a fee under this subsection for that vehicle. After payment of the \$100.00 annual fee for an intrastate motor vehicle, or the \$50.00 fee paid for a vehicle operated after June 30, or the \$50.00 fee paid for a vehicle used for the transportation of household goods if a motor carrier seeks to begin operating a self-propelled intrastate motor vehicle in place of another motor vehicle not leased to the motor carrier by an owner operator for which a fee was paid and surrenders the identification allocated to the motor vehicle by the commission, accompanied by a fee of \$10.00, the commission shall issue a replacement identification. If the owner operator replaces a vehicle while it is still leased to the same motor carrier to whom it was leased when the identification was issued, the replacement identification fee is \$10.00. For each truck or tractor used exclusively for the transportation of household goods as defined by the commission or a vehicle used for intrastate nonconsensual towing operations by a UCR motor carrier subject to the requirements of section 4305 of the federal unified carrier registration act of 2005, 49 USC 14504a, the annual fee is \$50.00.

(2) The commission shall revoke the intrastate authority of a UCR carrier that fails to renew its annual UCR registration by January 1.

(3) The commission may issue a temporary 72-hour permit for the operation of a vehicle subject to rules and conditions of the commission at a fee of \$10.00, which is in place of any other fee otherwise required under this section. The commission shall reserve the authority to deny or curtail the use of a temporary permit authorized by this section.

(4) A motor carrier shall not operate any motor vehicle upon or over the highways of this state, except as otherwise provided in this act, while any of the fees imposed by this act remain unpaid.

History: 1933, Act 254, Eff. Oct. 17, 1933 ;-- CL 1948, 478.2 ;-- Am. 1958, Act 84, Eff. Sept. 13, 1958 ;-- Am. 1961, Act 85, Eff. Sept. 8, 1961 ;-- Am. 1964, Act 26, Eff. Aug. 28, 1964 ;-- Am. 1966, Act 162, Imd. Eff. July 1, 1966 ;-- Am. 1968, Act 120, Imd. Eff. June 11, 1968 ;-- Am. 1982, Act 399, Imd. Eff. Dec. 28, 1982 ;-- Am. 1984, Act 151, Eff. Jan. 1, 1985 ;-- Am. 1988, Act 347, Imd. Eff. Oct. 25, 1988 ;-- Am. 1989, Act 221, Imd. Eff. Dec. 13, 1989 ;-- Am. 1993, Act 352, Imd. Eff. Jan. 13, 1994 ;-- Am. 2008, Act 584, Imd. Eff. Jan. 16, 2009 ;-- Am. 2014, Act 493, Eff. Apr. 1, 2015 ;-- Am. 2020, Act 5, Imd. Eff. Jan. 27, 2020

Compiler's Notes: Enacting section 2 of Act 347 of 1988, which provided as follows: "Section 2. This amendatory act shall take effect January 1, 1989." was repealed by enacting section 2 of Act 369 of 1988, Imd. Eff. Dec. 21, 1988.

478.2a, 478.3 Repealed. 1966, Act 162, Eff. Jan. 1, 1967.

Compiler's Notes: The repealed sections pertained to motor vehicles with dump type equipment and provided for annual fees, transfer fees, and records and reports.

478.4-478.5 Repealed. 1963, Act 182, Eff. Sept. 6, 1963;—1966, Act 162, Eff. Jan. 1, 1967.

Compiler's Notes: The repealed sections provided for daily mileage record, required payment of fees.

478.5a Repealed. 1966, Act 162, Eff. Jan. 1, 1967.

Compiler's Notes: The repealed section required privilege fee for operation of motor vehicle.

478.6 Disposition of money received; appropriation; manner.

Sec. 6.

All money received under the provisions of this act shall be placed to the credit of the commission. The legislature shall appropriate such money to the commission and the department of state police in a manner that is consistent with the requirement of section 4305 of the unified carrier registration act of 2005, 49 USC 14504a, that a state demonstrate that it uses an amount at least equal to the revenue derived from its participation in the unified carrier registration agreement for motor carrier safety programs, enforcement, and the administration of the uniform carrier registration plan and agreement.

History: 1933, Act 254, Eff. Oct. 17, 1933 ;-- CL 1948, 478.6 ;-- Am. 1951, Act 52, Imd. Eff. May 23, 1951 ;-- Am. 1959, Act 180, Imd. Eff. July 22, 1959 ;-- Am. 2008, Act 584, Imd. Eff. Jan. 16, 2009

478.7 Conduct of operations by UCR motor carrier, broker, freight forwarder, leasing company, or other person subject to federal unified carrier registration act of 2005; meeting obligations of unified carrier registration plan and agreement required; deposit in truck safety fund.

Sec. 7.

(1) A UCR motor carrier, motor private carrier, broker, freight forwarder, leasing company, or other person subject to the requirements of section 4305 of the federal unified carrier registration act of 2005, 49 USC 14504a, shall not conduct operations or otherwise provide transportation services in this state without first having registered under, and met the obligations imposed by, the unified carrier registration plan and agreement.

(2) Not less than \$750,000.00 or 10% of the fees collected pursuant to this section, whichever is greater, shall be deposited in the truck safety fund established in section 25 of 1951 PA 51, MCL 247.675.

History: Add. 1988, Act 347, Imd. Eff. Oct. 25, 1988 ;-- Am. 1989, Act 221, Imd. Eff. Dec. 13, 1989 ;-- Am. 2008, Act 584, Imd. Eff. Jan. 16, 2009

Compiler's Notes: Enacting section 2 of Act 347 of 1988, which provided as follows: "Section 2. This amendatory act shall take effect January 1, 1989." was repealed by enacting section 2 of Act 369 of 1988, Imd. Eff. Dec. 21, 1988.

478.8 Effective date of increased annual fee and new registration procedure.

Sec. 8.

The increase in the annual fee from \$50.00 to \$100.00 in section 2 of this article provided by 1988 PA 347 for a motor carrier licensed in this state and the new registration procedure instituted in section 7 of this article by 1988 PA 347 shall take effect January 1, 1990.

History: Add. 1988, Act 369, Imd. Eff. Dec. 21, 1988 ;-- Am. 2020, Act 5, Imd. Eff. Jan. 27, 2020