

# HOUSE BILL No. 5069

July 27, 2005, Introduced by Reps. Kolb and Donigan and referred to the Committee on Transportation.

A bill to amend 1982 PA 432, entitled  
"Motor bus transportation act,"  
by amending section 4 (MCL 474.104), as amended by 1989 PA 233.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 4. (1) ~~This~~ **EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION**  
2       **(2), THIS** act shall not apply to a motor carrier of passengers that  
3       is any of the following:

4       (a) A county, city, township, or village as provided by law,  
5       or other authority incorporated under ~~Act No. 55 of the Public~~  
6       ~~Acts of 1963, as amended, being sections 124.351 to 124.359 of the~~  
7       ~~Michigan Compiled Laws~~ **1963 PA 55, MCL 124.351 TO 124.359.** Each  
8       authority and governmental agency incorporated under ~~Act No. 55 of~~  
9       ~~the Public Acts of 1963~~ **1963 PA 55, MCL 124.351 TO 124.359,** shall

1 have the exclusive jurisdiction to determine its own contemplated  
 2 routes, hours of service, estimated transit vehicle miles, costs of  
 3 public transportation services, and projected capital improvements  
 4 or projects within its service area.

5 (b) An authority incorporated under the ~~metropolitan~~  
 6 ~~transportation authorities act of 1967, Act No. 204 of the Public~~  
 7 ~~Acts of 1967, as amended, being sections 124.401 to 124.426 of the~~  
 8 ~~Michigan Compiled Laws, METROPOLITAN TRANSPORTATION AUTHORITIES~~  
 9 ~~ACT OF 1967, 1967 PA 204, MCL 124.401 TO 124.426, OR THE DETROIT~~  
 10 ~~AREA REGIONAL TRANSPORTATION AUTHORITY ACT~~ or that operates a  
 11 transportation service pursuant to an interlocal agreement under  
 12 the urban cooperation act of 1967, ~~Act No. 7 of the Public Acts of~~  
 13 ~~the Extra Session of 1967, as amended, being sections 124.501 to~~  
 14 ~~124.512 of the Michigan Compiled Laws 1967 (EX SESS) PA 7, MCL~~  
 15 ~~124.501 TO 124.512.~~

16 (c) Operating under a contract entered into pursuant to ~~Act~~  
 17 ~~No. 8 of the Public Acts of the Extra Session of 1967, being~~  
 18 ~~sections 124.531 to 124.536 of the Michigan Compiled Laws, or Act~~  
 19 ~~No. 35 of the Public Acts of 1951, being sections 124.1 to 124.13~~  
 20 ~~of the Michigan Compiled Laws 1967 (EX SESS) PA 8, MCL 124.531 TO~~  
 21 ~~124.536, OR 1951 PA 35, MCL 124.1 TO 124.13.~~

22 (d) An authority incorporated under the public transportation  
 23 authority act, ~~Act No. 196 of the Public Acts of 1986, being~~  
 24 ~~sections 124.451 to 124.479 of the Michigan Compiled Laws 1986 PA~~  
 25 ~~196, MCL 124.451 TO 124.479,~~ or a nonprofit corporation organized  
 26 under the nonprofit corporation act, ~~Act No. 162 of the Public~~  
 27 ~~Acts of 1982, being sections 450.2101 to 450.3192 of the Michigan~~

1 ~~Compiled Laws~~ **1982 PA 162, MCL 450.2101 TO 450.3192**, that provides  
2 transportation services.

3 (e) An authority financing public improvements to  
4 transportation systems under the revenue bond act of 1933, ~~Act No.~~  
5 ~~94 of the Public Acts of 1933, being sections 141.101 to 141.140 of~~  
6 ~~the Michigan Compiled Laws~~ **1933 PA 94, MCL 141.101 TO 141.140.**

7 (2) A motor carrier of passengers exempt under subsection (1)  
8 shall operate under the requirements of this act when operating  
9 outside of the political subdivisions permitted by the authorizing  
10 statute, **AN INTERLOCAL AGREEMENT UNDER THE URBAN COOPERATION ACT OF**  
11 **1967, 1967 (EX SESS) PA 7, MCL 124.501 TO 124.512**, or the contract  
12 required by the authorizing statute.

13 Enacting section 1. This amendatory act takes effect October  
14 1, 2006.

15 Enacting section 2. This amendatory act does not take effect  
16 unless Senate Bill No.\_\_\_\_ or House Bill No. 5068(request no.  
17 04066'05) of the 93rd Legislature is enacted into law.