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Senate Bill 1451 (as reported without amendment)
Sponsor: Senator Jud Gilbert, II
Committee: Transportation

CONTENT

The bill would amend the Motor Carrier Act to incorporate references to the Federal Unified Carrier Registration (UCR) Act, and do the following:

- Provide that a UCR motor carrier, motor private carrier, broker, freight forwarder, leasing company, or other person subject to the UCR Act could not conduct operations or otherwise provide transportation services in Michigan without first registering under, and meeting the obligations imposed by, the UCR Plan and Agreement; and delete provisions under which a motor carrier may not engage in interstate or foreign transportation of property for compensation without registering with the Public Service Commission (PSC) and paying the required fees.
- Require that money received under the Motor Carrier Act be appropriated to the PSC and the Department of State Police in a manner consistent with a requirement of the UCR Act that a state demonstrate that it uses an amount at least equal to the revenue derived from its participation in the UCR Agreement for motor carrier safety programs, enforcement, and the administration of the UCR Plan and Agreement.
- Delete a requirement that at least 90% of the fees collected in excess of \$1.4 million annually be deposited in the Truck Safety Fund; and require, instead, at least \$750,000 or 10% of the collected fees, whichever was greater, to be deposited in the Fund.
- Limit certain provisions regarding the PSC's authority to furnish identification for authorized vehicles and make insurance and bonding requirements, and the expiration and renewal of motor carrier permits and certificates, to intrastate-only motor carriers of property and motor carriers of household goods.
- Limit to intrastate motor vehicles provisions assessing an annual administrative fee against motor carriers, and delete requirements that a motor carrier licensed in Michigan pay an annual fee for each vehicle it operates that is registered in Michigan and operating entirely in interstate commerce.
- Delete provisions establishing an annual fee for each interstate or foreign motor carrier vehicle operated in Michigan and licensed in another state or Canadian province, and allowing the PSC to enter into a reciprocal agreement with a state or province that does not charge vehicles licensed in Michigan economic regulatory fees or taxes.

MCL 475.1 et al.

Legislative Analyst: Julie Cassidy

FISCAL IMPACT

The bill would implement the Unified Carrier Registration Agreement, the motor carrier regulation plan developed pursuant to the Unified Carrier Registration Act of 2005. If Michigan does not comply with the UCRA, the State could lose its share of interstate motor carrier fees, which is approximately \$7.5 million annually. These funds are used currently for the Michigan Public Service Commission's cost of administering motor carrier registration and for enforcement and safety programs conducted by the Michigan State Police.

Date Completed: 9-10-08

Fiscal Analyst: Bruce Baker
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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.