

# SENATE BILL No. 914

January 26, 2012, Introduced by Senator KOWALL and referred to the Committee on Transportation.

A bill to amend 1966 PA 293, entitled

"An act to provide for the establishment of charter counties; to provide for the election of charter commissioners; to prescribe their powers and duties; to prohibit certain acts of a county board of commissioners after the approval of the election of a charter commission; to prescribe the mandatory and permissive provisions of a charter; to provide for the exercise by a charter county of certain powers whether or not authorized by its charter; and to prescribe penalties and provide remedies,"

(MCL 45.501 to 45.521) by adding section 14a.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

**SEC. 14A. (1) BEGINNING SEPTEMBER 30, 2014, EACH COUNTY ROAD AGENCY SHALL ANNUALLY CERTIFY TO THE DEPARTMENT THAT IT SATISFIES ALL OF THE FOLLOWING CONDITIONS:**

**(A) THE COUNTY ROAD AGENCY IS IN COMPLIANCE WITH THE PUBLICLY FUNDED HEALTH INSURANCE CONTRIBUTION ACT, 2011 PA 152, MCL 15.561 TO 15.569.**

**(B) THE COUNTY ROAD AGENCY ENROLLS NEW EMPLOYEES IN A DEFINED**

1 CONTRIBUTION PLAN.

2 (C) THE COUNTY ROAD AGENCY HAS ADOPTED AND IS ACTING UNDER A  
3 ROAD SAFETY PLAN DESIGNED TO ENSURE UNIFORM HIGH SAFETY STANDARDS  
4 ON ALL ROADS IN THIS STATE THAT, AT A MINIMUM, REQUIRES THE COUNTY  
5 ROAD AGENCY TO DO ALL OF THE FOLLOWING:

6 (i) TABULATE THE LOCATION AND CAUSATION OF TRAFFIC ACCIDENTS,  
7 USE THE RESULTING INFORMATION TO PRIORITIZE INVESTMENT, AND PROVIDE  
8 THE RESULTING INFORMATION TO ALL LAW ENFORCEMENT AGENCIES WITHIN  
9 THE JURISDICTION OF THE COUNTY ROAD AGENCY FOR USE AS A GUIDE TO  
10 ENFORCEMENT OPERATIONS.

11 (ii) REVIEW THE WARRANTS AND TRAFFIC CONTROL ORDERS FOR ALL  
12 TRAFFIC CONTROL DEVICES ERECTED ON ITS ROADS AT LEAST EVERY 7 YEARS  
13 AND REMOVE ALL UNWARRANTED DEVICES AND ALL DEVICES THAT ARE NOT IN  
14 COMPLIANCE WITH THE MICHIGAN VEHICLE CODE, 1949 PA 300, MCL 257.1  
15 TO 257.923, OR THE UNIFORM TRAFFIC CODE FOR CITIES, TOWNSHIPS, AND  
16 VILLAGES PROMULGATED BY THE MICHIGAN STATE POLICE.

17 (iii) REVIEW AND ADJUST THE TIMING OF SIGNAL DEVICES ON ITS  
18 ROADS TO REFLECT TRAFFIC VOLUMES AND ACTUAL OPERATING SPEEDS AT  
19 LEAST EVERY 5 YEARS AND, WHERE PRACTICABLE, SYNCHRONIZE THE  
20 OPERATION OF SIGNAL DEVICES FOR MINIMUM DELAY TO TRAFFIC.

21 (iv) CONDUCT A MULTIDISCIPLINARY ROAD SAFETY AUDIT OF EACH  
22 PROJECT OVER \$1,000,000.00 AND OF EACH HIGH-ACCIDENT LOCATION.

23 (v) EMPLOY OR CONTRACT FOR THE SERVICES OF A LICENSED TRAFFIC  
24 ENGINEER.

25 (D) THE COUNTY ROAD AGENCY IS IN COMPLIANCE WITH THE ASSET  
26 MANAGEMENT REQUIREMENTS OF SECTION 9A OF 1951 PA 51, MCL 247.659A.

27 (2) IF A COUNTY ROAD AGENCY DOES NOT MAKE THE CERTIFICATION

1 REQUIRED UNDER SUBSECTION (1), THE DEPARTMENT SHALL WITHHOLD ALL  
2 DISTRIBUTIONS FROM THE MICHIGAN TRANSPORTATION FUND AND THE  
3 COMMERCIAL CORRIDOR FUND UNDER THIS ACT. A WITHHOLDING UNDER THIS  
4 SUBSECTION SHALL CONTINUE FOR THE PERIOD OF NONCOMPLIANCE WITH  
5 SUBSECTION (1) BY THE COUNTY ROAD AGENCY.

6 (3) EACH COUNTY ROAD AGENCY SHALL DEVELOP AND IMPLEMENT A  
7 DASHBOARD TO PROVIDE INFORMATION TO THE CITIZENS OF THIS STATE. A  
8 DASHBOARD DEVELOPED AND IMPLEMENTED UNDER THIS SUBSECTION SHALL  
9 INCLUDE, BUT IS NOT LIMITED TO, INFORMATION REGARDING THE COUNTY  
10 ROAD AGENCY'S COMPLIANCE WITH THE CONDITIONS SET FORTH IN  
11 SUBSECTION (1), ANY INFORMATION COMPILED BY THE COUNTY ROAD AGENCY  
12 AS REQUIRED BY SUBSECTION (1), AND WHETHER DISTRIBUTIONS FROM THE  
13 MICHIGAN TRANSPORTATION FUND OR THE COMMERCIAL CORRIDOR FUND HAVE  
14 BEEN WITHHELD BY THE DEPARTMENT UNDER SUBSECTION (2).

15 (4) AS USED IN THIS SECTION:

16 (A) "COUNTY ROAD AGENCY" MEANS A COUNTY ROAD COMMISSION OR A  
17 BODY THAT HAS THE POWERS OF A COUNTY ROAD COMMISSION IN A COUNTY  
18 THAT ADOPTS A CHARTER UNDER THIS ACT.

19 (B) "DEFINED CONTRIBUTION PLAN" MEANS THAT TERM AS DEFINED IN  
20 SECTION 12B OF THE PUBLIC EMPLOYEE RETIREMENT SYSTEM INVESTMENT  
21 ACT, 1965 PA 314, MCL 38.1132B.

22 (C) "DEPARTMENT" MEANS THE STATE TRANSPORTATION DEPARTMENT.