

SUBSTITUTE FOR
HOUSE BILL NO. 5452

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending section 725 (MCL 257.725), as amended by 1998 PA 247.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 725. (1) Upon receipt of a written application and good
2 cause being shown, a jurisdictional authority may issue a written
3 special permit authorizing an applicant to operate upon or remove
4 from a highway maintained by that jurisdictional authority a
5 vehicle or combination of vehicles that are any of the following:

6 (a) Of a size, weight, or load exceeding the maximum specified
7 in this chapter.

8 (b) Otherwise not in conformity with this chapter.

9 (2) The application for a special permit shall be on a form
10 prescribed by the jurisdictional authority and shall specifically
11 describe the vehicle or vehicles and load to be operated or moved

1 and the particular highways upon which the special permit to
2 operate is requested.

3 (3) A jurisdictional authority may issue a special permit and
4 charge a fee that does not exceed the administrative costs incurred
5 authorizing the operation of the following upon a highway:

6 (a) Traction engines or tractors having movable tracks with
7 transverse corrugations upon the periphery of those movable tracks
8 on farm tractors.

9 (b) Other farm machinery otherwise prohibited under this
10 chapter.

11 (c) A vehicle of a size or weight otherwise prohibited under
12 this chapter that is hauling farm machinery to or from a farm.

13 (4) A special permit shall specify the trip or trips and date
14 or dates for which it is valid and the jurisdictional authority
15 granting the special permit may restrict or prescribe conditions of
16 operation of a vehicle or vehicles, if necessary, to protect the
17 safety of the public or to ensure against undue damage to the road
18 foundations, surfaces, structures, or installations, and may
19 require a reasonable inspection fee and other security as that
20 jurisdictional authority determines necessary to compensate for
21 damages caused by the movement. A special permit may be issued on
22 an annual basis. Except as otherwise provided in this section, the
23 fee charged by the state transportation department for an
24 intrastate or an out-of-state vehicle for a single trip shall be
25 ~~\$50.00~~ **\$100.00** and for multiple trips or on an annual basis shall
26 be ~~\$100.00~~ **\$500.00**. Except as otherwise provided in this section,
27 the fee charged by a jurisdictional authority other than the state

1 transportation department for an intrastate or an out-of-state
2 vehicle for a single trip shall be not more than ~~\$50.00~~**\$100.00** and
3 for multiple trips or on an annual basis shall be not more than
4 ~~\$100.00~~. ~~Effective October 1, 1998, the \$500.00.~~ **THE** fee charged by
5 a jurisdictional authority other than the state transportation
6 department for a special permit under this subsection shall be the
7 fee charged on September 30, 1997. The fee charged by a
8 jurisdictional authority other than the state transportation
9 department for a special permit under this subsection may be
10 increased above the amount charged on September 30, 1997 subject to
11 the maximums allowed by this subsection subject to a prior public
12 hearing with reasonable notice. However, the fee charged by a
13 jurisdictional authority other than the state transportation
14 department for a special permit under this subsection that is more
15 than ~~\$50.00~~**\$100.00** for a single trip or that is more than ~~\$100.00~~
16 **\$500.00** for multiple trips or on an annual basis, or both, on
17 September 30, 1997 shall not be increased.

18 (5) The fee charged by the state transportation department for
19 an intrastate or an out-of-state vehicle or combination of vehicles
20 that exceed the maximum size specified in this chapter but do not
21 exceed the maximum weight or load specified in this chapter or are
22 otherwise not in conformity with this chapter shall be ~~\$15.00~~
23 **\$30.00** for a single trip and ~~\$30.00~~**\$150.00** for multiple trips or
24 on an annual basis. The fees charged under this subsection may be
25 increased not more than once each year based on the percentage
26 increase in the United States consumer price index for all urban
27 consumers for the immediately preceding 12-month period rounded to

1 the nearest whole dollar. ~~This subsection takes effect October 1,~~
2 ~~1998.~~

3 (6) The fee charged by a jurisdictional authority other than
4 the state transportation department for an intrastate or an out-of-
5 state vehicle or combination of vehicles of a size exceeding the
6 maximum specified in this chapter but not exceeding the maximum
7 weight or load specified in this chapter shall not exceed the
8 administrative costs incurred by that jurisdictional authority in
9 issuing the permit. ~~This subsection takes effect October 1, 1998.~~

10 (7) A special permit issued under this section shall be
11 carried in the vehicle or combination of vehicles to which it
12 refers and shall be open to inspection by a police officer or
13 authorized agent of a jurisdictional authority granting the special
14 permit. A person shall not violate any of the terms or conditions
15 of the special permit.

16 (8) A person who violates this section is responsible for a
17 civil infraction.

18 (9) A jurisdictional authority issuing a special permit to
19 move a mobile home under this section and a person who is issued a
20 special permit to move a mobile home under this section are subject
21 to section 719a.

22 (10) As used in this section, "jurisdictional authority" means
23 the state transportation department, a county road commission, or a
24 local authority having jurisdiction over a highway upon which a
25 vehicle is proposed to be moved pursuant to a permit required under
26 this section.