

HOUSE BILL No. 5452

April 17, 2014, Introduced by Reps. McCready, Jacobsen and Schor and referred to the Committee on Transportation and Infrastructure.

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

1 prescribed by the jurisdictional authority and shall specifically
2 describe the vehicle or vehicles and load to be operated or moved
3 and the particular highways upon which the special permit to
4 operate is requested.

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

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

11 (b) Other farm machinery otherwise prohibited under this
12 chapter.

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

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

1 be ~~\$100.00.~~ **\$200.00.** Except as otherwise provided in this section,
2 the fee charged by a jurisdictional authority other than the state
3 transportation department for an intrastate or an out-of-state
4 vehicle for a single trip shall be not more than ~~\$50.00~~ **\$100.00** and
5 for multiple trips or on an annual basis shall be not more than
6 ~~\$100.00.~~ ~~Effective October 1, 1998, the~~ **\$200.00.** **THE** fee charged by
7 a jurisdictional authority other than the state transportation
8 department for a special permit under this subsection shall be the
9 fee charged on September 30, 1997. The fee charged by a
10 jurisdictional authority other than the state transportation
11 department for a special permit under this subsection may be
12 increased above the amount charged on September 30, 1997 subject to
13 the maximums allowed by this subsection subject to a prior public
14 hearing with reasonable notice. However, the fee charged by a
15 jurisdictional authority other than the state transportation
16 department for a special permit under this subsection that is more
17 than ~~\$50.00~~ **\$100.00** for a single trip or that is more than ~~\$100.00~~
18 **\$200.00** for multiple trips or on an annual basis, or both, on
19 September 30, 1997 shall not be increased.

20 (5) The fee charged by the state transportation department for
21 an intrastate or an out-of-state vehicle or combination of vehicles
22 that exceed the maximum size specified in this chapter but do not
23 exceed the maximum weight or load specified in this chapter or are
24 otherwise not in conformity with this chapter shall be ~~\$15.00~~
25 **\$30.00** for a single trip and ~~\$30.00~~ **\$60.00** for multiple trips or on
26 an annual basis. The fees charged under this subsection may be
27 increased not more than once each year based on the percentage

1 increase in the United States consumer price index for all urban
2 consumers for the immediately preceding 12-month period rounded to
3 the nearest whole dollar. ~~This subsection takes effect October 1,~~
4 ~~1998.~~

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

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

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

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

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

1 this section.