

HOUSE SUBSTITUTE FOR  
SENATE BILL NO. 996

A bill to amend 1949 PA 300, entitled  
"Michigan vehicle code,"  
(MCL 257.1 to 257.923) by adding section 665b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1           SEC. 665B. (1) A MOTOR VEHICLE MANUFACTURER MAY PARTICIPATE IN  
2 A SAVE PROJECT IF IT SELF-CERTIFIES TO ALL OF THE FOLLOWING:

3           (A) THAT IT IS A MOTOR VEHICLE MANUFACTURER. A PERSON THAT IS  
4 NOT A MOTOR VEHICLE MANUFACTURER MAY NOT PARTICIPATE IN A SAVE  
5 PROJECT.

6           (B) THAT EACH VEHICLE IN THE PARTICIPATING FLEET IS OWNED OR  
7 CONTROLLED BY THE MOTOR VEHICLE MANUFACTURER AND IS EQUIPPED WITH  
8 ALL OF THE FOLLOWING:

9           (i) AN AUTOMATED DRIVING SYSTEM.

10          (ii) AUTOMATIC CRASH NOTIFICATION TECHNOLOGY.

1 (iii) A DATA RECORDING SYSTEM THAT HAS THE CAPACITY TO RECORD  
2 THE AUTOMATED DRIVING SYSTEM'S STATUS AND OTHER VEHICLE ATTRIBUTES  
3 INCLUDING, BUT NOT LIMITED TO, SPEED, DIRECTION, AND LOCATION  
4 DURING A SPECIFIED TIME PERIOD BEFORE A CRASH AS DETERMINED BY THE  
5 MOTOR VEHICLE MANUFACTURER.

6 (C) THAT THE PARTICIPATING FLEET COMPLIES WITH ALL APPLICABLE  
7 STATE AND FEDERAL LAWS.

8 (D) THAT EACH VEHICLE IN THE PARTICIPATING FLEET IS CAPABLE OF  
9 BEING OPERATED IN COMPLIANCE WITH APPLICABLE TRAFFIC AND MOTOR  
10 VEHICLE LAWS OF THIS STATE.

11 (2) A MOTOR VEHICLE MANUFACTURER'S ELIGIBILITY TO PARTICIPATE  
12 IN A SAVE PROJECT UNDER THIS SECTION IS CONDITIONED SOLELY UPON  
13 MEETING THE REQUIREMENTS OF THIS SECTION. A MOTOR VEHICLE  
14 MANUFACTURER SHALL VERIFY ITS SATISFACTION OF THE REQUIREMENTS OF  
15 THIS SECTION USING THE SELF-CERTIFICATION DESCRIBED IN SUBSECTION  
16 (1).

17 (3) ALL OF THE FOLLOWING APPLY TO A MOTOR VEHICLE MANUFACTURER  
18 THAT PARTICIPATES IN A SAVE PROJECT:

19 (A) THE MOTOR VEHICLE MANUFACTURER MAY COMMENCE A SAVE PROJECT  
20 AT ANY TIME AFTER IT NOTIFIES THE DEPARTMENT THAT IT HAS SELF-  
21 CERTIFIED AS PROVIDED IN SUBSECTION (1). THE NOTIFICATION REQUIRED  
22 BY THIS SUBDIVISION SHALL ALSO SET FORTH THE GEOGRAPHICAL  
23 BOUNDARIES FOR THE SAVE PROJECT. A MOTOR VEHICLE MANUFACTURER MAY  
24 MAKE MULTIPLE NOTIFICATIONS UNDER THIS SUBSECTION.

25 (B) THE MOTOR VEHICLE MANUFACTURER MAY PARTICIPATE IN A SAVE  
26 PROJECT UNDER ANY TERMS IT DEEMS APPROPRIATE SO LONG AS THE TERMS  
27 ARE CONSISTENT WITH THIS SECTION AND OTHER APPLICABLE LAW.

1 (C) THE MOTOR VEHICLE MANUFACTURER SHALL DETERMINE THE  
2 GEOGRAPHICAL BOUNDARIES FOR A SAVE PROJECT, WHICH MAY INCLUDE, BUT  
3 ARE NOT LIMITED TO, ANY OF THE FOLLOWING:

4 (i) A DESIGNATED AREA WITHIN A MUNICIPALITY.

5 (ii) AN AREA MAINTAINED BY A REGIONAL AUTHORITY.

6 (iii) A UNIVERSITY CAMPUS.

7 (iv) A DEVELOPMENT THAT CATERS TO SENIOR CITIZENS.

8 (v) A GEOGRAPHIC OR DEMOGRAPHIC AREA THAT IS SIMILAR TO THE  
9 AREAS DESCRIBED IN SUBPARAGRAPHS (i) TO (iv).

10 (D) PUBLIC OPERATION OF A PARTICIPATING FLEET SHALL BE  
11 CONFINED TO THE BOUNDARIES SELECTED BY THE MOTOR VEHICLE  
12 MANUFACTURER UNDER SUBDIVISION (C).

13 (E) FOR THE DURATION OF A SAVE PROJECT, THE MOTOR VEHICLE  
14 MANUFACTURER SHALL MAINTAIN INCIDENT RECORDS AND PROVIDE PERIODIC  
15 SUMMARIES RELATED TO THE SAFETY AND EFFICACY OF TRAVEL OF THE  
16 PARTICIPATING FLEET TO THE DEPARTMENT AND THE NATIONAL HIGHWAY  
17 TRAFFIC SAFETY ADMINISTRATION.

18 (F) AN INDIVIDUAL WHO PARTICIPATES IN A SAVE PROJECT IS DEEMED  
19 BY HIS OR HER PARTICIPATION TO HAVE CONSENTED TO THE COLLECTION OF  
20 THE INFORMATION DESCRIBED IN SUBDIVISION (E) WHILE HE OR SHE IS IN  
21 A VEHICLE THAT IS PART OF THE PARTICIPATING FLEET AND TO THE  
22 PROVISION OF THE SUMMARIES TO THE DEPARTMENT AND THE NATIONAL  
23 HIGHWAY TRAFFIC SAFETY ADMINISTRATION AS DESCRIBED IN SUBDIVISION  
24 (E). BEFORE COMMENCING A SAVE PROJECT, AND FOR THE DURATION OF THE  
25 SAVE PROJECT, THE MOTOR VEHICLE MANUFACTURER SHALL MAKE PUBLICLY  
26 AVAILABLE A PRIVACY STATEMENT DISCLOSING ITS DATA HANDLING  
27 PRACTICES IN CONNECTION WITH THE APPLICABLE PARTICIPATING FLEET.

1           (4) WHEN ENGAGED, AN AUTOMATED DRIVING SYSTEM OR ANY REMOTE OR  
2 EXPERT-CONTROLLED ASSIST ACTIVITY SHALL BE CONSIDERED THE DRIVER OR  
3 OPERATOR OF THE VEHICLE FOR PURPOSES OF DETERMINING CONFORMANCE TO  
4 ANY APPLICABLE TRAFFIC OR MOTOR VEHICLE LAWS AND SHALL BE DEEMED TO  
5 SATISFY ELECTRONICALLY ALL PHYSICAL ACTS REQUIRED BY A DRIVER OR  
6 OPERATOR OF THE VEHICLE. A MOTOR VEHICLE MANUFACTURER SHALL INSURE  
7 EACH VEHICLE IN A PARTICIPATING FLEET AS REQUIRED UNDER THIS ACT  
8 AND CHAPTER 31 OF THE INSURANCE CODE OF 1956, 1956 PA 218, MCL  
9 500.3101 TO 500.3179. FOR EACH SAVE PROJECT IN WHICH IT  
10 PARTICIPATES, DURING THE TIME THAT AN AUTOMATED DRIVING SYSTEM IS  
11 IN CONTROL OF A VEHICLE IN THE PARTICIPATING FLEET, A MOTOR VEHICLE  
12 MANUFACTURER SHALL ASSUME LIABILITY FOR EACH INCIDENT IN WHICH THE  
13 AUTOMATED DRIVING SYSTEM IS AT FAULT, SUBJECT TO CHAPTER 31 OF THE  
14 INSURANCE CODE OF 1956, 1956 PA 218, MCL 500.3101 TO 500.3179.