

HOUSE BILL NO. 5029

September 18, 2025, Introduced by Reps. Green, Kunse, Outman, Borton, Frisbie and DeBoyer
and referred to Committee on Transportation and Infrastructure.

A bill to amend 1951 PA 51, entitled

"An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to promote safe and efficient travel for motor vehicle drivers, bicyclists, pedestrians, and other legal users of roads, streets, and highways; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety

commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, local bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; to investigate and study the tolling of roads, streets, highways, or bridges; and to repeal acts and parts of acts,"

by amending section 11g (MCL 247.661g), as added by 2016 PA 246.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 11g. (1) The movable bridge fund is created in the state
 2 treasury as a separate fund. The state treasurer may receive money
 3 or other assets from any source for deposit into the fund. The
 4 state treasurer shall direct the investment of the fund. The state
 5 treasurer shall credit to the fund interest and earnings from fund
 6 investments. Money in the fund at the close of the fiscal year

1 ~~shall remain~~**remains** in the fund and ~~shall~~**does** not lapse to the
2 general fund. The department ~~shall be~~**is** the administrator of the
3 fund for ~~auditing purposes~~**audits of the fund**.

4 (2) The department may enter into a contract with a person or
5 agency that has jurisdiction of a publicly owned movable bridge for
6 the operation of that bridge. A contract entered into under this
7 subsection ~~shall~~**must** require any contractor hired by the
8 department to operate the bridge to maintain insurance in an amount
9 specified by the department. This subsection does not require the
10 department to assume ownership or jurisdiction of a publicly owned
11 movable bridge as part of a contract described in this subsection.

12 (3) Each person or agency other than the department that owns
13 or has jurisdiction of a publicly owned movable bridge shall submit
14 to the department the operational procedures for that bridge and
15 the operational costs incurred by the person or agency in operating
16 the bridge on an annual basis. The department shall develop
17 procedures to govern the operation of and to determine the
18 operational costs of all publicly owned movable bridges in this
19 state. The department shall annually develop an estimate for the
20 operational cost of each publicly owned movable bridge in this
21 state for each fiscal year. For each publicly owned movable bridge
22 that is owned by or under the jurisdiction of a person or agency
23 other than the department, the department shall use the operational
24 procedures and operational costs submitted by that person or agency
25 under this subsection in developing the procedures and estimates
26 required by this subsection. Using the estimates developed under
27 this subsection, the department shall distribute a percentage of
28 money from the movable bridge fund to each person or agency
29 responsible for the operation of a publicly owned movable bridge.

1 If the department is responsible for the operation of a publicly
2 owned movable bridge, the money distributed under this subsection
3 ~~shall~~**must** be distributed to the department. **Before December 31,**
4 **2030, both of the following apply:**

5 (a) The department shall annually develop an estimate for the
6 cost of local federal bridge load analysis, inspection, or other
7 local federal bridge mandates.

8 (b) If additional money remains in the movable bridge fund in
9 a fiscal year after the distribution required by this subsection
10 for operational costs is made, the department may use that
11 remaining money to cover other costs for any required local federal
12 bridge load analysis, inspection, or other local federal bridge
13 mandate if no other source of funding is available.

14 (4) If the department offers to enter into a contract
15 described in subsection (2) and the owner or agency that has
16 jurisdiction of the bridge declines, the owner or agency ~~shall~~**must**
17 continue to receive the amount of money that it otherwise would
18 have received for the operation of that bridge under this act.

19 (5) As used in this section, "operational costs" includes all
20 reasonable and customary costs associated with the operation of a
21 publicly owned moveable bridge. Operational costs do not include
22 routine maintenance costs, capital improvement costs, or emergency
23 structural, mechanical, electrical, or hydraulic repairs.