

HOUSE BILL No. 5762

April 1, 2004, Introduced by Reps. Shackleton, Farhat, Stahl, Palsrok, Ehardt, Acciavatti, Richardville, Milosch, Sheen, Pappageorge, Steil, LaJoy, Hune, Walker, Moolenaar, Nofs, Nitz, Middaugh, Newell, Stewart, Huizenga, Brown, Emmons, Woronchak, DeRossett, Kooiman, Hummel, Hager, Pastor, Brandenburg, Drolet, Caul, Vander Veen, Voorhees, Hoogendyk, DeRoche, Wenke, Palmer, Robertson, Shaffer, Casperson, Amos, Sheltroun and Rivet and referred to the Committee on Transportation.

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 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, critical 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; and to repeal acts and parts of acts,"

by amending section 1a (MCL 247.651a).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1a. (1) ~~All~~ **Except as otherwise provided in this**
 2 **section, all** state trunk line highways ~~now or hereafter~~
 3 ~~established as provided by law,~~ shall be constructed,
 4 maintained, and improved in accordance with ~~the provisions of~~
 5 this act under the direction, supervision, and control of the
 6 state ~~highway commissioner~~ **transportation commission**. The
 7 ~~commissioner~~ **commission** shall make surveys and proper plans and
 8 specifications and take charge of the construction and
 9 maintenance of the state trunk line highways. For the purpose of
 10 securing a more direct and favorable location, minor changes in
 11 the line of any road may be made when, in the judgment of the
 12 state ~~highway commissioner~~ **transportation commission**, the
 13 changes ~~make~~ **are made** for the safety of public travel.

14 (2) **Beginning with the submittal for the years 2009 to 2013,**
 15 **the 5-year transportation program of the department shall be**
 16 **submitted to the legislature for approval. The 5-year**

1 transportation program shall not be implemented until it is
2 approved by a majority vote of the senate and the house of
3 representatives.

4 Enacting section 1. This amendatory act does not take
5 effect unless Senate Bill No. _____ or House Bill No. _____
6 (request no. 06454'04 b) of the 92nd Legislature is enacted into
7 law.