

HOUSE BILL No. 4638

May 26, 2015, Introduced by Rep. Nesbitt and referred to the Committee on Commerce and Trade.

A bill to amend 1990 PA 271, entitled
"Limousine transportation act,"
by amending section 5 (MCL 257.1905).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 5. (1) This act ~~shall~~**DOES** not apply to a limo carrier of
2 passengers that is any of the following:

3 (a) A county, city, township, or village as provided by law,
4 or other authority incorporated under ~~Act No. 55 of the Public Acts~~
5 ~~of 1963, being sections 124.351 to 124.359 of the Michigan Compiled~~
6 ~~Laws.~~**1963 PA 55, MCL 124.351 TO 124.359.**

7 (b) An authority incorporated under the metropolitan
8 transportation authorities act of 1967, ~~Act No. 204 of the Public~~
9 ~~Acts of 1967, being sections 124.401 to 124.426 of the Michigan~~
10 ~~Compiled Laws,~~**1967 PA 204, MCL 124.401 TO 124.426,** or that
11 operates a transportation service ~~pursuant to~~**UNDER** an interlocal

1 agreement under the urban cooperation act of 1967, ~~Act No. 7 of the~~
2 ~~Public Acts of the Extra Session of 1967, being sections 124.501 to~~
3 ~~124.512 of the Michigan Compiled Laws.1967 (EX SESS) PA 7, MCL~~
4 **124.501 TO 124.512.**

5 (c) Operating under a contract entered into ~~pursuant to Act~~
6 ~~No. 8 of the Public Acts of the Extra Session of 1967, being~~
7 ~~sections 124.531 to 124.536 of the Michigan Compiled Laws, UNDER~~
8 **1967 (EX SESS) PA 8, MCL 124.531 TO 124.536,** or ~~Act No. 35 of the~~
9 ~~Public Acts of 1951, being sections 124.1 to 124.13 of the Michigan~~
10 ~~Compiled Laws.1951 PA 35, MCL 124.1 TO 124.13.~~

11 (d) An authority incorporated under the public transportation
12 authority act, ~~Act No. 196 of the Public Acts of 1986, being~~
13 ~~sections 124.451 to 124.479 of the Michigan Compiled Laws, 1986 PA~~
14 **196, MCL 124.451 TO 124.479,** or a nonprofit corporation organized
15 under the nonprofit corporation act, ~~Act No. 162 of the Public Acts~~
16 ~~of 1982, being sections 450.2101 to 450.3192 of the Michigan~~
17 ~~Compiled Laws, 1982 PA 162, MCL 450.2101 TO 450.3192,~~ that provides
18 transportation services.

19 (e) An authority financing public improvements to
20 transportation systems under the revenue bond act of 1933, ~~Act No.~~
21 ~~94 of the Public Acts of 1933, being sections 141.101 to 141.140 of~~
22 ~~the Michigan Compiled Laws.1933 PA 94, MCL 141.101 TO 141.140.~~

23 (f) Only operating limousines to provide the transportation of
24 passengers for funerals.

25 (g) Only operating wholly within the boundaries of a local
26 unit of government if the local unit of government has its own
27 safety inspection and insurance requirements.

1 (2) A limo carrier of passengers exempt under subsection (1)
2 shall operate under the requirements of this act when operating
3 outside of the political subdivisions permitted by the authorizing
4 statute or the contract required by the authorizing statute.

5 (3) This act ~~shall~~**DOES** not apply to a limo carrier of
6 passengers who is only providing transportation using metered
7 vehicles identified as a taxi or taxicab with a maximum seating
8 capacity of 3 to 9 passengers or less, including the driver.

9 **(4) THIS ACT DOES NOT APPLY TO A TRANSPORTATION NETWORK**
10 **COMPANY. AS USED IN THIS SUBSECTION:**

11 **(A) "DIGITAL NETWORK" MEANS AN ONLINE-ENABLED APPLICATION,**
12 **SOFTWARE, WEBSITE, OR SYSTEM OFFERED OR UTILIZED BY A**
13 **TRANSPORTATION NETWORK COMPANY THAT ENABLES THE PREARRANGEMENT OF**
14 **RIDES WITH TRANSPORTATION NETWORK COMPANY DRIVERS.**

15 **(B) "PREARRANGED RIDE" MEANS THE PROVISION OF TRANSPORTATION**
16 **BY A TRANSPORTATION NETWORK COMPANY DRIVER TO A TRANSPORTATION**
17 **NETWORK COMPANY RIDER, BEGINNING WHEN THE DRIVER ACCEPTS A RIDE**
18 **REQUESTED BY A RIDER THROUGH A DIGITAL NETWORK CONTROLLED BY A**
19 **TRANSPORTATION NETWORK COMPANY, CONTINUING WHILE THE DRIVER**
20 **TRANSPORTS THE REQUESTING RIDER, AND ENDING WHEN THE LAST**
21 **REQUESTING RIDER DEPARTS FROM THE PERSONAL VEHICLE. PREARRANGED**
22 **RIDE DOES NOT INCLUDE TRANSPORTATION PROVIDED USING A TAXICAB,**
23 **LIMOUSINE, OR OTHER COMMERCIAL VEHICLE.**

24 **(C) "TRANSPORTATION NETWORK COMPANY" MEANS A PERSON OPERATING**
25 **IN THIS STATE THAT USES A DIGITAL NETWORK TO CONNECT TRANSPORTATION**
26 **NETWORK COMPANY RIDERS TO TRANSPORTATION NETWORK COMPANY DRIVERS**
27 **WHO PROVIDE PREARRANGED RIDES. TRANSPORTATION NETWORK COMPANY DOES**

1 NOT INCLUDE A TAXI SERVICE, TRANSPORTATION SERVICE ARRANGED THROUGH
2 A TRANSPORTATION BROKER, RIDESHARING ARRANGEMENT, OR TRANSPORTATION
3 SERVICE USING FIXED ROUTES AT REGULAR INTERVALS.