

# HOUSE BILL NO. 4805

May 06, 2021, Introduced by Reps. Damoose, Ellison, Hood, LaGrand, Hertel, Garza, Steckloff, Rabhi, Kuppa, Bellino and Schroeder and referred to the Committee on Energy.

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; and to repeal acts and parts of acts,"

by amending section 1b (MCL 247.651b), as amended by 2002 PA 498.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 1b. (1) The ~~state transportation~~ department shall bear  
 2 the entire cost of maintaining, in accordance with standards and  
 3 specifications of the department, all state trunk line highways  
 4 including highways within incorporated cities and villages except  
 5 that the cost of maintaining additional width for local purposes as

1 provided in section 1c ~~shall~~**must** be borne by the city or village.

2 (2) Notwithstanding any provision of law to the contrary, as  
3 part of the construction or reconstruction of a state trunk line  
4 highway ~~which~~**that** abuts a location designated as a national  
5 historic landmark ~~pursuant to~~**under** the national historic  
6 preservation act, Public Law 89-665, ~~80 Stat. 915,~~ and **the National**  
7 **Historic Landmarks Program established under** 36 ~~C.F.R. CFR~~ part 65,  
8 the department may include within the project, expenditures deemed  
9 necessary to mitigate the adverse impact of the state trunk line  
10 highway on the aesthetic and historic character of that abutting  
11 area. The installation or maintenance of lighting to preserve the  
12 aesthetic and historic character of the abutting area ~~shall~~**must**  
13 not impose a duty on the department to provide or maintain lighting  
14 for the improved portion of the highway designed for vehicular  
15 travel.

16 (3) ~~The state transportation~~**Except as otherwise provided in**  
17 **subsection (4), the** department shall not use funds allocated under  
18 this act for the development or construction of a service plaza.

19 (4) **The department may use funds allocated under this act to**  
20 **construct, maintain, and operate an electric vehicle charging**  
21 **station on a limited access highway rest area or welcome center.**