

HOUSE BILL NO. 6295

June 30, 2022, Introduced by Rep. Yaroch and referred to the Committee on Transportation.

A bill to amend 1969 PA 296, entitled

"An act to provide for the transfer of jurisdiction over highways; to provide for the final determination of disputes involving transfers of highway jurisdiction; and to supersede certain acts and parts of acts,"

by amending sections 1 and 2 (MCL 247.851 and 247.852).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. As used in this act:

2 (a) "Highway authority" means the state ~~highway~~**transportation**
3 commission, a board of county road commissioners, or the governing

1 body of a city, ~~or~~ village, **or township.**

2 (b) "Highway" means a highway, road, or street.

3 (c) "Board" means the highway jurisdiction determination
4 board.

5 Sec. 2. ~~The provisions of~~ **Notwithstanding** any law to the
6 contrary, ~~notwithstanding,~~ a highway may not ~~not~~ [sic] be
7 transferred from the jurisdiction of ~~the~~ **this** state to a county,
8 city, or village, or from a county to a city, ~~or~~ village, **or**
9 **township** without the consent of both parties, except as provided by
10 this act. The consent ~~shall~~ **must** be evidenced by a written
11 agreement entered into after approval by resolution of each highway
12 authority that is party to the **written** agreement. The **written**
13 agreement ~~shall~~ **must** identify the effective date of the transfer of
14 jurisdiction, the limits and general description of the highway
15 involved, the extent of improvements, and other terms and
16 conditions mutually agreed to. The **written** agreement may be
17 amended, superseded, or voided by consent of both parties. If the
18 proposed transfer of jurisdiction is dependent on the future
19 opening of a new, relocated highway and a definite effective date
20 cannot be ascertained and agreed to at the time **of** the **written**
21 agreement, ~~is entered into,~~ the transfer ~~shall be~~ **of jurisdiction**
22 **is** effective upon the opening of the new, **relocated** highway unless
23 otherwise provided in the **written** agreement.