

Act No. 67  
Public Acts of 2023  
Approved by the Governor  
July 11, 2023  
Filed with the Secretary of State  
July 12, 2023  
EFFECTIVE DATE: July 12, 2023

**STATE OF MICHIGAN  
102ND LEGISLATURE  
REGULAR SESSION OF 2023**

**Introduced by Reps. Churches, Tsernoglou, Rheingans, Andrews, Wegela, Fitzgerald, McKinney, Hood, Morse, Arbit, Brenda Carter, Wilson, MacDonell, Young, Hope, Byrnes, Edwards, Price, Paiz, Haadsma, Coffia, Morgan, McFall, Brabec, Dievendorf, Puri, Stone, Conlin, Tyrone Carter, Weiss, Miller, Steckloff, O’Neal, Meerman, Jaime Greene, Breen, Neeley, Brixie, Scott, Hoskins, Grant, Farhat and Aiyash**

## **ENROLLED HOUSE BILL No. 4153**

AN ACT 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,” (MCL 247.651 to 247.675) by adding section 11j.

*The People of the State of Michigan enact:*

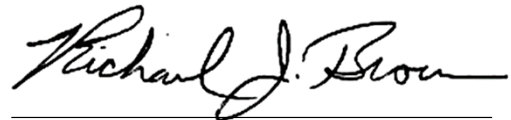
Sec. 11j. (1) The department shall develop parameters for prioritizing the approval of funding applications for railroad crossing projects awarded under the local grade separation grant program created in section 11i. The

parameters must give priority to railroad crossing projects that meet 1 or more of the following conditions, and must give a higher priority to railroad crossing projects that meet a higher number of the following conditions than competing railroad crossing projects:

- (a) Are within 5 miles of a railyard.
  - (b) Are within 5 miles of a manufacturing facility.
  - (c) Are within 5 miles of any of the following:
    - (i) An adult assisted-living facility.
    - (ii) A courthouse.
    - (iii) Any facility where emergency medical service vehicles are housed for maintenance, operation, and dispatch.
    - (iv) A fire station.
    - (v) An international airport.
    - (vi) A level I to level IV trauma center.
    - (vii) A school.
  - (d) Any other condition the department considers relevant.
- (2) Before awarding grants under the local grade separation grant program created in section 11i, the department must publish the parameters described in subsection (1) on the department's website.
- (3) As used in this section, "railroad crossing project" means a project as described in section 11i(3)(a) or (b).

Enacting section 1. This amendatory act does not take effect unless Senate Bill No. 125 of the 102nd Legislature is enacted into law.

This act is ordered to take immediate effect.

  
Clerk of the House of Representatives

  
Secretary of the Senate

Approved \_\_\_\_\_

\_\_\_\_\_  
Governor

**Compiler's note:** Senate Bill No. 125, referred to in enacting section 1, was filed with the Secretary of State July 12, 2023, and became 2023 PA 66, Imd. Eff. July 12, 2023.