

HOUSE BILL NO. 6140

November 14, 2024, Introduced by Reps. Xiong and Tsernoglou and referred to the Committee on Labor.

A bill to amend 1966 PA 293, entitled

"An act to provide for the establishment of charter counties; to provide for the election of charter commissioners; to prescribe their powers and duties; to prohibit certain acts of a county board of commissioners after the approval of the election of a charter commission; to prescribe the mandatory and permissive provisions of a charter; to provide for the exercise by a charter county of certain powers whether or not authorized by its charter; and to prescribe penalties and provide remedies,"

by amending section 14a (MCL 45.514a), as amended by 2017 PA 210.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 14a. (1) Beginning September 30, 2014, each county road

1 agency shall annually certify to the department that ~~it satisfies 1~~
 2 ~~of the following conditions~~ with respect to transportation
 3 employees ÷

4 ~~(a) The~~ **the** county road agency has developed and publicized a
 5 transportation employee compensation plan that the county road
 6 agency intends to implement with any new, modified, or extended
 7 contract or employment agreements for transportation employees not
 8 covered under contract or employment agreement. The transportation
 9 employee compensation plan that each county road agency plans to
 10 achieve must be posted on a publicly accessible internet site and
 11 must be submitted to the department. Subject to section 15c, at a
 12 minimum, the transportation employee compensation plan must include
 13 all of the following:

14 **(a)** ~~(i)~~ New transportation employee hires who are eligible for
 15 retirement plans are placed on retirement plans that cap annual
 16 employer contributions at 10% of base salary for transportation
 17 employees who are eligible for social security benefits. For
 18 transportation employees who are not eligible for social security
 19 benefits, the annual employer contribution is capped at 16.2% of
 20 base salary.

21 **(b)** ~~(ii)~~ For defined benefit pension plans, a maximum
 22 multiplier of 1.5% for all transportation employees who are
 23 eligible for social security benefits, except, if postemployment
 24 health care is not provided, the maximum multiplier ~~shall be~~ **is**
 25 2.25%. For all transportation employees who are not eligible for
 26 social security benefits, a maximum multiplier of 2.25%, except, if
 27 postemployment health care is not provided, the maximum multiplier
 28 ~~must be~~ **is** 3.0%. This ~~subparagraph~~ **subdivision** does not apply to
 29 years of service accrued before September 30, 2013, or to contracts

1 entered into before September 30, 2013.

2 (c) ~~(iii)~~ For defined benefit pension plans, final average
 3 compensation for all transportation employees is calculated using a
 4 minimum of 3 years of compensation and must not include more than a
 5 total of 240 hours of paid leave. Overtime hours must not be used
 6 in computing the final average compensation for a transportation
 7 employee. This ~~subparagraph~~ **subdivision** does not apply to years of
 8 service accrued before September 30, 2013, or to contracts entered
 9 into before September 30, 2013.

10 (d) ~~(iv)~~ Health care premium costs for new transportation
 11 employee hires must include a minimum transportation employee share
 12 of 20%; or, an employer's share of the local health care plan costs
 13 must be cost competitive with the new state preferred provider
 14 organization health plan, on a per-transportation-employee basis.

15 ~~(b) The county road agency complies with 1 of the following:~~

16 ~~(i) A county road agency that offers medical benefits to its~~
 17 ~~transportation employees or elected public officials shall certify~~
 18 ~~to the department by September 30, 2014 that it is in compliance~~
 19 ~~with the publicly funded health insurance contribution act, 2011 PA~~
 20 ~~152, MCL 15.561 to 15.569. For purposes of this subparagraph,~~
 21 ~~dental and vision coverages are not considered medical benefits.~~
 22 ~~The department shall develop a certification process and method for~~
 23 ~~county road agencies to follow.~~

24 ~~(ii) A county road agency that does not offer medical benefits~~
 25 ~~to its transportation employees or elected public officials shall~~
 26 ~~certify to the department by September 30, 2014 that it does not~~
 27 ~~offer medical benefits to its transportation employees or elected~~
 28 ~~public officials. For purposes of this subparagraph, dental and~~
 29 ~~vision coverages are not considered medical benefits. The~~

1 ~~department shall develop a certification process and method for~~
2 ~~county road agencies to follow.~~

3 (2) If a county road agency does not make the certification
4 required under subsection (1), the department may withhold all or
5 part of the distributions to the county road agency from the
6 Michigan transportation fund under 1951 PA 51, MCL 247.651 to
7 247.675. A withholding under this subsection must continue for the
8 period of noncompliance with subsection (1) by the county road
9 agency.

10 (3) A county road agency shall maintain a searchable website
11 accessible by the public at no cost that includes, but is not
12 limited to, all of the following:

13 (a) Current fiscal year budget.

14 (b) The number of active transportation employees of the
15 county road agency by job classification and wage rate.

16 (c) A financial performance dashboard that contains
17 information on revenues, expenditures, and unfunded liabilities.
18 The county road agency may link to financial information provided
19 by the ~~Michigan~~ transportation asset management council **created**
20 **under section 9a of 1951 PA 51, MCL 247.659a.**

21 (d) The names and contact information for the governing body
22 of the county road agency.

23 (e) A copy of the certification required by subsection (1).

24 (4) A county road agency may develop and operate its own
25 website to provide the information required under subsection (3),
26 or the county road agency may reference this state's central
27 transparency website as the source for the information required
28 under subsection (3). If a county road agency does not have a
29 website, the county road agency may post the information required

1 under subsection (3) on the website for the county within which the
2 county road agency is located or on the website of a statewide road
3 association of which the county road agency is a member.

4 (5) As used in this section:

5 (a) "County road agency" means a county road commission or a
6 body that has the powers of a county road commission in a county
7 that adopts a charter under this act. In addition, if a board of
8 county road commissioners of a county is dissolved as provided in
9 section 6 of chapter IV of 1909 PA 283, MCL 224.6, county road
10 commission includes the county board of commissioners of that
11 county.

12 (b) "Department" means the state transportation department.

13 (c) "Transportation employee" means an employee paid in whole
14 or in part through revenues distributed under sections 12 to 13 of
15 1951 PA 51, MCL 247.662 to 247.663, or an employee who is engaged
16 primarily in work funded through revenues distributed under
17 sections 12 to 13 of 1951 PA 51, MCL 247.662 to 247.663.

18 Enacting section 1. This amendatory act does not take effect
19 unless Senate Bill No. ____ or House Bill No. 6136 (request no.
20 02062'23) of the 102nd Legislature is enacted into law.