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BILL ANALYSIS

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Senate Fiscal Agency

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Senate Bill 703 (Substitute S-2 as reported)

Sponsor: Senator Richard D. Fessler

Committee: State Affairs, Tourism, and Transportation

Date Completed: 5-10-88

SUMMARY OF SENATE BILL 703 (Substitute S-2):

The bill would amend the Michigan Transportation Fund Act to create the Truck Safety Fund and do the following:

- Require the Fund to be spent on administrative expenses, truck driver safety education, and truck inspection and enforcement programs.
- Provide for the Fund to be maintained in the State Treasury and administered by the Office of Highway Safety Planning in the Department of State Police.
- Establish the Michigan Truck Safety Commission to control the expenditures of the Fund.

Up to 5% of the Fund, but not more than \$100,000, could be used for the Fund's administrative expenses. The Office of Highway Safety Planning could employ up to two persons to assist in the Fund's administration.

Not less than 30% of the Fund's balance, but at least \$500,000, would have to be spent to do the following:

- Establish truck driver safety education programs.
- Encourage, coordinate, and administer grants for research and demonstration projects to develop the application of new ideas and concepts in truck driver safety education as applied to State, rather than nationwide, problems.
- Apply for and receive any grant, gift, contribution, loan, or other assistance from a public or private source for the enhancement of truck driver safety education.

The balance of the Fund, if any, would have to be used for the following purposes:

- Establishing special transportation enforcement team operations within the Motor Carrier Division and paying any expenses incurred by the team, including required equipment expenses.
- Investigating, performing data collection and analysis, and making recommendations on truck accidents in the State.
- Investigating and making recommendations on the truck safety

- enforcement procedures of local law enforcement agencies.
- Performing other functions considered necessary by the Commission for the enhancement of truck and truck driver safety within the State.

The Michigan Truck Safety Commission would be established in the Office of Highway Safety Planning, and would consist of the following members:

- The chairperson of the State Transportation Commission, or his or her authorized representative who would have to be a member of that Commission.
- The Director of the Office of Highway Safety Planning.
- The Secretary of State.
- The commanding officer of the Motor Carrier Division.
- Five individuals appointed by the Governor with the advice and consent of the Senate, who would have to include one representative each of Michigan community colleges, four-year colleges or universities, organized labor, and the general public, and an individual recommended by the Michigan Trucking Association.

Commission meetings would be subject to the Open Meetings Act.

In conjunction with the Commission, the Department of State Police would have to promulgate rules for the implementation and administration of the Truck Safety Fund, within one year after the bill's effective date.

Truck Safety Fund fees would not be deposited in the Michigan Transportation Fund.

MCL 247.660 et al.

Legislative Analyst: S. Margules

#### FISCAL IMPACT

Administrative costs would be paid from the Truck Safety Fund.

Fiscal Analyst: B. Bowerman

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.