



Senate Fiscal Agency
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BILL ANALYSIS

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House Bill 5215 (Substitute H-1 as discharged)
Sponsor: Representative Eric Bush
House Committee: Transportation
Senate Committee: Transportation and Tourism

CONTENT

The bill would amend the Motor Carrier Safety Act to do the following:

- Adopt updated Federal regulations concerning hazardous material and motor carrier safety.
- Rescind rules promulgated by the Department of State Police under the Act.
- Require a driver transporting hazardous material to be at least 21 years old.
- Give the Department one year to continue issuing "grandfather rights" cards to drivers driving since June 1984; sunset all cards on December 31, 2014; and provide that grandfather rights would apply only to preexisting conditions.
- Exempt government-owned vehicles from the Act, except for Federal regulations concerning controlled substances and alcohol use and testing, and driver qualifications.
- Require the Motor Carrier Division to issue a compliance order if the operation of a commercial motor vehicle posed an unreasonable risk or an imminent hazard to the public safety.
- Allow the Motor Carrier Division to petition the circuit court for a shut down order if a person failed to comply with a compliance order.
- Require notice to the Motor Carrier Division of certain hazardous material occurrences.
- Require various devices on vehicle combinations transporting a combustible liquid.
- Regulate the transfer of hazardous materials from a tank.
- Require hazardous materials vehicle inspection and repair facilities to submit documents to motor carrier officers upon demand.
- Allow motor carrier officers to inspect cargo without a warrant.
- Delete provisions allowing the Motor Carrier Division to establish and maintain a voluntary motor carrier safety inspection program.
- Provide that local ordinances could not be inconsistent with the Act.

MCL 480.11a et al.

Legislative Analyst: S. Margules

FISCAL IMPACT

By bringing the State into compliance with Federal regulations, House Bills 5215 (H-1) and 5216 would protect the State's receipt of Federal funding.

Date Completed: 12-8-95

Fiscal Analyst: B. Baker

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