

SUBSTITUTE FOR  
SENATE BILL NO. 59

A bill 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 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; and to repeal acts and parts of acts,"

(MCL 247.651 to 247.675) by adding section 9c.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1        SEC. 9C. (1) BY OCTOBER 1, 2007, THE GOVERNOR SHALL APPOINT  
 2 NOT MORE THAN 7 PERSONS WHO SHALL SERVE AS A TASK FORCE TO REVIEW  
 3 ALTERNATIVE TRANSPORTATION FUNDING OPTIONS, ALTERNATIVE  
 4 TRANSPORTATION INVESTMENT PRIORITIES, AND POTENTIAL STRATEGIES FOR  
 5 MAXIMIZING RETURNS ON TRANSPORTATION INVESTMENTS. THE TASK FORCE  
 6 SHALL EVALUATE THE POTENTIAL OF ALTERNATE STRATEGIES TO REPLACE OR  
 7 SUPPLEMENT THE 19-CENT STATE GAS TAX AND SHALL FOCUS ON  
 8 IMPLEMENTATION OF TECHNICAL STRATEGIES TO PUT IN PLACE USER PAY  
 9 FUNDING METHODS. THE APPOINTMENTS SHALL BE SUBJECT TO THE ADVICE  
 10 AND CONSENT OF THE SENATE. THE TASK FORCE SHALL INCLUDE AT LEAST 1  
 11 REPRESENTATIVE OF THE FOLLOWING INTERESTS:  
 12        (A) MANUFACTURING.  
 13        (B) COMMERCE.

1 (C) AGRICULTURE.

2 (D) TOURISM.

3 (E) LABOR.

4 (F) TRANSPORTATION.

5 (2) BEGINNING JANUARY 1, 2008, THE TASK FORCE SHALL ALSO  
6 INCLUDE THE MAJORITY AND MINORITY LEADERS OF THE SENATE OR A MEMBER  
7 OF THE SENATE DESIGNATED BY EACH LEADER AND THE SPEAKER AND  
8 MINORITY LEADER OF THE HOUSE OF REPRESENTATIVES OR A MEMBER OF THE  
9 HOUSE OF REPRESENTATIVES DESIGNATED BY EACH LEADER.

10 (3) BY MAY 1, 2008, THE LEGISLATIVE AUDITOR GENERAL SHALL  
11 REVIEW AND COMMENT ON THE RECOMMENDED WORK PROGRAM DEVELOPED BY THE  
12 DEPARTMENT UNDER SUBSECTION (5) IN ORDER TO ASSIST THE CITIZENS  
13 ADVISORY COMMITTEE.

14 (4) A CITIZENS ADVISORY COMMITTEE SHALL BE CREATED TO RECEIVE  
15 AND COMMENT UPON ALL REPORTS, STUDIES, AND RECOMMENDATIONS PREPARED  
16 BY THE VARIOUS DESIGNATED TECHNICAL SUBCOMMITTEES OF THE CITIZENS  
17 ADVISORY COMMITTEE BEFORE BUT NOT LATER THAN THE SUBMISSION OF THE  
18 REPORTS, STUDIES, AND RECOMMENDATIONS TO THE TASK FORCE. THE  
19 CITIZENS ADVISORY COMMITTEE MAY CREATE ANY SUBCOMMITTEES THAT IT  
20 DEEMS NECESSARY, AND ANY SUBCOMMITTEE THAT IS CREATED MAY MAKE  
21 RECOMMENDATIONS TO THE FULL COMMITTEE. THE MEMBERS OF THE CITIZENS  
22 ADVISORY COMMITTEE SHALL BE GIVEN SUFFICIENT TIME AND OPPORTUNITY  
23 TO PROVIDE MEMBERS OF THE TASK FORCE THEIR MAJORITY, MINORITY, OR  
24 INDIVIDUAL VIEWS OF THE REPORTS, STUDIES, AND RECOMMENDATIONS OF  
25 THE VARIOUS DESIGNATED TECHNICAL SUBCOMMITTEES. THE GOVERNOR SHALL  
26 APPOINT NOT MORE THAN 15 PERSONS, WHO SHALL SERVE AS A CITIZENS  
27 ADVISORY COMMITTEE AND SHALL INCLUDE AT LEAST 1 REPRESENTATIVE FROM

1 A LIST OF 3 RECOMMENDATIONS SUPPLIED BY EACH ORGANIZATION OF THE  
2 FOLLOWING ORGANIZATIONS:

3 (A) MICHIGAN FARM BUREAU.

4 (B) MICHIGAN TRUCKING ASSOCIATION.

5 (C) MICHIGAN ASSOCIATION OF COUNTIES.

6 (D) MICHIGAN TOWNSHIPS ASSOCIATION.

7 (E) MICHIGAN STATE CHAMBER OF COMMERCE.

8 (F) MICHIGAN TOURIST ASSOCIATION.

9 (G) COUNTY ROAD ASSOCIATION OF MICHIGAN.

10 (H) MICHIGAN MUNICIPAL LEAGUE.

11 (I) MICHIGAN PUBLIC TRANSIT ASSOCIATION.

12 (J) ASPHALT PAVING ASSOCIATION OF MICHIGAN.

13 (K) MICHIGAN CONCRETE PAVING ASSOCIATION.

14 (L) MICHIGAN INFRASTRUCTURE AND TRANSPORTATION ASSOCIATION.

15 (M) MICHIGAN RAILROADS ASSOCIATION.

16 (N) AMERICAN COUNCIL OF ENGINEERING COMPANIES.

17 (O) MICHIGAN BUILDING AND CONSTRUCTION TRADES COUNCIL.

18 (5) THE STATE TRANSPORTATION DEPARTMENT SHALL PROVIDE  
19 QUALIFIED STAFF, NEEDS, TECHNICAL OVERSIGHT, AND FISCAL ANALYSIS  
20 SUBCOMMITTEES AND PROVIDE BY MARCH 1, 2008 A RECOMMENDED WORK  
21 PROGRAM TO THE TASK FORCE TO ENABLE THE COMMITTEE TO CARRY OUT ITS  
22 FUNCTIONS.

23 (6) THE PRIMARY FOCUS OF THE ALTERNATIVE TRANSPORTATION  
24 FUNDING TASK FORCE IS TO EXAMINE ALTERNATIVES TO THE PORTION OF  
25 ROAD FUNDING THAT HAS MOTOR FUEL TAXES AS A SOURCE AND TO SUGGEST  
26 OR RECOMMEND ALTERNATIVE REVENUE COLLECTION SYSTEMS FUNDED THROUGH  
27 USER PAY METHODS. THE ALTERNATIVE TRANSPORTATION FUNDING TASK FORCE

1 SHALL INCLUDE AN ANALYSIS OF THE FEASIBILITY OF ALTERNATIVE  
2 METHODS. THE ALTERNATIVE TRANSPORTATION FUNDING TASK FORCE SHALL  
3 MAKE RECOMMENDATIONS FOR IMPLEMENTATION OF PILOT PROGRAMS TO TEST  
4 FEASIBLE ALTERNATIVES TO REPLACE THE PORTION OF ROAD FUNDING THAT  
5 COMES FROM MOTOR FUEL TAXES. THE ALTERNATIVE TRANSPORTATION FUNDING  
6 TASK FORCE SHALL MAKE A PRELIMINARY RECOMMENDATION ON PILOT  
7 PROGRAMS BY DECEMBER 31, 2008.

8 (7) BY A MAJORITY VOTE OF THE TASK FORCE, THE TASK FORCE SHALL  
9 REPORT TO THE GOVERNOR, THE STATE TRANSPORTATION COMMISSION, AND  
10 THE LEGISLATURE ON THE IDENTIFIED CAPITAL AND MAINTENANCE NEEDS,  
11 TRANSPORTATION INVESTMENT AND MAINTENANCE PRIORITIES, RELATIVE USE  
12 OF TRANSPORTATION SYSTEMS, RESPONSIBILITIES FOR THE IDENTIFIED  
13 NEEDS INCLUDING ALTERNATIVE TRANSPORTATION FUNDING OPTIONS,  
14 HISTORICAL TRANSPORTATION FINANCING PATTERNS AS THEY RELATE TO  
15 TOTAL STATEWIDE FISCAL RESOURCES, AND STRATEGIES FOR MAXIMIZING THE  
16 RETURNS ON TRANSPORTATION INVESTMENTS. ALL STUDIES AND REPORTS  
17 RELATING TO HIGHWAYS SHALL BE REPORTED ACCORDING TO FUNCTIONAL AND  
18 LEGAL CLASSIFICATION. THE TASK FORCE SHALL PUBLISH A PRELIMINARY  
19 REPORT OF THE DATA AND FINDINGS BY DECEMBER 31, 2008. THE TASK  
20 FORCE, AFTER HOLDING APPROPRIATE PUBLIC HEARINGS, SHALL RECOMMEND,  
21 IF IT CONSIDERS IT NECESSARY, ALTERATIONS OF FORMULAS FOR AND  
22 ALTERNATIVE SOURCES OF TRANSPORTATION FUNDING AND ALTERATIONS TO  
23 THE DISTRIBUTIONS OF TRANSPORTATION RESPONSIBILITIES BY APRIL 1,  
24 2009. THE REPORT AND RECOMMENDATIONS SHALL ALSO INCLUDE ANY  
25 POSITIONS WHICH A MINORITY OF TASK FORCE MEMBERS SUPPORT.