

HOUSE BILL No. 5143

November 12, 2013, Introduced by Rep. Lane and referred to the Committee on Transportation and Infrastructure.

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending sections 719 and 722 (MCL 257.719 and 257.722),
section 719 as amended by 2012 PA 282 and section 722 as amended
by 2012 PA 522.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 719. (1) A vehicle unloaded or with load shall not
2 exceed a height of 13 feet 6 inches. The owner of a vehicle that
3 collides with a lawfully established bridge or viaduct is liable
4 for all damage and injury resulting from a collision caused by
5 the height of the vehicle, whether the clearance of the bridge or
6 viaduct is posted or not.

7 (2) Lengths described in this subsection shall be known as

1 the normal length maximum. Except as provided in subsection (3),
2 the following vehicles and combinations of vehicles shall not be
3 operated on a highway in this state in excess of these lengths:

4 (a) Subject to subsection (8), any single vehicle: 40 feet;
5 a crib vehicle on which logs are loaded lengthwise of the
6 vehicle: 42.5 feet; any single bus or motor home: 45 feet.

7 (b) Articulated buses: 65 feet.

8 (c) Notwithstanding any other provision of this section, a
9 combination of a truck and semitrailer or trailer, or a truck
10 tractor, semitrailer, and trailer, or truck tractor and
11 semitrailer or trailer, designed and used exclusively to
12 transport assembled motor vehicles or bodies, recreational
13 vehicles, or boats: 65 feet. A combination of a truck and
14 semitrailer or trailer, or a truck tractor, semitrailer, and
15 trailer, or a truck tractor and semitrailer or trailer designed
16 and used to transport boats from the manufacturer, or a stinger-
17 steered combination: 75 feet. The load on the combinations of
18 vehicles described in this subdivision may extend an additional 3
19 feet beyond the front and 4 feet beyond the rear of the
20 combinations of vehicles. Retractable extensions used to support
21 and secure the load that do not extend beyond the allowable
22 overhang for the front and rear shall not be included in
23 determining length of a loaded vehicle or vehicle combination.

24 (d) Truck tractor and semitrailer combinations: no overall
25 length, the semitrailer: 50 feet.

26 (e) Truck and semitrailer or trailer: 59 feet.

27 (f) Except as provided in subdivision (g), truck tractor,

1 semitrailer, and trailer, or truck tractor and 2 semitrailers: 59
2 feet.

3 (g) A truck tractor, semitrailer, and trailer, or a truck
4 tractor and 2 semitrailers, in which no semitrailer or trailer is
5 more than 28-1/2 feet long: 65 feet. This subdivision only
6 applies while the vehicle is being used for a business purpose
7 reasonably related to picking up or delivering a load and only if
8 each semitrailer or trailer is equipped with a device or system
9 capable of mechanically dumping construction materials or dumping
10 construction materials by force of gravity.

11 (h) More than 1 motor vehicle, wholly or partially
12 assembled, in combination, utilizing 1 tow bar or 3 saddle mounts
13 with full mount mechanisms and utilizing the motive power of 1 of
14 the vehicles in combination: 55 feet.

15 (i) A recreational vehicle that has its own motive power, in
16 combination with a trailer: 65 feet or, if the operator of the
17 recreational vehicle has a group commercial motor vehicle
18 designation on his or her operator's or chauffeur's license, 75
19 feet.

20 (3) Notwithstanding subsection (2), the following vehicles
21 and combinations of vehicles shall not be operated on a
22 designated highway of this state in excess of these lengths:

23 (a) Truck tractor and semitrailer combinations: no overall
24 length limit, the semitrailer 53 feet. All semitrailers longer
25 than 50 feet shall have a wheelbase of 37.5 to 40.5 feet plus or
26 minus 0.5 feet, measured from the kingpin coupling to the center
27 of the rear axle or the center of the rear axle assembly. City,

1 village, or county authorities may prohibit stops of vehicles
2 with a semitrailer longer than 50 feet within their jurisdiction
3 unless the stop occurs along appropriately designated routes, or
4 is necessary for emergency purposes or to reach shippers,
5 receivers, warehouses, and terminals along designated routes.

6 (b) Truck and semitrailer or trailer combinations: 65 feet,
7 except that a person may operate a truck and semitrailer or
8 trailer designed and used to transport saw logs, pulpwood, and
9 tree length poles that does not exceed an overall length of 70
10 feet or a crib vehicle and semitrailer or trailer designed and
11 used to transport saw logs that does not exceed an overall length
12 of 75 feet. A crib vehicle and semitrailer or trailer designed to
13 and used to transport saw logs shall not exceed a gross vehicle
14 weight of ~~164,000~~ 80,000 pounds. A person may operate a truck
15 tractor and semitrailer designed and used to transport saw logs,
16 pulpwood, and tree length wooden poles with a load overhang to
17 the rear of the semitrailer ~~which~~ **THAT** does not exceed 6 feet if
18 the semitrailer does not exceed 50 feet in length.

19 (c) Notwithstanding subsection (4)(d), a truck tractor with
20 a log slasher unit and a log saw unit: no overall limit if the
21 length of each unit does not exceed 28-1/2 feet, or the overall
22 length of the log slasher unit and the log saw unit, as measured
23 from the front of the first towed unit to the rear of the second
24 towed unit while the units are coupled together, does not exceed
25 58 feet. The coupling devices of the truck tractor and units set
26 forth in this subdivision shall meet the requirements established
27 under the motor carrier safety act of 1963, 1963 PA 181, MCL

1 480.11 to 480.25.

2 (d) Truck tractor and 2 semitrailers, or truck tractor,
3 semitrailer, and trailer combinations: no overall length limit,
4 if the length of each semitrailer or trailer does not exceed 28-
5 1/2 feet each, or the overall length of the semitrailer and
6 trailer, or 2 semitrailers as measured from the front of the
7 first towed unit to the rear of the second towed unit while the
8 units are coupled together does not exceed 58 feet.

9 (e) More than 1 motor vehicle, wholly or partially
10 assembled, in combination, utilizing 1 tow bar or 3 saddle mounts
11 with full mount mechanisms and utilizing the motive power of 1 of
12 the vehicles in combination: 75 feet.

13 (f) Truck tractor and lowboy semitrailer combinations: no
14 maximum overall length, if the lowboy semitrailer does not exceed
15 59 feet, except as otherwise permitted under this subdivision. A
16 lowboy semitrailer wheelbase shall not exceed 55 feet as measured
17 from the kingpin coupling to the center of the rear axle. A
18 lowboy semitrailer more than 59 feet in length shall not operate
19 with more than any combination of 4 axles on the lowboy unless an
20 oversized load permit is issued by the state transportation
21 department or a local authority with respect to highways under
22 its jurisdiction. As used in this subdivision, "lowboy
23 semitrailer" means a flatbed semitrailer with a depressed section
24 that has the specific purpose of being lowered and raised for
25 loading and unloading.

26 (4) The following combinations and movements are prohibited:

27 (a) A truck shall not haul more than 1 trailer or

1 semitrailer, and a truck tractor shall not haul more than 2
2 semitrailers or 1 semitrailer and 1 trailer in combination at any
3 1 time, except that a farm tractor may haul 2 wagons or trailers,
4 or garbage and refuse haulers may, during daylight hours, haul up
5 to 4 trailers for garbage and refuse collection purposes, not
6 exceeding in any combination a total length of 55 feet and at a
7 speed limit not to exceed 15 miles per hour.

8 (b) A combination of vehicles or a vehicle shall not have
9 more than 11 axles, except when operating under a valid permit
10 issued by the state transportation department or a local
11 authority with respect to a highway under its jurisdiction.

12 (c) Any combination of vehicles not specifically authorized
13 under this section is prohibited.

14 (d) Except as provided in subsection (3)(c), a combination
15 of 2 semitrailers pulled by a truck tractor, unless each
16 semitrailer uses a fifth wheel connecting assembly that conforms
17 to the requirements of the motor carrier safety act of 1963, 1963
18 PA 181, MCL 480.11 to 480.25.

19 (e) A vehicle or a combination of vehicles shall not carry a
20 load extending more than 3 feet beyond the front of the lead
21 vehicle.

22 (f) A vehicle described in subsections (2)(e) and (3)(e)
23 employing triple saddle mounts unless all wheels that are in
24 contact with the roadway have operating brakes.

25 (5) All combinations of vehicles under this section shall
26 employ connecting assemblies and lighting devices that are in
27 compliance with the motor carrier safety act of 1963, 1963 PA

1 181, MCL 480.11 to 480.25.

2 (6) The total gross weight of a truck tractor, semitrailer,
3 and trailer combination or a truck tractor and 2 semitrailers
4 combination that exceeds 59 feet in length shall not exceed a
5 ratio of 400 pounds per engine net horsepower delivered to clutch
6 or its equivalent specified in the handbook published by the
7 society of automotive engineers, inc. (SAE), 1977 edition.

8 (7) A person who violates this section is responsible for a
9 civil infraction. The owner of the vehicle may be charged with a
10 violation of this section.

11 (8) The provisions in subsections (2)(a) and (3)(b)
12 prescribing the length of a crib vehicle on which logs are loaded
13 lengthwise do not apply unless 23 USC 127(d) is amended to allow
14 crib vehicles carrying logs to be loaded as described in this
15 section.

16 (9) As used in this section:

17 (a) "Designated highway" means a highway approved by the
18 state transportation department or a local authority with respect
19 to a highway under its jurisdiction.

20 (b) "Length" means the total length of a vehicle, or
21 combination of vehicles, including any load the vehicle is
22 carrying. Length does not include devices described in 23 CFR
23 658.16 and 23 CFR part 658, appendix d. —23 CFR 658.16 and 23
24 CFR part 658, appendix d, as on file with the secretary of state,
25 are adopted by reference. A safety or energy conservation device
26 shall be excluded from a determination of length only if it is
27 not designed or used for the carrying of cargo, freight, or

1 equipment. Semitrailers and trailers shall be measured from the
2 front vertical plane of the foremost transverse load supporting
3 structure to the rearmost transverse load supporting structure.
4 Vehicle components not excluded by law shall be included in the
5 measurement of the length, height, and width of the vehicle.

6 (c) "Stinger-steered combinations" means a truck tractor and
7 semitrailer combination in which the fifth wheel is located on a
8 drop frame located behind and below the rearmost axle of the
9 power unit.

10 Sec. 722. (1) Except as otherwise provided in this section,
11 the maximum axle load shall not exceed the number of pounds
12 designated in the following provisions that prescribe the
13 distance between axles:

14 (a) If the axle spacing is 9 feet or more between axles, the
15 maximum axle load shall not exceed 18,000 pounds for vehicles
16 equipped with high pressure pneumatic or balloon tires.

17 (b) If the axle spacing is less than 9 feet between 2 axles
18 but more than 3-1/2 feet, the maximum axle load shall not exceed
19 13,000 pounds for high pressure pneumatic or balloon tires.

20 (c) If the axles are spaced less than 3-1/2 feet apart, the
21 maximum axle load shall not exceed 9,000 pounds per axle.

22 (d) Subdivisions (a), (b), and (c) shall be known as the
23 normal loading maximum.

24 (2) When normal loading is in effect, the state
25 transportation department, or a local authority with respect to
26 highways under its jurisdiction, may designate certain highways or
27 or sections of those highways, where bridges and road surfaces

1 are adequate for heavier loading, and revise a designation as
2 needed, on which the maximum tandem axle assembly loading shall
3 not exceed 16,000 pounds for any axle of the assembly, if there
4 is no other axle within 9 feet of any axle of the assembly.

5 (3) On a legal combination of vehicles, only 1 tandem axle
6 assembly is permitted on the designated highways at the gross
7 permissible weight of 16,000 pounds per axle, if there is no
8 other axle within 9 feet of any axle of the assembly, and if no
9 other tandem axle assembly in the combination of vehicles exceeds
10 a gross weight of 13,000 pounds per axle. On a combination of
11 truck tractor and semitrailer having not more than 5 axles, 2
12 consecutive tandem axle assemblies are permitted on the
13 designated highways at a gross permissible weight of 16,000
14 pounds per axle, if there is no other axle within 9 feet of any
15 axle of the assembly.

16 (4) Notwithstanding subsection (3), on a combination of
17 truck tractor and semitrailer having not more than 5 axles, 2
18 consecutive sets of tandem axles may carry a gross permissible
19 weight of not to exceed 17,000 pounds on any axle of the tandem
20 axles if there is no other axle within 9 feet of any axle of the
21 tandem axles and if the first and last axles of the consecutive
22 sets of tandem axles are not less than 36 feet apart and the
23 gross vehicle weight does not exceed 80,000 pounds to pick up and
24 deliver agricultural commodities between the national truck
25 network or special designated highways and any other highway.
26 This subsection is not subject to the maximum axle loads of
27 subsections (1), (2), and (3). For purposes of this subsection, a

1 "tandem axle" means 2 axles spaced more than 40 inches but not
2 more than 96 inches apart or 2 axles spaced more than 3-1/2 feet
3 but less than 9 feet apart. This subsection does not apply during
4 ~~that~~ **THE** period when reduced maximum loads are in effect under
5 subsection (8).

6 (5) The seasonal reductions described under subsection (8)
7 to the loading maximums and gross vehicle weight requirement of
8 subsection (12) do not apply to a person hauling agricultural
9 commodities if the person who picks up or delivers the
10 agricultural commodity either from a farm or to a farm notifies
11 the county road commission for roads under its authority not less
12 than 48 hours before the pickup or delivery of the time and
13 location of the pickup or delivery. The county road commission
14 shall issue a permit to the person and charge a fee that does not
15 exceed the administrative costs incurred. The permit shall
16 contain all of the following:

17 (a) The designated route or routes of travel for the load.

18 (b) The date and time period requested by the person who
19 picks up or delivers the agricultural commodities during which
20 the load may be delivered or picked up.

21 (c) A maximum speed limit of travel, if necessary.

22 (d) Any other specific conditions agreed to between the
23 parties.

24 (6) The seasonal reductions described under subsection (8)
25 to the loading maximums and gross vehicle weight requirements of
26 subsection (12) do not apply to public utility vehicles under the
27 following circumstances:

1 (a) For emergency public utility work on restricted roads,
2 as follows:

3 (i) If required by the county road commission, the public
4 utility or its subcontractor shall notify the county road
5 commission, as soon as practical, of the location of the
6 emergency public utility work and provide a statement that the
7 vehicles that were used to perform the emergency utility work may
8 have exceeded the loading maximums and gross vehicle weight
9 requirements of subsection (12) as reduced under subsection (8).
10 The notification may be made via facsimile or electronically.

11 (ii) The public utility vehicle travels to and from the site
12 of the emergency public utility work while on a restricted road
13 at a speed not greater than 35 miles per hour.

14 (b) For nonemergency public utility work on restricted
15 roads, as follows:

16 (i) If the county road commission requires, the public
17 utility or its subcontractor shall apply to the county road
18 commission annually for a seasonal truck permit for roads under
19 its authority before seasonal weight restrictions are effective.
20 The county road commission shall issue a seasonal truck permit
21 for each public utility vehicle or vehicle configuration the
22 public utility or subcontractor anticipates will be utilized for
23 nonemergency public utility work. The county road commission may
24 charge a fee for a seasonal truck permit that does not exceed the
25 administrative costs incurred for the permit. The seasonal truck
26 permit shall contain all of the following:

27 (A) The seasonal period requested by the public utility or

1 subcontractor during which the permit is valid.

2 (B) A unique identification number for the vehicle and any
3 vehicle configuration to be covered on the seasonal truck permit
4 requested by the public utility or subcontractor.

5 (C) A requirement that travel on restricted roads during
6 weight restrictions will be minimized and only utilized when
7 necessary to perform public utility work using the public utility
8 vehicle or vehicle configuration and that nonrestricted roads
9 shall be used for travel when available and for routine travel.

10 (D) A requirement that in the case of a subcontractor the
11 permit is only valid while the subcontractor vehicle is being
12 operated in the performance of public utility work.

13 (E) A requirement that a subcontractor vehicle or vehicle
14 configuration ~~shall display~~ signage on the outside of the vehicle
15 to identify the vehicle as operating on behalf of the public
16 utility.

17 (ii) If the county road commission requires notification, the
18 county road commission shall provide a notification application
19 for the public utility or its subcontractor to use when
20 requesting access to operate on restricted roads and the public
21 utility or its subcontractor shall ~~provide notification to~~ **NOTIFY**
22 the county road commission, via facsimile or electronically, not
23 later than 24 hours before the time of the intended travel. A
24 subcontractor using a vehicle on a restricted road shall have a
25 copy of any notification provided to a county road commission in
26 the subcontractor's possession while performing the relevant
27 nonemergency work. Notwithstanding this subsection or an

1 agreement under this subsection, if the county road commission
2 determines that the condition of a particular road under its
3 jurisdiction makes it unusable, the county road commission may
4 deny access to all or any part of that road. The denial shall be
5 made and communicated via facsimile or electronically to the
6 public utility or its subcontractor within 24 hours after
7 receiving notification that the public utility or subcontractors
8 intends to perform nonemergency work that requires use of that
9 road. Any notification that is not disapproved within 24 hours
10 after the notice is received by the county road commission is
11 considered approved. The notification application required under
12 this subparagraph may include all of the following information:

13 (A) The address or location of the nonemergency work.

14 (B) The date or dates of the nonemergency work.

15 (C) The route to be taken to the nonemergency work site.

16 (D) The restricted road or roads intended to be traveled
17 upon to the nonemergency work site or sites.

18 (E) In the case of a subcontractor, the utility on whose
19 behalf the subcontractor is performing services.

20 (7) The normal size of tires shall be the rated size as
21 published by the manufacturers, and the maximum wheel load
22 permissible for any wheel shall not exceed 700 pounds per inch of
23 width of tire.

24 (8) Except as provided in this subsection and subsection

25 (9), during the months of March, April, and May in each year, the
26 maximum axle load allowable on concrete pavements or pavements
27 with a concrete base is reduced by 25% from the maximum axle load

1 as specified in this chapter, and the maximum axle loads
2 allowable on all other types of roads during these months are
3 reduced by 35% from the maximum axle loads as specified. The
4 maximum wheel load shall not exceed 525 pounds per inch of tire
5 width on concrete and concrete base or 450 pounds per inch of
6 tire width on all other roads during the period the seasonal road
7 restrictions are in effect. Subject to subsection (5), this
8 subsection does not apply to vehicles transporting agricultural
9 commodities or, subject to subsection (6), public utility
10 vehicles on a highway, road, or street under the jurisdiction of
11 a local road agency. In addition, this subsection does not apply
12 to a vehicle delivering propane fuel to a residence if the
13 vehicle's propane tank is filled to not more than 50% of its
14 capacity and the vehicle is traveling at not more than 35 miles
15 per hour. The state transportation department and each local
16 authority with highways and streets under its jurisdiction to
17 which the seasonal restrictions prescribed under this subsection
18 apply shall post all of the following information on the homepage
19 of its website or, if a local authority does not have a website,
20 then on the website of a statewide road association of which it
21 is a member:

22 (a) The dates when the seasonal restrictions are in effect.

23 (b) The names of the highways and streets and portions of
24 highways and streets to which the seasonal restrictions apply.

25 (9) The state transportation department for roads under its
26 jurisdiction and a county road commission for roads under its
27 jurisdiction may grant exemptions from seasonal weight

1 restrictions for milk on specified routes when requested in
2 writing. ~~Approval~~ **THE STATE TRANSPORTATION DEPARTMENT OR COUNTY**
3 **ROAD COMMISSION SHALL GIVE WRITTEN NOTICE OF APPROVAL** or denial
4 of a request for an exemption ~~shall be given by written notice to~~
5 the applicant within 30 days after the date of submission of the
6 application. If a request is denied, the written notice shall
7 state the reason for denial and alternate routes for which the
8 permit may be issued. The applicant may appeal to the state
9 transportation commission or the county road commission. These
10 exemptions do not apply on county roads in counties that have
11 negotiated agreements with milk haulers or haulers of other
12 commodities during periods of seasonal load limits before April
13 14, 1993. This subsection does not limit the ability of these
14 counties to continue to negotiate such agreements.

15 (10) The state transportation department, or a local
16 authority with respect to highways under its jurisdiction, may
17 suspend the restrictions imposed by this section when and where
18 conditions of the highways or the public health, safety, and
19 welfare warrant suspension, and impose the restricted loading
20 requirements of this section on designated highways at any other
21 time that the conditions of the highway require.

22 (11) For the purpose of enforcing this act, the gross
23 vehicle weight of a single vehicle and load or a combination of
24 vehicles and loads shall be determined by weighing individual
25 axles or groups of axles, and the total weight on all the axles
26 shall be the gross vehicle weight. In addition, the gross axle
27 weight shall be determined by weighing individual axles or by

weighing a group of axles and dividing the gross weight of the group of axles by the number of axles in the group. For purposes of subsection (12), the overall gross weight on a group of 2 or more axles shall be determined by weighing individual axles or several axles, and the total weight of all the axles in the group shall be the overall gross weight of the group.

(12) The loading maximum in this subsection applies to interstate highways, and the state transportation department, or a local authority with respect to highways under its jurisdiction, may designate a highway, or a section of a highway, for the operation of vehicles having a gross vehicle weight of not more than 80,000 pounds that are subject to the following load maximums:

(a) Twenty thousand pounds on any 1 axle, including all enforcement tolerances.

(b) A tandem axle weight of 34,000 pounds, including all enforcement tolerances.

(c) An overall gross weight on a group of 2 or more consecutive axles equaling:

$$W=500[(LN)/(N-1)+12N+36]$$

where W = overall gross weight on a group of 2 or more consecutive axles to the nearest 500 pounds, L = distance in feet between the extreme of a group of 2 or more consecutive axles, and N = number of axles in the group under consideration; except that 2 consecutive sets of tandem axles may carry a gross load of

1 34,000 pounds each if the first and last axles of the consecutive
2 sets of tandem axles are not less than 36 feet apart. The gross
3 vehicle weight shall not exceed 80,000 pounds including all
4 enforcement tolerances. Except for 5 axle truck tractor,
5 semitrailer combinations having 2 consecutive sets of tandem
6 axles, vehicles having a gross weight in excess of 80,000 pounds
7 or in excess of the vehicle gross weight determined by
8 application of the formula in this subsection are subject to the
9 maximum axle loads of subsections (1), (2), and (3). **EXCEPT AS**
10 **OTHERWISE PROVIDED IN THIS SECTION, VEHICLES TRANSPORTING**
11 **AGRICULTURAL COMMODITIES SHALL HAVE WEIGHT LOAD MAXIMUMS AS SET**
12 **FORTH IN THIS SUBSECTION.** As used in this subsection, "tandem
13 axle weight" means the total weight transmitted to the road by 2
14 or more consecutive axles, the centers of which may be included
15 between parallel transverse vertical planes spaced more than 40
16 inches but not more than 96 inches apart, extending across the
17 full width of the vehicle. ~~Except as otherwise provided in this~~
18 ~~section, vehicles transporting agricultural commodities shall~~
19 ~~have weight load maximums as set forth in this subsection.~~
20 (13) The axle loading maximums under subsections (1), (2),
21 (3), and (4) are increased by 10% for vehicles transporting
22 agricultural commodities or raw timber, excluding farm equipment
23 and fuel, from the place of harvest or farm storage to the first
24 point of delivery on a road in this state. However, the axle
25 loading maximums as increased under this subsection do not alter
26 the gross vehicle weight restrictions set forth in this act. This
27 subsection does not apply to either of the following:

1 (a) A vehicle utilizing an interstate highway.

2 (b) A vehicle utilizing a road that is subject to seasonal
3 weight restrictions under subsection (8) during the time that the
4 seasonal weight restrictions are in effect.

5 (14) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION,
6 THE TOTAL GROSS WEIGHT OF A VEHICLE SHALL NOT EXCEED 80,000
7 POUNDS.

8 (15) ~~(14)~~—As used in this section:

9 (a) "Agricultural commodities" means those plants and
10 animals useful to human beings produced by agriculture and
11 includes, but is not limited to, forages and sod crops, grains
12 and feed crops, field crops, dairy and dairy products, poultry
13 and poultry products, cervidae, livestock, including breeding and
14 grazing, equine, fish, and other aquacultural products, bees and
15 bee products, berries, herbs, fruits, vegetables, flowers, seeds,
16 grasses, nursery stock, mushrooms, fertilizer, livestock bedding,
17 farming equipment, and fuel for agricultural use. The term does
18 not include trees or lumber.

19 (b) "Emergency public utility work" means work performed to
20 restore public utility service or to eliminate a danger to the
21 public due to a natural disaster, an act of God, or an emergency
22 situation, whether or not a public official has declared an
23 emergency.

24 (c) "Farm storage" means any of the following:

25 (i) An edifice, silo, tank, bin, crib, interstice, or
26 protected enclosed structure, or more than 1 edifice, silo, tank,
27 bin, crib, interstice, or protected enclosed structure located

1 contiguous to each other.

2 (ii) An open environment used for the purpose of temporarily
3 storing a crop.

4 (d) "Public utility" means a public utility under the
5 jurisdiction of the public service commission or a transmission
6 company.

7 (e) "Public utility vehicle" means a vehicle owned or
8 operated by a public utility or operated by a subcontractor on
9 behalf of a public utility.

10 (f) "Transmission company" means either an affiliated
11 transmission company or an independent transmission company as
12 those terms are defined in section 2 of the electric transmission
13 line certification act, 1995 PA 30, MCL 460.562.