

SENATE BILL No. 640

October 31, 2017, Introduced by Senator PAVLOV and referred to the Committee on Transportation.

A bill to amend 1982 PA 432, entitled
"Motor bus transportation act,"
by amending section 4 (MCL 474.104), as amended by 2016 PA 349.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 4. (1) This act does not apply to a motor carrier that is
2 any of the following:

3 (a) A county, city, township, or village as provided by law,
4 or other authority incorporated under 1963 PA 55, MCL 124.351 to
5 124.359.

6 (b) An authority incorporated under the metropolitan
7 transportation authorities act of 1967, 1967 PA 204, MCL 124.401 to
8 124.426, or that operates a transportation service ~~pursuant to~~
9 **UNDER** an interlocal agreement under the urban cooperation act of
10 1967, 1967 (Ex Sess) PA 7, MCL 124.501 to 124.512.

11 (c) Operating under a contract entered into under 1967 (Ex

1 Sess) PA 8, MCL 124.531 to 124.536, or 1951 PA 35, MCL 124.1 to
2 124.13.

3 (d) An authority incorporated under the public transportation
4 authority act, 1986 PA 196, MCL 124.451 to 124.479.

5 (e) A regional transit authority created under the regional
6 transit authority act, 2012 PA 387, MCL 124.541 to 124.558.

7 (f) A nonprofit corporation organized under the nonprofit
8 corporation act, 1982 PA 162, MCL 450.2101 to 450.3192, and as
9 defined by sections 501(c)(3), (4), (19), or (23) of the internal
10 revenue code of 1986, that provides 1 or both of the following
11 transportation services:

12 (i) Services that are restricted only to registered members of
13 the nonprofit corporation.

14 (ii) Services that are funded under 1951 PA 51, MCL 247.651 to
15 247.675, through programs administered by the department.

16 (g) An authority financing public improvements to
17 transportation systems under the revenue bond act of 1933, 1933 PA
18 94, MCL 141.101 to 141.140.

19 (h) A motor carrier that operates motor vehicles only for the
20 purpose of transporting passengers to and from funerals.

21 (i) A motor carrier that operates a motor vehicle that is
22 owned or leased by or on behalf of an employer to transport its
23 employees to and from their place of employment.

24 (j) A public or private school or a unit of government that
25 owns or operates a school bus, or a privately owned school bus that
26 is under contract with a school district, an independent school
27 district, or a private or charter school, when that bus is used

1 solely for the transportation of pupils to or from school, school-
2 related events, or other uses as provided under the pupil
3 transportation act, 1990 PA 187, MCL 257.1801 to 257.1877.

4 (k) A vehicle operated by a canoe or other watercraft,
5 bicycle, or horse livery that is used only to transport clients
6 between their primary business location and the launch or
7 disembarkment location.

8 (l) An interstate motor carrier of passengers operating under
9 a United States Department of Transportation, Federal Motor Carrier
10 Safety Administration (USDOT-FMCSA) certificate of authority **THAT**
11 **IS PROVIDING A MULTISTATE REGULAR ROUTE SERVICE THAT PASSES THROUGH**
12 **THIS STATE**, unless required by the department as a condition of
13 financial assistance.

14 (2) A motor carrier that is exempt under subsection (1) shall
15 operate under the requirements of this act when operating outside
16 of the exemptions described in subsection (1).

17 Enacting section 1. This amendatory act takes effect 90 days
18 after the date it is enacted into law.