

HOUSE BILL NO. 5363

October 05, 2021, Introduced by Reps. Steven Johnson, Outman, Bellino, Mueller and Yaroach and referred to the Committee on Transportation.

A bill to amend 1952 PA 214, entitled

"An act authorizing the Mackinac bridge authority to acquire a bridge and a utility tunnel connecting the Upper and Lower Peninsulas of Michigan, including causeways, tunnels, roads and all useful related equipment and facilities, including park, parking, recreation, lighting, and terminal facilities; extending the corporate existence of the authority; authorizing the authority to enjoy and carry out all powers incident to its corporate objects; authorizing the appropriation and use of state funds for the preliminary purposes of the authority; providing for the payment of the cost of the bridge and authorizing the authority to issue revenue bonds payable solely from the revenues of the bridge; granting the right of condemnation to the authority; granting the

use of state land and property to the authority; making provisions for the payment and security of bonds and granting certain rights and remedies to the holders of bonds; authorizing banks and trust companies to perform certain acts in connection with the payment and security of bonds; authorizing the imposition of tolls and charges; authorizing the authority to secure the consent of the United States government to the construction of the bridge and to secure approval of plans, specifications, and location of the bridge; authorizing employment of engineers regardless of whether those engineers have been previously employed to make preliminary inspections or reports with respect to the bridge; authorizing the state transportation department to operate and maintain the bridge or to contribute to the bridge and enter into leases and agreements in connection with the bridge; exempting bonds and the property of the authority from taxation; prohibiting competing traffic facilities; authorizing the operation of ferries by the authority; authorizing the creation of the Mackinac Straits corridor authority; authorizing the operation of a utility tunnel by the authority or the Mackinac Straits corridor authority; providing for the construction and use of certain buildings; and making an appropriation,"

by amending section 12 (MCL 254.322), as amended by 2004 PA 336.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 12. **(1)** Except as provided in this section, ~~all~~
2 ~~individuals~~**an individual** or ~~vehicles~~**vehicle** using the bridge
3 shall pay tolls and charges established by the authority.
4 **(2)** The authority shall not charge ~~tolls or charges~~**a toll or**
5 **charge** to its own personnel or vehicles while the personnel are on
6 duty or while the vehicles are being used for authority business.
7 ~~Beginning October 1, 2003, the~~
8 **(3)** ~~The~~ authority shall not charge ~~tolls or charges~~**a toll or**
9 **charge** to ~~an~~ authorized emergency ~~vehicles~~**vehicle** that ~~are~~**is** in
10 the process of responding to an emergency. ~~As used in this section,~~
11 ~~"authorized emergency vehicles" means that term as defined in~~
12 ~~section 2 of the Michigan vehicle code, 1949 PA 300, MCL 257.2.~~
13 ~~Beginning November 1, 2004, a violation of~~

1 (4) An individual who violates this section by ~~failure~~**failing**
2 to pay a toll is **guilty of** a misdemeanor punishable by imprisonment
3 for not more than 30 days or a fine of not more than \$500.00, or
4 both.

5 (5) By not later than December 31, 2023 the authority shall
6 construct, operate, and maintain, or contract for the constructing,
7 operating, and maintaining of, an electronic toll collecting system
8 that an individual or vehicle may subscribe to and use to pay a
9 toll or charge under this section. The electronic toll collecting
10 system must meet all of the following conditions:

11 (a) Must not charge a higher toll or charge than is charged
12 without the electronic toll collecting system.

13 (b) Must not charge a fee to subscribe to or use the
14 electronic toll collecting system.

15 (c) Must use or be interoperable with the E-ZPass system.

16 (6) As used in this section:

17 (a) "Authorized emergency vehicle" means that term as defined
18 in section 2 of the Michigan vehicle code, 1949 PA 300, MCL 257.2.

19 (b) "Electronic toll collecting system" means a system that
20 uses a transponder, camera-based vehicle identification system, or
21 other electronic medium to deduct payment of a toll or charge from
22 an individual's or vehicle's account or to establish an obligation
23 to pay a toll or charge.

24 (c) "E-ZPass system" means the electronic toll collecting
25 system implemented by the E-ZPass Interagency Group.