

**SUBSTITUTE FOR  
HOUSE BILL NO. 4834**

A bill to amend 1945 PA 327, entitled  
"Aeronautics code of the state of Michigan,"  
by amending the title and sections 2, 3, 7, 8, 9, 26, 27, 33, 34,  
35, 51, 52, 53, 55, 76, 76a, 77, 80b, 80e, 82, 86, 109, and 155  
(MCL 259.2, 259.3, 259.7, 259.8, 259.9, 259.26, 259.27, 259.33,  
259.34, 259.35, 259.51, 259.52, 259.53, 259.55, 259.76, 259.76a,  
259.77, 259.80b, 259.80e, 259.82, 259.86, 259.109, and 259.155),  
the title as amended by 2015 PA 95, sections 2, 3, 8, 9, 51, and 86  
as amended by 2002 PA 35, section 7 as amended by 2015 PA 261,  
section 26 as amended by 1992 PA 308, section 34 as amended by 2015  
PA 259, section 35 as amended by 2015 PA 258, section 76 as amended  
by 1988 PA 391, sections 76a, 77, 82, and 155 as amended and  
sections 80b and 80e as added by 1996 PA 370, and section 109 as



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added by 2002 PA 90, and by adding section 89c; and to repeal acts and parts of acts.

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

TITLE

An act relating to aeronautics in this state; providing for the development and regulation of aeronautics; creating a state aeronautics commission; prescribing powers and duties; providing for the licensing, registration, and supervision and control of all aircraft, airports and landing fields, schools of aviation, flying clubs, airmen, aviation instructors, airport managers, manufacturers, dealers, and commercial operation in intrastate commerce; providing for rules pertaining thereto; prescribing a privilege tax for the use of the aeronautical facilities on the lands and waters of this state; providing for the acquisition, development, and operation of airports, landing fields, and other aeronautical facilities by this state, by political subdivisions, or by airport authorities; providing for the incorporation of airport authorities and providing for the powers, duties, and obligations of airport authorities; providing for the transfer of airport management to airport authorities, including the transfer of airport liabilities, employees, and operational jurisdiction; providing jurisdiction of crimes, torts, and contracts; providing ~~police powers for those entrusted to enforce this act; for the~~ **inspection of aeronautical facilities**; providing for civil liability of owners, operators, and others; making hunting from aircraft unlawful; providing for a repair station operators lien; providing for appeals from rules or orders issued by the commission; ~~providing for the transfer from the Michigan board of aeronautics to the aeronautics commission all properties and funds~~



1 ~~held by the board of aeronautics;~~ providing for a state aeronautics  
2 fund and making an appropriation therefor; prescribing penalties;  
3 and making uniform the law with reference to state development and  
4 regulation of aeronautics.

5 Sec. 2. As used in this act:

6 (a) "Accident" means an event involving an aircraft that is  
7 ~~in-flight~~ **in flight** or taxiing, resulting in death or injury to any  
8 ~~person,~~ **individual**, damage to the aircraft affecting its ability to  
9 safely operate, or damage to public property or property of another  
10 person.

11 (b) "Aeronautical facilities" means any device, physical or  
12 otherwise, that is an object of nature or that is human-made, that  
13 aids and is used in aeronautics.

14 (c) "Aeronautics" means any act or matter that treats or deals  
15 with flight in the airspace.

16 (d) "Air navigation" means the operation or navigation of  
17 aircraft in the airspace over the land and waters of this state.

18 (e) "Aircraft" means any contrivance used or designed for  
19 navigation of or flight in the air. **Aircraft does not include an**  
20 **unmanned aircraft.**

21 (f) "Aircraft, civil" means any aircraft other than a public  
22 aircraft.

23 (g) "Aircraft, public" means any aircraft used exclusively in  
24 the service of any government or of any political subdivision of a  
25 government, including the government of any state, territory, or  
26 possession of the United States, or the District of Columbia, but  
27 not including any government-owned aircraft engaged in carrying  
28 ~~persons~~ **individuals** or property for commercial purposes.

29 (h) "Airman" means any individual, including the ~~1~~ **one** in



1 command, and any pilot, mechanic, or member of the crew, who  
2 engages in the navigation of aircraft while under way, and any  
3 individual who is in charge of the inspection, overhauling, or  
4 repair of aircraft, and any individual who serves in the capacity  
5 of aircraft dispatcher or air traffic control tower operator.

6 (i) "Airport" means any location, either on land or water,  
7 that is used for the landing or take-off of aircraft, and includes  
8 the buildings and facilities, if any, on that location. **Airport**  
9 **does not include a droneport or vertiport.**

10 (j) "Airport approach plan" means a plan, or an amendment to a  
11 plan, adopted under section 12 of the airport zoning act, 1950 (Ex  
12 Sess) PA 23, MCL 259.442.

13 (k) "Airport layout plan" means a plan, or an amendment to a  
14 plan, that shows current or proposed layout of an airport and that  
15 is approved by the commission.

16 (l) "Airport manager" means any individual who is properly  
17 appointed and designated by the airport owner as the airport  
18 manager, and who is responsible for the supervision and operation  
19 of the airport to the airport owner.

20 (m) "Airspace approval" means that approval issued by the  
21 appropriate federal authority pertaining to the safe and efficient  
22 use of airspace by aircraft for an established or proposed airport  
23 or landing field.

24 (n) "Airspace, navigable" means airspace at and above the  
25 minimum flight altitudes prescribed in the federal air regulations  
26 including airspace needed for safe takeoff and landing.

27 Sec. 3. As used in this act:

28 (a) "Balloon" means a lighter-than-air aircraft that is not  
29 engine driven and that sustains flight through the use of either



1 gas buoyancy or an airborne heater.

2 (b) "Commercial activity or operations" means, **except as**  
3 **otherwise provided in this subdivision**, an activity or operation  
4 such as the sale of gasoline or oil, the soliciting or engaging in  
5 charter flying or flight instruction, **the provision of skydiving**  
6 **services in any form**, the provision of shelter or the tie-down of  
7 an aircraft, the overhaul or repair of an aircraft or of engines,  
8 or other activity or operation that offers aeronautic facilities or  
9 services to the public. **Commercial activity or operations does not**  
10 **include agricultural, ballooning, or medical evacuation landing**  
11 **sites or other facilities associated with medical transport.**

12 (c) "Commission" means the Michigan aeronautics commission.

13 (d) "Dealer" means a person engaged in the business of  
14 purchasing, selling, brokering, exchanging, or dealing in aircraft  
15 parts or in aircraft of a type required to be registered.

16 (e) "Decal plate" means that distinctive tab, sticker, decal,  
17 or plate issued by the commission with the registration certificate  
18 for an aircraft.

19 (f) "Department" means the state transportation department ~~7~~  
20 ~~bureau~~**office** of aeronautics.

21 (g) "Director" means the ~~deputy director of the department,~~  
22 ~~bureau~~**executive administrator of the office** of aeronautics who is  
23 the director of the Michigan aeronautics commission.

24 (h) "Droneport" means a fixed or mobile location for the  
25 housing, maintenance, fueling, and piloting of commercial fleets of  
26 unmanned aircraft, and the safe flying of unmanned aircraft.

27 Sec. 7. As used in this act:

28 (a) "Person" means an individual, partnership, corporation,  
29 association, governmental entity, or other legal entity.



(b) "Political subdivision" means a county, city, village, or township of this state, and any other political subdivision, public corporation, authority, or district in this state that is or may be authorized by law to acquire, establish, construct, maintain, improve, and operate airports, landing fields, and other aeronautical facilities.

(c) "Private **airport**" or "**private** landing area" means any location, either on land or water, that is used for the takeoff or landing of aircraft and the use of which is restricted to the owner or persons authorized by the owner. Notwithstanding any existing limitation or regulation to the contrary, the owner and any person authorized by the owner has the right to use the **private airport or private landing area**. ~~Commercial operations shall not be conducted on a private landing area.~~

(d) "Public use facility" means ~~an~~ **a publicly or privately owned** airport, landing field, or other aeronautical facility that is available for use by the general public without prior approval of the owner or operator.

(e) "Qualified airport" means that term as defined in section 109.

(f) "Rule" means a rule promulgated pursuant to the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328.

Sec. 8. As used in this act:

(a) "Seaplane" means an aircraft that is capable of landing and taking off on the water.

(b) "Seaplane base" means an area of water used or intended to be used for the landing and takeoff of aircraft, together with appurtenant shoreside buildings and facilities.



(c) "State approach surface" means an imaginary plane longitudinally centered on the extended runway centerline and extending outward and upward from each end of the state primary surface.

(d) "State primary surface" means a surface longitudinally centered on a runway. For a paved runway, the state primary surface extends 200 feet beyond each end of that runway. ~~for~~ For an unpaved runway, ~~or a planned paved runway,~~ the state primary surface ends at each end of that runway. The elevation of any point on the state primary surface is the same as the elevation of the nearest point on the runway centerline. The width of a state primary surface is as follows:

(i) One hundred feet for basic utility airports.

(ii) Two hundred and fifty feet for general utility airports.

Sec. 9. As used in this act:

(a) "Taxi" means the moving of an aircraft under its own power either on the ground or on the surface of the water, prior to the beginning of the take-off run and after the end of the landing run.

(b) "Temporary commercial operations" means any commercial operation conducted for a period not to exceed 120 days per calendar year.

(c) "Ultralight" means an aircraft meeting requirements of 14 C.F.R. part 103.

**(d) "Unmanned aircraft" means an aircraft flown by a remote pilot via a ground control system, or autonomously through use of an on-board computer, communication links, and any additional equipment that is necessary for the unmanned aircraft to operate safely.**

**(e) ~~(d)~~"Vehicle"** means any device in, upon, or by which a



1 person or property is or may be transported, except an aircraft.

2 (f) "Vertiport" means an area of land, an area of water, or a  
3 structure used for the landing and takeoff of VTOL aircraft.

4 (g) "VTOL" means vertical takeoff and landing.

5 Sec. 26. (1) ~~There is created and established an aeronautics~~  
6 ~~commission to be known as the~~ **The** Michigan aeronautics commission  
7 **is created.**

8 (2) The commission ~~shall consist~~ **consists** of the director of  
9 the state transportation department, the director of the department  
10 of state police, the director of the department of natural  
11 resources, the director of the department of military **and veterans**  
12 affairs, and 5 other members who ~~shall be~~ **are** appointed by the  
13 governor with the advice and consent of the senate and who ~~shall~~  
14 continue in office until their successors are appointed.

15 (3) Members of the commission ~~shall be~~ **are** appointed for terms  
16 of 4 years.

17 Sec. 27. ~~Director of aeronautics. There is hereby established~~  
18 ~~and created the~~ **The** office of director of aeronautics **is created**  
19 within the department. ~~of aeronautics. The~~ **state transportation**  
20 **department shall appoint the** director ~~shall be appointed by the~~  
21 ~~commission, to serve for an indefinite term, during his efficient,~~  
22 ~~honest and businesslike execution of his duties. He shall be~~  
23 ~~appointed with due regard to his~~ **the individual's** fitness and by  
24 reason of ~~his~~ **the individual's** aeronautical knowledge and practical  
25 experience in the field of aeronautics. ~~He~~ **The director** shall  
26 devote ~~his~~ **the director's** entire time to the duties of ~~his~~ **the**  
27 office as required and prescribed by this act, and shall not be  
28 actively engaged or employed in any other business, vocation, or  
29 employment. ~~, nor shall he~~ **The director shall not** have any





1 pecuniary interest in or any stock in or bonds of any civil  
 2 aeronautics enterprise. ~~He~~ **The director** shall receive ~~such~~  
 3 compensation as **determined by** the ~~commission may determine~~ **state**  
 4 **transportation department** and shall be reimbursed for all traveling  
 5 and other expenses incurred ~~by him in the discharge of his in~~  
 6 **discharging the director's** official duties.

7 Sec. 33. ~~Office and expense employees of department of~~  
 8 ~~aeronautics. The commission is hereby authorized to~~ **The department**  
 9 **may** employ ~~such assistants, clerks, stenographers,~~ **staff** and other  
 10 help, ~~and to make such expenditures as it may deem~~ **the department**  
 11 **considers** necessary for the carrying out of ~~the provisions of this~~  
 12 act.

13 Sec. 34. (1) The state aeronautics fund is created. All money  
 14 received from aviation fuel taxes imposed under section 203(1), the  
 15 portion of sales and use taxes to be deposited into the state  
 16 aeronautics fund under section 25 of the general sales tax act,  
 17 1933 PA 167, MCL 205.75, and section 21 of the use tax act, 1937 PA  
 18 94, MCL 205.111, any money required to be deposited into the state  
 19 aeronautics fund under section 35(3), and all money received from  
 20 licensing of schools of aviation, airports, landing fields, airport  
 21 managers, registration of aircraft and airmen, and from the  
 22 operation of ~~state operated~~ **state-operated** airports, landing  
 23 fields, **state-owned or state-maintained weather observation**  
 24 **stations, from transportation reimbursements, and from any** other  
 25 aeronautical facilities **or services**, must be paid into the state  
 26 treasury and credited to the state aeronautics fund.

27 (2) The qualified airport fund is created. All money to be  
 28 deposited into the qualified airport fund under section 25 of the  
 29 general sales tax act, 1933 PA 167, MCL 205.75, and section 21 of



1 the use tax act, 1937 PA 94, MCL 205.111, must be paid into the  
2 state treasury and credited to the qualified airport fund.

3 Sec. 35. (1) All money in and credited to the state  
4 aeronautics fund created under section 34(1) is appropriated for  
5 carrying out this act, and to meet the expenses of the department.  
6 However, money in and credited to the state aeronautics fund is not  
7 appropriated for carrying out subsection (2), except as provided in  
8 subsection (4). Upon appropriation, the state treasurer may draw a  
9 warrant on the state treasury to make payments in the amounts and  
10 to the persons as directed by the department. ~~subject to approval~~  
11 ~~and release by the state administrative board of the authorized~~  
12 ~~amounts.~~ However, money appropriated under this subsection or later  
13 made available must not be expended on an aviation project not  
14 carried out under the supervision and direction of the department  
15 **and with the approval of the commission.**

16 (2) Subject to subsection (3), all money in and credited to  
17 the qualified airport fund created under section 34(2) is  
18 appropriated for carrying out the purposes described in this  
19 subsection. On a quarterly basis, the state treasurer shall  
20 disburse from the qualified airport fund to the operator of a  
21 qualified airport an amount equal to the amount deposited into the  
22 qualified airport fund. If there is more than 1 qualified airport,  
23 the state treasurer shall disburse the amount deposited into the  
24 qualified airport fund to each operator of a qualified airport in  
25 the same proportion that the amount of taxable gallons of fuel sold  
26 at the qualified airport during the preceding fiscal year bears to  
27 the total amount of taxable gallons of fuel sold at all qualified  
28 airports during the preceding fiscal year. An operator of a  
29 qualified airport shall use money disbursed to the operator under



1 this subsection in the following order of priority:

2 (a) For deposit in a bond and interest redemption account  
3 created by ordinance of the qualified airport solely to pay the  
4 next scheduled payments for revenue bonds issued by the operator of  
5 the qualified airport pursuant to an ordinance under the revenue  
6 bond act of 1933, 1933 PA 94, MCL 141.101 to 141.140, to finance  
7 capital improvements to landing areas at the qualified airport. The  
8 capital improvements to landing areas may include, but are not  
9 limited to, runway and taxiway design, construction, repair or  
10 rehabilitation, lighting, drainage systems, land acquisition,  
11 airfield roadways, noise mitigation systems, deicing pads, and  
12 surveillance systems at the qualified airport.

13 (b) To defray the costs of capital improvements to landing  
14 areas of the qualified airport. The capital improvements to landing  
15 areas may include, but are not limited to, runway and taxiway  
16 design, construction, repair or rehabilitation, lighting, drainage  
17 systems, land acquisition, airfield roadways, noise mitigation  
18 systems, deicing pads, and surveillance systems at the qualified  
19 airport.

20 (3) If the Federal Aviation Administration or a federal court  
21 of competent jurisdiction issues a final decision, decision and  
22 order, or order in a proceeding finding that the deposit or credit  
23 of money to the qualified airport fund under this act, section 25  
24 of the general sales tax act, 1933 PA 167, MCL 205.75, and section  
25 21 of the use tax act, 1937 PA 94, MCL 205.111, does not comply  
26 with, or disbursements from the qualified airport fund as  
27 authorized under subsection (2) do not comply with, the federal  
28 airport revenue use requirements under 49 USC 47107(b) or 49 USC  
29 47133, the state treasurer shall transfer money in the qualified



1 airport fund to the state aeronautics fund as necessary to comply  
2 with the final decision, decision and order, or order. The state  
3 treasurer shall only transfer money from the qualified airport fund  
4 under this subsection while the final decision, decision and order,  
5 or order is in effect and binding on this state.

6 (4) The department shall, on a quarterly basis, disburse all  
7 money transferred from the qualified airport fund to the state  
8 aeronautics fund under subsection (3) to the operator of a  
9 qualified airport. The department shall not disburse money under  
10 this subsection if the disbursement would violate the terms of the  
11 final decision, decision and order, or order of the Federal  
12 Aviation Administration or federal court. If there is more than 1  
13 qualified airport, the department shall disburse the money to each  
14 operator of a qualified airport in the same proportion that the  
15 amount of taxable gallons of fuel sold at the qualified airport  
16 during the preceding fiscal year bears to the total amount of  
17 taxable gallons of fuel sold at all qualified airports during the  
18 preceding fiscal year. An operator of a qualified airport that  
19 receives money under this subsection shall only use the money for  
20 the purposes, and in the order of priority, described in subsection  
21 (2).

22 (5) By April 1 ~~, 2017, and by April 1~~ of each year, ~~after~~  
23 ~~2017,~~ the operator of a qualified airport shall file a report with  
24 the department describing how the money disbursed to the operator  
25 of the qualified airport under this section was spent or otherwise  
26 used by the operator of the qualified airport during the preceding  
27 calendar year. The report must be on a form or in a format  
28 prescribed or approved by the department.

29 (6) As used in this section, "ordinance" means that term as



1 defined in section 3 of the revenue bond act of 1933, 1933 PA 94,  
 2 MCL 141.103.

3       Sec. 51. (1) The commission has general supervision over  
 4 aeronautics within this state. The commission shall encourage,  
 5 foster, and participate with and provide grants to the political  
 6 subdivisions of this state in the development of aeronautics within  
 7 this state. The commission shall establish and encourage the  
 8 establishment of airports, landing fields, and other aeronautical  
 9 facilities. The commission shall promulgate rules that it considers  
 10 necessary and advisable for the public safety governing the  
 11 designing, laying out, location, building, equipping, and operation  
 12 of airports and landing fields and shall exercise exclusive  
 13 authority to approve the location and operation of airports,  
 14 landing fields, and other aeronautical facilities within ~~the~~ **this**  
 15 state, ~~so as to assure~~ **ensure** a uniformity in regulations covering  
 16 aeronautics. In order to implement this act, the commission may  
 17 establish programs of state financial assistance in the form of  
 18 grants, leases, loans, and purchases, or a combination of grants,  
 19 leases, loans, and purchases, for assisting political subdivisions  
 20 or other persons. The commission shall not grant an exclusive right  
 21 for the use of an aeronautical facility. The commission may by the  
 22 issuance of appropriate and effective rules register pilot's  
 23 certificates issued by the ~~civil aeronautics authority~~ **Federal**  
 24 **Aviation Administration** or other similar federal authority to  
 25 resident pilots of ~~the~~ **this** state, for which it may charge a fee  
 26 not to exceed \$5.00; govern and regulate commercial operations in  
 27 intrastate commerce, for which it may charge a fee of not more than  
 28 \$25.00; and provide for the licensing of aircraft dealers, for  
 29 which it may charge a fee of not more than \$25.00.



(2) The commission shall cooperate with and assist the federal government, state governments, authorities of political subdivisions, and individuals engaged in aeronautics or the development of aeronautics, and shall seek to coordinate the aeronautical activities of these entities. The commission may confer with or hold joint hearings with any federal or state governments, their agencies, the authorities of political subdivisions, and individuals, in connection with any matter arising under this act, and avail itself of the cooperation, services, records, and facilities of those agencies in the administration and enforcement of this act. The commission shall reciprocate by furnishing governments and their agencies its cooperation, services, records, and facilities, ~~insofar as may be~~ **to the extent that it is** practicable.

(3) The commission may perform acts, issue and amend orders, and make, promulgate, and amend reasonable general or special rules and procedures, and establish minimum standards, consistent with this act, ~~which-that~~ it considers necessary to implement this act and to perform ~~its-the~~ **commission's** duties under this act, all commensurate with and for the purpose of protecting and ~~insuring~~ **ensuring** the general public interest, health, welfare, and safety. The commission may adopt and enforce the provisions of the currently effective federal legislation governing aeronautics. The commission shall promulgate rules to implement this act. The commission may deviate from or add to rules if necessary for the public safety and for the safety of aircraft and airmen within ~~the~~ **this** state. A rule of the commission ~~shall~~ **does** not apply to aeronautical facilities owned by the federal government.

(4) For the safety of aircraft and airmen within this state,



1 the commission may designate, establish, or modify a state airways  
2 system. The commission may publish and distribute maps, charts, and  
3 information relating to that system.

4 (5) The commission, a commission member or employee, the  
5 director, and every state, county, and municipal officer charged  
6 with the enforcement of state and municipal laws shall enforce and  
7 assist in the enforcement of this act and of rules promulgated  
8 under this act, and of all other laws of this state relating to  
9 aeronautics. In the aid of enforcement, general police powers are  
10 conferred upon the commission, each of its members, the director,  
11 and the officers and employees of the commission designated by the  
12 commission to exercise those powers. The commission is further  
13 authorized to enforce this act and rules promulgated under this act  
14 by injunction in the circuit court. The prosecuting attorney of the  
15 county in which an offense is committed shall prosecute offenders  
16 against this act and other aeronautical laws of this state, or any  
17 rule promulgated under this act or order issued by the commission.  
18 When a complaint is made before a municipal court in a city having  
19 such a court, or the district court in the county, district, or  
20 political subdivision in which venue is proper, that court may take  
21 cognizance, hear, try, and determine such matters and pass sentence  
22 upon offenders in accordance with law.

23 (6) The commission, a commission member, the director, or an  
24 employee designated by the commission may hold investigations,  
25 inquiries, and hearings concerning matters covered by this act,  
26 aircraft accidents, or orders and rules of the commission. Each  
27 ~~person~~**individual** designated may administer oaths and affirmations,  
28 certify to official acts, issue subpoenas, and compel the  
29 attendance and testimony of witnesses, and the production of



1 papers, books, and documents. In case of failure to comply with a  
 2 subpoena or order issued under this act, the commission, or its  
 3 authorized representative, may invoke the aid of a court of general  
 4 jurisdiction. The court may order the witness to comply with the  
 5 requirements of the subpoena or order, or to give evidence touching  
 6 the matter in question. Failure to obey the order of the court may  
 7 be punished by the court as contempt.

8 (7) ~~In order to~~ **To** facilitate investigations by the commission  
 9 in the interest of public safety and development of aeronautics,  
 10 the reports of investigations or hearings, or any part of them,  
 11 ~~shall~~ **must** not be admitted in evidence or used for any purpose in  
 12 an action or proceeding growing out of a matter referred to in the  
 13 investigation, hearing, or report, except in case of criminal or  
 14 other proceedings instituted in behalf of ~~the~~ **this** state under this  
 15 act or any other law of this state relating to aeronautics. A  
 16 commissioner, director, or an officer or employee of the commission  
 17 ~~shall~~ **must** not be required to testify to facts ascertained in, or  
 18 information gained by reason of, ~~his or her~~ **that individual's**  
 19 official capacity, or be required to testify as an expert witness  
 20 in an action or proceeding involving an aircraft. Except as  
 21 otherwise provided in this section, the commission may make  
 22 available to appropriate federal and state agencies information and  
 23 material developed in the course of its hearings and  
 24 investigations.

25 (8) For the purposes of executing its powers and duties under  
 26 this act, the commission, upon recommendations ~~to~~ **of** the ~~state~~  
 27 ~~administrative board,~~ **department**, may enter into necessary  
 28 contracts.

29 Sec. 52. ~~Powers and duties of director of aeronautics.~~ The





1 director ~~of aeronautics shall be~~ **is** the executive officer of the  
 2 commission and ~~the~~ department ~~of aeronautics~~ and under the  
 3 commission's supervision shall administer the provisions of this  
 4 and all other acts relating to aeronautics within this state.

5 Sec. 53. ~~Delegation of powers to director of aeronautics.~~ The  
 6 commission ~~may~~ **shall** delegate to the director ~~of aeronautics~~ any of  
 7 the powers or duties vested in or imposed ~~upon it~~ **on the commission**  
 8 by this act. ~~Such~~ **The** delegated powers and duties may be exercised  
 9 by ~~such~~ **the** director in the name of the commission.

10 Sec. 55. (1) The commission may prescribe the duties and  
 11 conditions of employment of its ~~enforcement~~ **inspection** officers.  
 12 The **inspection** officers shall ~~be law enforcement officers of the~~  
 13 ~~state and shall have the authority of police officers as provided~~  
 14 ~~by law, except as otherwise provided in this section. The officers~~  
 15 ~~shall be vested with power and authority of deputy sheriffs except~~  
 16 ~~that such power and authority shall be restricted to the~~  
 17 ~~investigation and enforcement of~~ **investigate violations of and**  
 18 **enforce** rules promulgated and orders issued by the commission, ~~and~~  
 19 ~~to the statutes relating to Michigan airports, and the Michigan~~  
 20 ~~aeronautics code. The officers may issue summons, make arrests, and~~  
 21 ~~initiate criminal proceedings against offenders. The commission~~  
 22 ~~shall be responsible for all actions of its officers committed~~  
 23 ~~under color of their official position and authority.~~ **this act.**

24 (2) ~~A summons issued by the law enforcement officers of the~~  
 25 ~~commission for violations of the aeronautics code, the statutes~~  
 26 ~~relating to Michigan airports, or the rules and orders promulgated~~  
 27 ~~by the commission, shall be answerable before the recorder's court~~  
 28 ~~or municipal court of the city in which the violation took place or~~  
 29 ~~before the district court in the county, district or political~~



~~subdivision in which the violation took place.~~ **An aeronautical facility or facility licensed, permitted, or approved by the commission is subject to inspection by an inspection officer at any time.**

Sec. 76. (1) An aircraft tied down, moored, hangared, or based within this state ~~and the number assigned to that aircraft by the federal aviation administration shall~~ **must** be registered annually **every 3 years** with the commission and a registration fee **must be paid as described in section 77.** ~~An aircraft shall not be issued a state registration certificate when it does not have a valid and effective registration certificate as issued by the federal aviation administration or a foreign government.~~

(2) An aircraft ~~shall be~~ **is** subject to the registration provisions of this act except when it is 1 of the following:

(a) An aircraft engaged in scheduled passenger service flying in interstate or foreign commerce or in that part of interstate or foreign commerce which is intrastate in character, and operating exclusively under the provisions of a federal certificate issued under 14 CFR ~~Part~~ **part** 121.

(b) An aircraft owned by the United States government.

(c) An aircraft of a resident of another state or an aircraft of a resident of this state that is tied down, moored, hangared, or based within another state, having complied with the registration requirements of that state, and operating within this state for a period of not more than 90 days in a calendar year. ~~This~~ **An** aircraft **described in this subdivision** shall not engage in intrastate commercial activity within this state.

(d) Aircraft owned by or registered to the United States, aircraft of the ~~civil air patrol,~~ **Civil Air Patrol**, or aircraft



1 licensed by a foreign country with which the United States has  
 2 reciprocal relations. ~~This~~ **An aircraft described in this**  
 3 **subdivision** shall not engage in commercial activity within this  
 4 state.

5 (e) An aircraft which, in the opinion of the commission, is in  
 6 a condition that would reasonably preclude its operation during the  
 7 registration period.

8 Sec. 76a. (1) A person shall not operate ~~nor shall~~ **and** an  
 9 owner **shall not** knowingly permit to be operated, except as provided  
 10 in this act, an aircraft of a type required to be registered, which  
 11 is not registered or for which a current certificate of  
 12 registration has not been issued, or for which the current fee has  
 13 not been paid.

14 (2) A person shall not operate ~~nor shall~~ **and** an owner **shall**  
 15 **not** knowingly permit to be operated, except as provided in this  
 16 act, an aircraft of a type required to be registered, unless there  
 17 is carried in **the aircraft**, as required by this act, a valid  
 18 registration certificate issued by the commission for the current  
 19 registration year.

20 (3) An application for registration ~~shall~~ **must** be made on  
 21 forms provided by the commission, and ~~shall~~ **must** be signed and  
 22 sworn to by the applicant. The registration ~~shall~~ **must** be issued  
 23 subject to approval of the commission. Fees ~~shall~~ **must** be paid to  
 24 the commission in the form of cash paid in person or in the form of  
 25 **an electronic credit card payment**, a check, money order, or bank  
 26 draft made payable to the state of Michigan.

27 Sec. 77. (1) If an aircraft is registered under this act, the  
 28 commission shall send an application for renewal registration to  
 29 the owner of the aircraft ~~on or after November 1 preceding~~ **before**



1 the ~~year~~**3-year registration period** to be designated on the  
 2 registration. The registration application ~~shall~~**must** be executed  
 3 and returned to the commission with payment of the registration fee  
 4 as provided by this section before the expiration date of the prior  
 5 registration. If an owner of an aircraft fails to receive a  
 6 registration application form ~~by December 1, he or she~~**as described**  
 7 **in this section, the owner** shall inform the commission.

8 (2) The owner of an aircraft that ~~had~~**was** not ~~been~~ previously  
 9 subject to registration under this act but has become subject to  
 10 registration under this act shall inform the commission within 30  
 11 days after becoming subject to registration, shall register the  
 12 aircraft, and shall pay the appropriate fee as provided by this  
 13 section.

14 (3) A registration fee ~~shall be~~**is** payable ~~annually on or~~  
 15 ~~before December 31. However, for an aircraft being registered for~~  
 16 ~~the first time, a registration certificate issued after July 1~~  
 17 ~~shall be issued at the rate of 50% of the annual fee. All aircraft~~  
 18 ~~registrations shall expire on January 1 of each year.~~**every 3 years.**

19 (4) A registration fee ~~shall be~~**is** in lieu of all property  
 20 taxes on the aircraft, either general or local.

21 (5) A registration fee ~~shall~~**must** be paid at the rate of ~~1~~  
 22 ~~cent~~**3 cents** per pound of either maximum gross weight or maximum  
 23 takeoff weight, whichever is greater, for which the aircraft is  
 24 certified under the ~~federal aviation administration~~**Federal**  
 25 **Aviation Administration** airworthiness certificate.

26 (6) If an aircraft owner fails to register or pay the aircraft  
 27 registration fee due under this act by the time specified, a  
 28 penalty of \$50.00 ~~shall~~**must** be added if the failure is not more  
 29 than 1 month, with an additional \$5.00 penalty for each additional



1 month or fraction of a month during which the registration fee and  
2 penalty are not paid.

3 (7) If an aircraft registration fee is not paid within the  
4 time specified and it is shown to the satisfaction of the  
5 commission that the failure or refusal was due to reasonable cause  
6 and not willful neglect, the penalty may be waived at the  
7 discretion of the director of the state transportation department  
8 or ~~his or her~~ **the director's** designated representative. The period  
9 for which a penalty is assessed ~~shall~~ **must** not exceed ~~1 year~~ **3**  
10 **years.**

11 (8) If an aircraft registration fee is paid by mail, the  
12 postmark date is the date of payment.

13 Sec. 80b. (1) A person operating an aircraft shall conform to  
14 standard traffic patterns recommended by federal air regulations  
15 except as follows:

16 (a) ~~When~~ **If** meteorological conditions ~~are such that~~ **cause**  
17 compliance with visual flight rules as prescribed by federal air  
18 regulations ~~is to be~~ impossible at the prescribed traffic pattern  
19 altitudes, altitudes may be reduced as necessary down to but no  
20 lower than altitudes in accordance with the appropriate federal air  
21 regulations, this act, and the rules promulgated under this act.

22 (b) If local conditions require, and the traffic pattern has  
23 been altered to fit these conditions and approved by the  
24 commission.

25 (2) Aircraft shall conform ~~with properly established~~ **to** local  
26 noise abatement procedures **approved by the Federal Aviation**  
27 **Administration.**

28 (3) A person shall not fly an aircraft acrobatically over a  
29 licensed aeronautical facility except upon written authority of the



1 airport manager, and then only when the site is closed to traffic.

2 (4) Airmen, before departing from a licensed aeronautical  
3 facility, shall make satisfactory arrangements for the payment of  
4 storage, repair, and supply charges.

5 (5) The owner, operator, or pilot of an aircraft, or a person  
6 ~~to whom he or she~~ **the owner, operator, or pilot** has given  
7 permission to use the aircraft, is directly responsible for ~~its~~ **the**  
8 **aircraft's** safe operation.

9 (6) ~~When~~ **If** an aircraft is involved in an accident in this  
10 state that causes injury or death, the owner or person in control  
11 of the aircraft shall immediately report the accident to the  
12 nearest state police post.

13 (7) A person shall not operate an aircraft in a careless or  
14 reckless manner so as to endanger, or be likely to endanger, the  
15 life or property of another. Other than at a licensed or approved  
16 landing area, a person shall not fly an aircraft less than 25 feet,  
17 ~~(7.6 meters)~~ **or 7.6 meters**, above the ground at the field boundary,  
18 or closer than 25 feet, ~~(7.6 meters)~~ **or 7.6 meters**, to any object  
19 or structure while landing or taking off.

20 (8) A person shall not fly an aircraft within 500 feet, ~~(153~~  
21 ~~meters)~~ **or 153 meters**, of another aircraft, except by  
22 prearrangement of each aircraft's pilot in command.

23 Sec. 80e. (1) Except ~~when~~ **as otherwise provided in this**  
24 **section, or except if** necessary for takeoff or landing, an aircraft  
25 ~~shall~~ **must** not be flown at **any of** the following locations:

26 (a) Over any congested area of a city or village at an  
27 altitude below that which, if a power unit fails, will permit an  
28 emergency landing without undue hazard to ~~persons~~ **individuals** or  
29 property on the surface, and ~~in no case~~ **not** less than 1,000 feet



1 above the highest obstacle within a horizontal radius of 2,000 feet  
2 from the aircraft.

3 (b) ~~Over~~ **Except as otherwise provided in this subdivision,** any  
4 other area at an altitude of less than 500 feet, ~~(153 meters)~~ **or**  
5 **153 meters,** above the surface. ~~, except~~ **An aircraft may be operated**  
6 **at an altitude of less than 500 feet, or 153 meters, above the**  
7 **surface** over open water or sparsely populated areas, ~~in which case~~  
8 ~~the aircraft shall~~ **but must** not be operated less than 500 feet from  
9 any ~~person,~~ **individual,** vessel, vehicle, or structure.

10 (2) A helicopter may be flown at altitudes less than the  
11 minimums prescribed in subsection (1), if the operation is  
12 conducted without hazard to ~~persons~~ **individuals** or property on the  
13 surface.

14 (3) **Unmanned aircraft must be operated in accordance with**  
15 **applicable federal regulations for the operation of unmanned**  
16 **aircraft.**

17 Sec. 82. (1) A person shall not engage in the business of  
18 buying, selling, brokering, or dealing in aircraft of a type  
19 required to be registered, unless ~~he or she~~ **the person** has received  
20 a license from the commission.

21 (2) An application for a dealer's license ~~shall~~ **must** be  
22 accompanied by a \$25.00 license fee **per year, or \$75.00 for a 3-**  
23 **year period,** and ~~shall~~ **must** be submitted on the appropriate form  
24 furnished by the commission. Applications ~~shall~~ **must** be signed and  
25 accompanied by a sworn statement containing the information  
26 required by the commission to determine whether the applicant is  
27 lawfully entitled to the license.

28 (3) A license granted under subsection (1) expires ~~on January~~  
29 ~~1 of each calendar year~~ **after 1 or 3 years** and may be renewed upon



1 application and payment of the required fee. ~~The commission may~~  
 2 ~~issue a 1/2-year license for the balance of the current year if~~  
 3 ~~application is made after July 1 upon payment of 1/2 of the fee.~~

4 (4) A dealer or manufacturer shall display a dealer's license  
 5 in a prominent location at ~~his or her~~ **the dealer's or**  
 6 **manufacturer's** place of business.

7 (5) A licensee shall maintain a record ~~, to be~~ **that is** open to  
 8 inspection by any law enforcement officer or authorized officer or  
 9 investigator of the commission, of every aircraft subject to  
 10 registration ~~which~~ **that** is bought, sold, exchanged, received, or  
 11 accepted by the licensee for sale or exchange. A licensee shall  
 12 submit a report to the commission of aircraft sold to a resident of  
 13 another state and include the notice of sale or transfer and the  
 14 registration certificate, if any.

15 (6) The commission shall issue to aircraft manufacturers,  
 16 aircraft engine manufacturers, and dealers a distinctive general  
 17 registration number for each aircraft owned or controlled by them.  
 18 ~~These~~ **The** aircraft ~~shall~~ **described in this subsection must** not be  
 19 used except for demonstration, for sale, for ferrying, or for  
 20 testing. General registration numbers for manufacturer and dealer  
 21 aircraft ~~shall~~ **must** be issued annually under the same conditions as  
 22 registration certificates and a \$5.00 charge made for the general  
 23 registration numbers for manufacturer and dealer aircraft. The  
 24 general registration number issued to a manufacturer or dealer  
 25 ~~shall~~ **must** be displayed in the aircraft at all times.

26 (7) A manufacturer or dealer selling or exchanging aircraft  
 27 subject to registration, before delivering an aircraft to the  
 28 purchaser, shall apply to the commission for aircraft registration.  
 29 ~~, and the~~ **The** purchaser shall sign the application for registration





1 and other necessary papers to enable the manufacturer or dealer to  
2 apply to the commission.

3 (8) ~~A dealer~~ **Within 15 days after** dismantling or wrecking any  
4 registered aircraft, **a dealer** shall forward the registration  
5 certificate for that aircraft to the commission ~~within 15 days for~~  
6 cancellation.

7 (9) The commission may cancel, revoke, or suspend ~~the a~~  
8 dealer's license for failure to comply with this section.

9 Sec. 86. (1) Any individual appointed as an airport manager by  
10 the owner of a licensed aeronautical facility, before operating as  
11 an airport manager, shall be licensed by the department for which  
12 the department may make a reasonable charge not to exceed \$5.00. An  
13 airport manager license expires on December 31 ~~, annually.~~

14 (2) All airports, landing fields, and other aeronautical  
15 facilities, except those owned or operated by the United States  
16 government, ~~before operating as such, shall~~ **must** be approved by the  
17 department **before operating as an airport, landing field, or other**  
18 **aeronautical facility.**

19 (3) The department shall issue annually a license of approval  
20 in each case and charge an annual fee **of** not ~~in excess of more than~~  
21 \$100.00. The fee ~~shall be~~ **is** in lieu of all real property taxes on  
22 the landing area and improvements to the landing area to the extent  
23 permitted by section 7y of the general property tax act, 1893 PA  
24 206, MCL 211.7y.

25 (4) Commercial operations shall not be performed on any land  
26 based landing area other than at a licensed aeronautical facility  
27 except that temporary field permits may be issued under this  
28 section. All commercial operations shall be based out of a licensed  
29 aeronautical facility.



1 (5) If the owner of an aircraft uses, or proposes to use, an  
2 area of land for temporary commercial landing areas, ~~he or she~~ **the**  
3 **owner** shall apply to the commission for a temporary field permit on  
4 forms furnished by the commission.

5 (6) The annual license of approval issued pursuant to  
6 subsection (2) ~~shall~~ **must** include a statement, certified by the  
7 director, describing the approach clear zones and transitional  
8 surface areas for the airport for which the license is applicable.  
9 Standards for describing approach clear zones and transitional  
10 surface areas ~~shall~~ **must** be uniform according to type of runway and  
11 ~~shall~~ **must** conform with regularly accepted definitions and usage in  
12 the aeronautics field.

13 (7) If an airport requires more than 2 safety inspections by  
14 the department before curing safety deficiencies sufficiently to  
15 receive or renew a license, the department may charge a  
16 reinspection fee of not more than \$500.00 for each inspection after  
17 the first 2 safety inspections.

18 Sec. 89c. The department may promulgate rules under the  
19 administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to  
20 24.328, establishing licensing standards for droneports and  
21 vertiports. The licensing standards for droneports and vertiports  
22 must be limited to those necessary for the safe integration of  
23 unmanned aircraft systems in this state and must include, but are  
24 not limited to, standards related to physical placement,  
25 communication infrastructure minimums, obstruction clearance,  
26 visual markings, and security. The rules described in this section  
27 must account for all of the following regarding a droneport or  
28 vertiport:

29 (a) The frequency of use.



1       **(b) The type of operations conducted.**

2       **(c) The surrounding land use.**

3       Sec. 109. As used in this chapter:

4       (a) "Airport" means a publicly owned airport licensed by the  
 5 ~~state transportation department, bureau of aeronautics department~~  
 6 under section 86 and includes all airport facilities at the  
 7 airport. An airport is "publicly owned" if the portion used for the  
 8 landing and taking off of aircraft is owned, operated, controlled,  
 9 leased to, or leased by the United States or any agency or  
 10 department of the United States, this state, a local government or  
 11 any municipality or other political subdivision of this state, or  
 12 any other governing body, public agency, or other public  
 13 corporation. ~~Property to be~~ **All of the following property is**  
 14 included as part of an airport: ~~shall include all of the following:~~

15       (i) Property within the area identified in the latest exhibit  
 16 A, the property map based on deeds, title opinions, land surveys,  
 17 an approved airport layout plan, and project documentation included  
 18 with or attached to federal grant agreements executed by the local  
 19 government that owns or operates the airport ~~prior to~~ **before** the  
 20 transfer of operational jurisdiction over the airport to an  
 21 authority created under this chapter, and lands purchased with  
 22 federal funds and passenger facility charges related to the  
 23 airport.

24       (ii) Other property acquired with the proceeds of any airport  
 25 generated revenues, passenger facility charges, federal grants-in-  
 26 aid related to the airport, or other federal grants for airport  
 27 purposes by the local government that owns the airport over which  
 28 operational jurisdiction is being transferred to an authority.

29       (iii) Other property owned or acquired by an authority for



1 airport purposes.

2 (b) "Airport facilities" means any of the following at an  
3 airport:

4 (i) Real or personal property, or **an** interest in real or  
5 personal property, used for the landing, taking off, taxiing,  
6 parking, storing, shelter, supply, or care of aircraft, or for  
7 receiving or discharging passengers or cargo, and all appurtenant  
8 areas used for airport buildings or other airport facilities, and  
9 all appurtenant rights-of-way.

10 (ii) Real or personal property, and easements above, on, or  
11 under the surface of real or personal property, used or intended to  
12 be used for over-flight, for noise abatement or noise buffers, for  
13 clear zones, or for side transition zones.

14 (iii) Real or personal property, and easements above, on, or  
15 under the surface of real or personal property, used or intended to  
16 be used for the full or partial satisfaction of environmental  
17 mitigation requirements imposed by any federal, state, county, or  
18 other municipal government or agency as a condition of approving  
19 the acquisition, construction, expansion, or operation of other  
20 airport facilities, whether or not located within the boundaries of  
21 the local unit of government that owns the airport over which  
22 operational jurisdiction is transferred pursuant to this chapter.

23 (iv) Other structures, improvements, and buildings of all types  
24 used or useful for airport related purposes for the convenience of  
25 the public or for commercial or general aviation activities,  
26 located on the property acquired by or under the operational  
27 jurisdiction of the authority, including, but not limited to,  
28 restaurants, hotels, motels, exhibition halls, convention  
29 facilities, automotive parking facilities, retail stores, aircraft



1 fueling systems, automotive service centers, cargo buildings,  
 2 warehouses, kitchen facilities, drainage systems, utilities,  
 3 roadways, automobile and aircraft bridges, and surface  
 4 transportation terminals and facilities.

5 (v) Beacons, markers, communications systems, **automated**  
 6 **weather systems**, and all navigation facilities for use in aid of  
 7 air navigation.

8 (vi) Any and all other improvements or facilities necessary,  
 9 useful, or desirable to serve the occupants, passengers, users,  
 10 employees, operators, airlines, or lessees of any portion of the  
 11 property or facilities of the authority, or ~~which~~**that** are  
 12 otherwise ~~deemed~~**considered** by the authority to be in the public  
 13 interest, including, but not limited to, facilities necessary,  
 14 used, useful, or intended for use for handling, parking, storing,  
 15 ~~display, sale,~~**displaying, selling**, or servicing of aircraft,  
 16 either private or commercial; for the accommodation of ~~persons~~  
 17 **individuals** and handling of freight, mail, and other items  
 18 transported by air, for the furnishing and supplying of goods,  
 19 commodities, services, things, and facilities that are ~~deemed~~  
 20 **considered** by the authority to be appropriate for the safety or  
 21 convenience of the traveling public or of the operators of  
 22 aircraft, or otherwise in the public interest; and in or for the  
 23 equipping, ~~operation,~~**operating**, and ~~maintenance~~**maintaining** of any  
 24 airport facilities of the authority.

25 (c) "Approval date" means the effective date of the issuance  
 26 by the ~~federal aviation administration~~**FAA** to the authority  
 27 assuming operational jurisdiction of an airport of a certificate  
 28 under ~~part 139 of chapter 14 of the code of federal regulations~~**14**  
 29 **CFR part 139** with respect to the airport, and the concurrence by



1 the FAA of the designation of the authority as a sponsor of the  
2 airport, including the FAA's approval of the assignment of existing  
3 grant agreements to the authority.

4 (d) "Authority" means a public airport authority created by or  
5 pursuant to section 110 and governed by a board.

6 (e) "Board" means the governing body of an authority appointed  
7 pursuant to section 111.

8 (f) "Department" means the state transportation department.

9 (g) "Enplanement" means a domestic, territorial, or  
10 international revenue passenger who boards an aircraft at an  
11 airport in scheduled or nonscheduled service of aircraft in  
12 intrastate, interstate, or foreign service and includes an in-  
13 transit passenger who boards an international flight that transits  
14 an airport in the United States for nontraffic purposes.

15 (h) "FAA" means the ~~federal aviation administration~~ **Federal**  
16 **Aviation Administration** of the United States ~~department of~~  
17 ~~transportation, Department of Transportation,~~ or any successor  
18 agency.

19 (i) "Fiscal year" means that annual period that is the fiscal  
20 year of the local government that owns the airport over which an  
21 authority has assumed operational jurisdiction or, if the local  
22 government is not required to include the authority in the  
23 financial statements of the local government, that annual period  
24 established by the board.

25 (j) "Legislative body" means the elected body of a local  
26 government having legislative powers.

27 (k) "Local chief executive officer" means the mayor or manager  
28 of a city or village, the township supervisor of a township, or the  
29 county executive of a county or, if a county does not have a county



1 executive, the chairperson of the county board of commissioners.

2 (l) "Local government" means a county, city, township, or  
3 village that owns or operates an airport.

4 (m) "Passenger facility charge" or "PFC" means a passenger  
5 facility fee authorized under ~~section 40117 of title 49 of the~~  
6 ~~United States Code, 49 U.S.C. USC 40117,~~ and designated as a  
7 passenger facility charge under ~~part 158 of title 14 of the code of~~  
8 ~~federal regulations.~~ **14 CFR part 158.**

9 (n) "Qualified airport" means an airport, other than a  
10 military airport, that has 10,000,000 or more enplanements in any  
11 12-month period.

12 (o) "Sponsor" means the public agency authorized ~~by subchapter~~  
13 ~~I of chapter 471 of title 49 of the United States Code, 49 U.S.C.~~  
14 **under 49 USC 47101 to 47134, 47146** to submit requests for, and  
15 thereafter accept, and be responsible for performing all of the  
16 assurances associated with accepting grant agreements with respect  
17 to airports from the FAA or this state and to impose a passenger  
18 facility charge at airports, and to perform certain duties and  
19 responsibilities previously assumed by the local government that  
20 owns or operates the airport ~~prior to~~ **before** the transfer of  
21 operational jurisdiction of the airport to an authority created  
22 under this chapter by virtue of the local government's acceptance  
23 ~~prior to~~ **before** the approval date of grants for the benefit of the  
24 airport from the FAA or any other agency of the United States or  
25 this state.

26 Sec. 155. ~~Whenever~~ **If** any obstructions of whatever nature  
27 ~~shall be~~ **are** determined to be a hazard adjacent to or surrounding a  
28 state-owned airport, landing field, or other aeronautical facility,  
29 the commission shall notify the ~~state administrative board~~



1 **department** of the hazard with an order for its abatement, and the  
2 ~~state administrative board~~ **department** may institute proper  
3 proceedings in the name of and for ~~the~~ **this** state ~~of Michigan~~ for  
4 the abatement of the hazard. Failure to effectively comply with an  
5 order ~~shall subject~~ **subjects** the airport, landing field, or other  
6 aeronautical facility to either restrictive use of the airport,  
7 landing field, or other aeronautical facility, or its entire  
8 closing, in the interest of the safety, health, and welfare of the  
9 public, and the safe use of aeronautical facilities in this state.

10 Enacting section 1. Section 36 of the aeronautics code of the  
11 state of Michigan, 1945 PA 327, MCL 259.36, is repealed.

12 Enacting section 2. This amendatory act does not take effect  
13 unless House Bill No. 4835 of the 103rd Legislature is enacted into  
14 law.