

A bill to amend 1967 PA 204, entitled  
"Metropolitan transportation authorities act of 1967,"  
by amending section 4a (MCL 124.404a), as added by 1988 PA 481.

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

1       Sec. 4a. (1) The chief executive officer of each city  
2 having a population of 750,000 or more within a metropolitan  
3 area, of each county in which such a city is located, and of all  
4 other counties immediately contiguous to such a city shall form a  
5 corporation, subject to the limitations of this act, to be known  
6 as the regional transit coordinating council for the purpose of  
7 establishing and directing public transportation policy within a  
8 metropolitan area. The counties of Livingston, Monroe,  
9 St. Clair, and Washtenaw shall be collectively represented on the  
10 council by 1 member, without vote, from 1 of the counties and  
11 shall determine their representative member on the council in a

1 manner to be determined by the counties. The county from which  
2 the representative member is to be selected shall rotate among  
3 the counties at least every 2 years and the member shall be a  
4 resident of the county from which the member is to be selected.  
5 If 1 or more of the counties of Livingston, Monroe, St. Clair,  
6 and Washtenaw withdraw from the authority, the member shall  
7 rotate between, and be selected from, the remaining counties.

8 (2) A council formed under this section shall be considered  
9 an authority organized pursuant to this act for the sole purpose  
10 of receiving transportation operating and capital assistance  
11 grants. A council may not exercise any rights, duties, or powers  
12 provided to an authority organized pursuant to this act except as  
13 is necessary to receive transportation operating and capital  
14 assistance grants.

15 (3) The council may adopt public transportation plans for  
16 its metropolitan area. The council shall coordinate service  
17 overlap, rates, routing, scheduling, and like functions between  
18 operators of public transportation. The council shall not have  
19 power to employ operating personnel, negotiate collective bar-  
20 gaining agreements with operating personnel, or own operating  
21 assets of a public transportation service within the metropolitan  
22 area.

23 (4) The articles of incorporation forming the council shall  
24 provide for the conduct of the affairs of the council, including  
25 provision for the appointment of a general secretary to the coun-  
26 cil and the allocation between the city and any authority

1 representing the counties of any grants applied for by the  
2 council.

3       (5) The council shall be a "designated recipient" for pur-  
4 poses of the FORMER federal urban mass transportation act of  
5 1964, ~~49 U.S.C. 1601 to 1618~~ PUBLIC LAW 88-365, and the regula-  
6 tions promulgated under that act, to apply for federal and state  
7 transportation operating and capital assistance grants, but the  
8 council may designate a city with a population of more than  
9 750,000 and the authority representing the counties each as a  
10 subrecipient of federal and state transportation funds. To the  
11 extent required by the federal urban mass transportation act of  
12 1964 and the regulations thereunder, the council and a city with  
13 a population over 750,000 and the authority representing the  
14 counties shall execute a supplemental agreement conferring on a  
15 city with a population over 750,000 and the authority represent-  
16 ing the counties the right to receive and dispense grant funds  
17 and containing such other provisions as are required by federal  
18 law and regulation. The general secretary shall submit in a  
19 timely manner the council's application for such funds to the  
20 responsible federal and state agencies. The application shall  
21 designate the distribution of all capital and operating funds  
22 which shall be paid directly to a city with a population over  
23 750,000 and the authority representing the counties. If the  
24 council is the recipient, the general secretary, as soon as pos-  
25 sible, but not more than 10 business days after receipt of the  
26 funds by the general secretary, shall remit to a city with a

1 population over 750,000 and the authority representing the  
2 counties their designated distribution of the funds.

3 (6) The council shall act by a unanimous vote of its member-  
4 ship entitled to vote and shall meet regularly but not less than  
5 quarterly. A council member shall not designate another repre-  
6 sentative to serve in his or her place on the council.

7 (7) The business which the council may perform shall be con-  
8 ducted at a public meeting of the council held in compliance with  
9 the open meetings act, ~~Act No. 267 of the Public Acts of 1976,~~  
10 ~~being sections 15.261 to 15.275 of the Michigan Compiled Laws~~  
11 1976 PA 267, MCL 15.261 TO 15.275. Public notice of the time,  
12 date, and place of the meeting shall be given in the manner  
13 required by ~~Act No. 267 of the Public Acts of 1976~~ THE OPEN  
14 MEETINGS ACT, 1976 PA 267, MCL 15.261 TO 15.275.

15 (8) An advisory committee comprised of riders who are senior  
16 citizens or ~~handicappers~~ PERSONS WITH DISABILITIES, or both,  
17 and who live within the southeastern Michigan transportation  
18 authority shall be established and shall report their concerns to  
19 the council on a regularly scheduled basis.

20 (9) Before any state or federal funds are distributed to any  
21 of the eligible authorities or eligible governmental agencies  
22 coordinated by the council, a financial audit of the transit  
23 operations for the fiscal year immediately previous to the most  
24 recently completed fiscal year shall be provided to the state  
25 transportation department in accordance with section 10h(2) of  
26 ~~Act No. 51 of the Public Acts of 1951, being section 247.660h of~~  
27 ~~the Michigan Compiled Laws~~ 1951 PA 51, MCL 247.660H. The state

1 transportation department may waive this requirement on a  
2 temporary basis. Each audit shall be in accordance with sections  
3 6 to 13 of the uniform budgeting and accounting act, ~~Act No. 2~~  
4 ~~of the Public Acts of 1968, being sections 141.426 to 141.440a of~~  
5 ~~the Michigan Compiled Laws~~ 1968 PA 2, MCL 141.426 TO 141.433.  
6 Each financial audit shall also be in accordance with generally  
7 accepted accounting standards as promulgated by the United States  
8 general accounting office and shall satisfy federal regulations  
9 relating to federal grant compliance audit requirements.