

SENATE BILL No. 59

January 24, 2007, Introduced by Senator GILBERT and referred to the Committee on Transportation.

A bill to amend 1951 PA 51, entitled

"An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund,

local bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts,"

(MCL 247.651 to 247.675) by adding section 9c.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 **SEC. 9C. (1) BY MARCH 1, 2008, THE GOVERNOR SHALL APPOINT NOT**
 2 **MORE THAN 7 PERSONS WHO SHALL SERVE AS A TASK FORCE TO REVIEW**
 3 **ALTERNATIVE TRANSPORTATION FUNDING OPTIONS, ALTERNATIVE**
 4 **TRANSPORTATION INVESTMENT PRIORITIES, AND POTENTIAL STRATEGIES FOR**
 5 **MAXIMIZING RETURNS ON TRANSPORTATION INVESTMENTS. THE TASK FORCE**
 6 **SHALL EVALUATE THE POTENTIAL OF ALTERNATE STRATEGIES TO REPLACE THE**
 7 **19-CENT STATE GAS TAX AND SHALL FOCUS ON IMPLEMENTATION OF**
 8 **TECHNICAL STRATEGIES TO PUT IN PLACE USER PAY FUNDING METHODS. THE**
 9 **APPOINTMENTS SHALL BE SUBJECT TO THE ADVICE AND CONSENT OF THE**
 10 **SENATE. THE TASK FORCE SHALL INCLUDE AT LEAST 1 REPRESENTATIVE OF**
 11 **THE FOLLOWING INTERESTS:**

12 **(A) MANUFACTURING.**
 13 **(B) COMMERCE.**
 14 **(C) AGRICULTURE.**
 15 **(D) TOURISM.**
 16 **(E) LABOR.**

1 (2) BEGINNING MARCH 1, 2008, THE TASK FORCE SHALL ALSO INCLUDE
2 THE MAJORITY AND MINORITY LEADERS OF THE SENATE OR A MEMBER OF THE
3 SENATE DESIGNATED BY EACH LEADER AND THE SPEAKER AND MINORITY
4 LEADER OF THE HOUSE OF REPRESENTATIVES OR A MEMBER OF THE HOUSE OF
5 REPRESENTATIVES DESIGNATED BY EACH LEADER.

6 (3) BY MAY 1, 2008, THE LEGISLATIVE AUDITOR GENERAL SHALL
7 REVIEW AND COMMENT ON THE DATA DEVELOPED BY THE DEPARTMENT UNDER
8 SUBSECTION (5) IN ORDER TO ASSIST THE CITIZENS ADVISORY COMMITTEE.

9 (4) A CITIZENS ADVISORY COMMITTEE SHALL BE CREATED TO RECEIVE
10 AND COMMENT UPON ALL REPORTS, STUDIES, AND RECOMMENDATIONS PREPARED
11 BY THE VARIOUS DESIGNATED TECHNICAL SUBCOMMITTEES OF THE CITIZENS
12 ADVISORY COMMITTEE BEFORE BUT NOT LATER THAN THE SUBMISSION OF THE
13 REPORTS, STUDIES, AND RECOMMENDATIONS TO THE STUDY COMMITTEE. THE
14 MEMBERS OF THE CITIZENS ADVISORY COMMITTEE SHALL BE GIVEN
15 SUFFICIENT TIME AND OPPORTUNITY TO PROVIDE MEMBERS OF THE STUDY
16 COMMITTEE THEIR MAJORITY, MINORITY, OR INDIVIDUAL VIEWS OF THE
17 REPORTS, STUDIES, AND RECOMMENDATIONS OF THE VARIOUS DESIGNATED
18 TECHNICAL SUBCOMMITTEES. THE GOVERNOR SHALL APPOINT NOT MORE THAN
19 12 PERSONS, WHO SHALL SERVE AS A CITIZENS ADVISORY COMMITTEE AND
20 SHALL INCLUDE AT LEAST 1 REPRESENTATIVE FROM A LIST OF 3
21 RECOMMENDATIONS SUPPLIED BY EACH ORGANIZATION OF THE FOLLOWING
22 ORGANIZATIONS:

- 23 (A) MICHIGAN FARM BUREAU.
24 (B) MICHIGAN TRUCKING ASSOCIATION.
25 (C) MICHIGAN ASSOCIATION OF COUNTIES.
26 (D) MICHIGAN TOWNSHIPS ASSOCIATION.
27 (E) MICHIGAN STATE CHAMBER OF COMMERCE.

1 (F) MICHIGAN TOURIST ASSOCIATION.

2 (G) COUNTY ROAD ASSOCIATION OF MICHIGAN.

3 (H) MICHIGAN MUNICIPAL LEAGUE.

4 (I) ASSOCIATED UNDERGROUND CONTRACTORS OF MICHIGAN.

5 (J) ASPHALT PAVERS ASSOCIATION OF MICHIGAN.

6 (K) MICHIGAN CONCRETE PAVERS ASSOCIATION.

7 (L) MICHIGAN INFRASTRUCTURE AND TRANSPORTATION ASSOCIATION.

8 (5) THE STATE TRANSPORTATION DEPARTMENT SHALL PROVIDE
9 QUALIFIED STAFF, NEEDS, TECHNICAL OVERSIGHT, AND FISCAL ANALYSIS
10 SUBCOMMITTEES AND PROVIDE BY FEBRUARY 29, 2008 A RECOMMENDED WORK
11 PROGRAM TO THE STUDY COMMITTEE TO ENABLE THE COMMITTEE TO CARRY OUT
12 ITS FUNCTIONS.

13 (6) THE PRIMARY FOCUS OF THE ALTERNATIVE TRANSPORTATION
14 FUNDING TASK FORCE IS TO EXAMINE ALTERNATIVES TO THE PORTION OF
15 ROAD FUNDING THAT HAS MOTOR FUEL TAXES AS A SOURCE AND TO SUGGEST
16 OR RECOMMEND ALTERNATIVE REVENUE COLLECTION SYSTEMS FUNDED THROUGH
17 USER PAY METHODS. THE ALTERNATIVE TRANSPORTATION FUNDING TASK FORCE
18 SHALL INCLUDE AN ANALYSIS OF THE FEASIBILITY OF ALTERNATIVE
19 METHODS, INCLUDING, BUT NOT LIMITED TO, MILEAGE FEES, TOLLING, AND
20 CONGESTION PRICING. THE ALTERNATIVE TRANSPORTATION FUNDING TASK
21 FORCE SHALL MAKE RECOMMENDATIONS FOR IMPLEMENTATION OF PILOT
22 PROGRAMS TO TEST FEASIBLE ALTERNATIVES TO REPLACE THE PORTION OF
23 ROAD FUNDING THAT COMES FROM MOTOR FUEL TAXES. THE ALTERNATIVE
24 TRANSPORTATION FUNDING TASK FORCE SHALL MAKE A PRELIMINARY
25 RECOMMENDATION ON PILOT PROGRAMS BY MARCH 1, 2009, AND THE
26 DEPARTMENT SHALL PUT THE RECOMMENDED PILOT PROGRAMS IN PLACE BY
27 JULY 1, 2009.

1 (7) BY A MAJORITY VOTE OF THE STUDY COMMITTEE, THE COMMITTEE
2 SHALL REPORT TO THE GOVERNOR, THE STATE TRANSPORTATION COMMISSION,
3 AND THE LEGISLATURE ON THE IDENTIFIED CAPITAL AND MAINTENANCE
4 NEEDS, TRANSPORTATION INVESTMENT AND MAINTENANCE PRIORITIES,
5 RELATIVE USE OF TRANSPORTATION SYSTEMS, RESPONSIBILITIES FOR THE
6 IDENTIFIED NEEDS INCLUDING ALTERNATIVE TRANSPORTATION FUNDING
7 OPTIONS, HISTORICAL TRANSPORTATION FINANCING PATTERNS AS THEY
8 RELATE TO TOTAL STATEWIDE FISCAL RESOURCES, AND STRATEGIES FOR
9 MAXIMIZING THE RETURNS ON TRANSPORTATION INVESTMENTS. ALL STUDIES
10 AND REPORTS RELATING TO HIGHWAYS SHALL BE REPORTED ACCORDING TO
11 FUNCTIONAL AND LEGAL CLASSIFICATION. THE COMMITTEE SHALL PUBLISH A
12 PRELIMINARY REPORT OF THE DATA AND FINDINGS BY MARCH 1, 2009. THE
13 COMMITTEE, AFTER HOLDING APPROPRIATE PUBLIC HEARINGS, SHALL
14 RECOMMEND, IF IT CONSIDERS IT NECESSARY, ALTERATIONS OF FORMULAS
15 FOR AND ALTERNATIVE SOURCES OF TRANSPORTATION FUNDING AND
16 ALTERATIONS TO THE DISTRIBUTIONS OF TRANSPORTATION RESPONSIBILITIES
17 BY JULY 1, 2009. THE REPORT AND RECOMMENDATIONS SHALL ALSO INCLUDE
18 ANY POSITIONS WHICH A MINORITY OF STUDY COMMITTEE MEMBERS SUPPORT.