

HOUSE BILL No. 4492

March 21, 2013, Introduced by Reps. Olumba, McMillin, Howrylak and Yonker and referred to the Committee on Transportation and Infrastructure.

A bill to prohibit a municipality from prohibiting or imposing certain regulations or conditions on the operation of jitneys; and to impose certain requirements for the operator of a jitney.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. As used in this act:

2 (a) "Jitney" means a privately owned, shared ride service
3 using a vehicle with a manufacturer's designed seating capacity of
4 12 passengers or fewer, including the driver, traveling a semifixed
5 route at least once per week. Jitney does not include either of the
6 following:

7 (i) A limousine to which the limousine transportation act, 1990
8 PA 271, MCL 257.1901 to 257.1939, applies.

9 (ii) A vehicle that provides a trip to an individual or a group

1 of individuals if 1 or both of the following conditions are
2 satisfied:

3 (A) The trip requires more than a 2-mile deviation from the
4 published route.

5 (B) There is a formal or informal contractual agreement
6 between the provider and the passenger to provide the trip from a
7 defined origin to a defined destination at a specific time.

8 (b) "Municipality" means a county, village, city, or township,
9 or a subdivision or instrumentality of a county, village, city, or
10 township.

11 (c) "Semifixed route" means a system of providing passenger
12 transportation to individuals in which a vehicle is operated along
13 a published route and within a published schedule, regardless of
14 whether there are predetermined stops along the route, but may
15 deviate from the route and schedule on an as-needed basis to meet
16 the needs of individual passengers, and that satisfies 1 or both of
17 the following:

18 (i) The route is within 1 mile of a major road or highway that
19 is 4 or more lanes in width.

20 (ii) The route is within 2 miles of a grocery store. As used in
21 this subparagraph, "grocery store" means a retail grocery as that
22 term is defined in section 1111 of the food law, 2000 PA 92, MCL
23 289.1111.

24 Sec. 2. A municipality shall not do any of the following:

25 (a) Prohibit the operation or use of a jitney.

26 (b) Require a jitney to observe safety regulations that do not
27 apply to other privately owned vehicles.

1 (c) Require a jitney to purchase a franchise or surety bond.

2 (d) Regulate the prices, hours of operation, or route of a
3 jitney.

4 Sec. 3. A person shall not operate a jitney unless he or she
5 is licensed as a chauffeur under the Michigan vehicle code, 1949 PA
6 300, MCL 257.1 to 257.923.