

SENATE BILL No. 184

March 5, 2015, Introduced by Senators JONES, KOWALL and ZORN and referred to the Committee on Regulatory Reform.

A bill to amend 1990 PA 271, entitled "Limousine transportation act," by amending the title and sections 3, 5, 7, 11, 13, 14, 15, 17, 19, 21, 23, 25, 27, 29, 31, and 37 (MCL 257.1903, 257.1905, 257.1907, 257.1911, 257.1913, 257.1914, 257.1915, 257.1917, 257.1919, 257.1921, 257.1923, 257.1925, 257.1927, 257.1929, 257.1931, and 257.1937), section 7 as amended by 2000 PA 487, and by adding section 8.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

TITLE

An act to regulate persons who transport passengers by limousine **OR TRANSPORTATION NETWORK COMPANY VEHICLE**; to prescribe powers and duties for the state transportation department and certain local units of government; to impose certain fees; and to

1 prescribe remedies and penalties.

2 Sec. 3. As used in this act:

3 (a) "Certificate of authority" means a certificate of
4 authority issued under the terms of this act unless the context
5 indicates otherwise.

6 (b) "Department" means the state transportation department.

7 (c) "For hire" means the remuneration or reward of any kind,
8 paid or promised, either directly or indirectly.

9 (d) "Lessor" means a person who leases a limousine to any
10 other person for the transportation of passengers for hire over the
11 public highways of this state.

12 (e) "Limousine" means a self-propelled motor vehicle used in
13 the carrying of passengers and the baggage of the passengers for
14 hire upon a public highway of this state with a seating capacity of
15 15 passengers or less, including the driver. Limousine does not
16 include a self-propelled motor vehicle having a seating capacity of
17 15 passengers or less that is used by or on behalf of an employer
18 to transport its employees to and from their place of employment.
19 **EXCEPT AS OTHERWISE PROVIDED IN THIS ACT, LIMOUSINE DOES NOT**
20 **INCLUDE A TRANSPORTATION NETWORK COMPANY VEHICLE.**

21 (f) "Limo carrier of passengers" means a person who, either
22 directly or through any device or arrangement, holds himself or
23 herself out to the public as willing to undertake for hire to
24 transport by limousine from place to place over the public highways
25 of this state persons who may choose to employ him or her for that
26 purpose.

27 (g) "Motor vehicle service and repair act" means ~~Act No. 300~~

1 ~~of the Public Acts of 1974, being sections 257.1301 to 257.1340 of~~
2 ~~the Michigan Compiled Laws.~~ **THE MOTOR VEHICLE SERVICE AND REPAIR**
3 **ACT, 1974 PA 300, MCL 257.1301 TO 257.1340.**

4 (h) "Person" means an individual, sole proprietorship,
5 partnership, association, corporation, or other legal entity or the
6 lessee, trustee, or receiver of any of these entities; this state;
7 a city, village, township, or county; the federal government; or an
8 employee, officer, or agent of any of these units of government.

9 (i) "Public highway" means a highway, road, street, avenue,
10 alley, or thoroughfare of any kind, or a bridge, tunnel, or subway
11 used by the public.

12 (j) "The public" means ~~that~~ **THE** part or portion of the general
13 public ~~which the~~ **THAT A** limo carrier **OF PASSENGERS** is ready, able,
14 willing, and equipped to serve.

15 (k) "Through any device or arrangement" means any and all
16 methods, means, agreements, circumstances, operations, or
17 subterfuges under which a person undertakes for hire to conduct,
18 direct, control, or otherwise perform the transportation of
19 passengers by limousine upon the public highways of this state.

20 (l) **"TRANSPORTATION NETWORK COMPANY" MEANS A PERSON OPERATING**
21 **IN THIS STATE THAT USES A DIGITAL NETWORK TO CONNECT RIDERS TO**
22 **TRANSPORTATION NETWORK COMPANY DRIVERS FOR THE PURPOSE OF PROVIDING**
23 **TRANSPORTATION. TRANSPORTATION NETWORK COMPANY DOES NOT INCLUDE**
24 **TAXI SERVICE, TRANSPORTATION SERVICE ARRANGED THROUGH A**
25 **TRANSPORTATION BROKER, A RIDESHARING ARRANGEMENT, OR A**
26 **TRANSPORTATION SERVICE USING FIXED ROUTES AT REGULAR INTERVALS.**

27 (m) **"TRANSPORTATION NETWORK COMPANY DRIVER" MEANS AN**

1 INDIVIDUAL WHO USES A TRANSPORTATION NETWORK COMPANY VEHICLE TO
2 PROVIDE TRANSPORTATION SERVICES FOR RIDERS THAT ARE MATCHED TO THAT
3 INDIVIDUAL THROUGH A TRANSPORTATION NETWORK COMPANY'S DIGITAL
4 NETWORK, REGARDLESS OF WHETHER THE INDIVIDUAL IS EMPLOYED BY A
5 TRANSPORTATION NETWORK COMPANY.

6 (N) "TRANSPORTATION NETWORK COMPANY VEHICLE" MEANS A MOTOR
7 VEHICLE THAT IS BEING OPERATED BY A TRANSPORTATION NETWORK COMPANY
8 DRIVER WHILE HE OR SHE IS LOGGED INTO A TRANSPORTATION NETWORK
9 COMPANY'S DIGITAL NETWORK.

10 Sec. 5. (1) This act ~~shall~~ DOES not apply to a limo carrier of
11 passengers OR A TRANSPORTATION NETWORK COMPANY DRIVER that is any
12 of the following:

13 (a) A county, city, township, or village as provided by law,
14 or other authority incorporated under ~~Act No. 55 of the Public Acts~~
15 ~~of 1963, being sections 124.351 to 124.359 of the Michigan Compiled~~
16 ~~Laws.1963 PA 55, MCL 124.351 TO 124.359.~~

17 (b) An authority incorporated under the metropolitan
18 transportation authorities act of 1967, ~~Act No. 204 of the Public~~
19 ~~Acts of 1967, being sections 124.401 to 124.426 of the Michigan~~
20 ~~Compiled Laws, 1967 PA 204, MCL 124.401 TO 124.426,~~ or that
21 operates a transportation service ~~pursuant to~~ UNDER an interlocal
22 agreement under the urban cooperation act of 1967, ~~Act No. 7 of the~~
23 ~~Public Acts of the Extra Session of 1967, being sections 124.501 to~~
24 ~~124.512 of the Michigan Compiled Laws.1967 (EX SESS) PA 7, MCL~~
25 ~~124.501 TO 124.512.~~

26 (c) Operating under a contract entered into ~~pursuant to Act~~
27 ~~No. 8 of the Public Acts of the Extra Session of 1967, being~~

1 ~~sections 124.531 to 124.536 of the Michigan Compiled Laws, UNDER~~
2 ~~1967 (EX SESS) PA 8, MCL 124.531 TO 124.536, or Act No. 35 of the~~
3 ~~Public Acts of 1951, being sections 124.1 to 124.13 of the Michigan~~
4 ~~Compiled Laws. 1951 PA 35, MCL 124.1 TO 124.13.~~

5 (d) An authority incorporated under the public transportation
6 authority act, ~~Act No. 196 of the Public Acts of 1986, being~~
7 ~~sections 124.451 to 124.479 of the Michigan Compiled Laws, 1986 PA~~
8 ~~196, MCL 124.451 TO 124.479, or a nonprofit corporation organized~~
9 ~~under the nonprofit corporation act, Act No. 162 of the Public Acts~~
10 ~~of 1982, being sections 450.2101 to 450.3192 of the Michigan~~
11 ~~Compiled Laws, 1982 PA 162, MCL 450.2101 TO 450.3192, that provides~~
12 transportation services.

13 (e) An authority financing public improvements to
14 transportation systems under the revenue bond act of 1933, ~~Act No.~~
15 ~~94 of the Public Acts of 1933, being sections 141.101 to 141.140 of~~
16 ~~the Michigan Compiled Laws. 1933 PA 94, MCL 141.101 TO 141.140.~~

17 (f) Only operating limousines **OR TRANSPORTATION NETWORK**
18 **COMPANY VEHICLES** to provide the transportation of passengers for
19 funerals.

20 (g) Only operating wholly within the boundaries of a local
21 unit of government if the local unit of government has its own
22 safety inspection and insurance requirements.

23 **(H) OPERATING WITHIN THE JURISDICTION OF AN AUTHORITY CREATED**
24 **UNDER THE AERONAUTICS CODE OF THE STATE OF MICHIGAN, 1945 PA 327,**
25 **MCL 259.1 TO 259.208, OR A MUNICIPALITY OR A GROUP OF**
26 **MUNICIPALITIES THAT FORM AN AUTHORITY TO REGULATE TRANSPORTATION**
27 **NETWORK COMPANIES OR TRANSPORTATION NETWORK COMPANY DRIVERS UNDER**

1 THE MUNICIPAL PARTNERSHIP ACT, 2011 PA 258, MCL 124.111 TO 124.123,
2 OR THE PUBLIC TRANSPORTATION AUTHORITY ACT, 1986 PA 196, MCL
3 124.451 TO 124.479, THAT HAS ADOPTED RULES, ORDINANCES,
4 RESOLUTIONS, POLICIES, OR PROCEDURES GOVERNING THE REGISTRATION OR
5 LICENSING OF TRANSPORTATION NETWORK COMPANIES OR TRANSPORTATION
6 NETWORK COMPANY DRIVERS.

7 (2) A limo carrier of passengers **OR A TRANSPORTATION NETWORK**
8 **COMPANY DRIVER** exempt under subsection (1) shall operate under the
9 requirements of this act when operating outside of the political
10 subdivisions permitted by the authorizing statute or the contract
11 required by the authorizing statute.

12 (3) This act ~~shall~~**DOES** not apply to a limo carrier of
13 passengers ~~who~~**THAT** is only providing transportation using metered
14 vehicles identified as a taxi or taxicab with a maximum seating
15 capacity of 3 to 9 passengers or less, including the driver.

16 Sec. 7. (1) A limo carrier of passengers **OR A TRANSPORTATION**
17 **NETWORK COMPANY DRIVER** shall not operate a limousine **OR A**
18 **TRANSPORTATION NETWORK COMPANY VEHICLE** for the transportation of
19 persons for hire on a public highway in this state except in
20 accordance with this act. A limo carrier of passengers **OR A**
21 **TRANSPORTATION NETWORK COMPANY DRIVER** that operates class B
22 limousines **OR TRANSPORTATION NETWORK COMPANY VEHICLES** for the
23 purpose of picking up passengers within a city with a population of
24 ~~750,000~~**500,000** or more shall also comply with the vehicle for hire
25 ordinance of that city with respect to those limousines **OR**
26 **TRANSPORTATION NETWORK COMPANY VEHICLES**. However, a limo carrier of
27 passengers **OR A TRANSPORTATION NETWORK COMPANY DRIVER** may remain in

1 the city during a given trip for the sole purpose of picking up the
 2 same passengers that the limo carrier of passengers **OR A**
 3 **TRANSPORTATION NETWORK COMPANY DRIVER** originally brought into the
 4 city on that trip. A limo carrier of passengers **OR A TRANSPORTATION**
 5 **NETWORK COMPANY DRIVER** shall not operate upon a public highway
 6 without first having obtained from the department a certificate of
 7 authority. A certificate of authority may be obtained for operation
 8 of ~~either~~ class A limousines, ~~or~~ class B limousines, or
 9 ~~both~~. **TRANSPORTATION NETWORK COMPANY VEHICLES.**

10 ~~—— (2) The amendatory act that added this subsection takes effect~~
 11 ~~30 days after a city with a population of 750,000 or more makes~~
 12 ~~available bonds for class B limousines. The total number of class B~~
 13 ~~limousine bonds shall be determined by the city. However, for the~~
 14 ~~first 90 days the number of bonds to be made available for class B~~
 15 ~~limousines shall not be less than 100 or more than 200.~~

16 (2) ~~(3)~~ As used in this section:

17 (a) "Class A limousine" means a limousine with a seating
 18 capacity of not less than ~~7~~9 passengers but not more than 15
 19 passengers including the driver.

20 (b) "Class B limousine" means a limousine **OR A TRANSPORTATION**
 21 **NETWORK COMPANY VEHICLE** with a seating capacity of less than ~~7~~9
 22 passengers including the driver.

23 **SEC. 8. (1) THIS ACT DOES NOT PROHIBIT AN AUTHORITY CREATED**
 24 **UNDER THE AERONAUTICS CODE OF THE STATE OF MICHIGAN, 1945 PA 327,**
 25 **MCL 259.1 TO 259.208, OR A MUNICIPALITY OR A GROUP OF**
 26 **MUNICIPALITIES THAT FORM AN AUTHORITY TO REGULATE TRANSPORTATION**
 27 **NETWORK COMPANIES, TRANSPORTATION NETWORK COMPANY DRIVERS, OR**

1 TRANSPORTATION NETWORK COMPANY VEHICLES UNDER THE MUNICIPAL
2 PARTNERSHIP ACT, 2011 PA 258, MCL 124.111 TO 124.123, OR THE PUBLIC
3 TRANSPORTATION AUTHORITY ACT, 1986 PA 196, MCL 124.451 TO 124.479,
4 FROM ADOPTING A RULE, ORDINANCE, RESOLUTION, POLICY, OR PROCEDURE
5 THAT IS MORE RESTRICTIVE THAN THIS ACT.

6 (2) IN ADDITION TO OTHER FEES OR CHARGES, AN AUTHORITY,
7 MUNICIPALITY, OR GROUP OF MUNICIPALITIES DESCRIBED IN SUBSECTION
8 (1) MAY IMPOSE A REASONABLE FEE TO RECOVER THE COSTS OF
9 ADMINISTERING THE REGISTRATION OR LICENSING OF TRANSPORTATION
10 NETWORK COMPANIES, TRANSPORTATION NETWORK COMPANY DRIVERS, OR
11 TRANSPORTATION NETWORK COMPANY VEHICLES.

12 Sec. 11. The department shall issue without a hearing a
13 certificate of authority to a limo carrier of passengers **OR A**
14 **TRANSPORTATION NETWORK COMPANY DRIVER** authorizing that **LIMO** carrier
15 **OF PASSENGERS OR TRANSPORTATION NETWORK COMPANY DRIVER** to provide
16 transportation services subject to the jurisdiction of the
17 department under this act, if the department finds ~~pursuant to~~
18 **UNDER** section 13(1) that the **LIMO** carrier **OF PASSENGERS OR**
19 **TRANSPORTATION NETWORK COMPANY DRIVER** is fit, willing, and able to
20 provide the transportation service authorized by the certificate of
21 authority and to comply with this act and if the applicant presents
22 evidence of the acquisition of personal injury protection and
23 property damage liability insurance as required by section 13(2).
24 The department may attach to the exercise of the privilege granted
25 by a certificate of authority terms or conditions as the department
26 considers appropriate.

27 Sec. 13. (1) In determining the fitness, willingness, and

1 ability of an applicant for a certificate of authority to provide
2 transportation service, the department shall consider all of the
3 following before the issuance of the original certificate of
4 authority:

5 (a) The applicant's safety record.

6 (b) The character and condition of each limousine **OR**
7 **TRANSPORTATION NETWORK COMPANY VEHICLE** is such that it may be
8 operated safely upon the public highways based on an inspection
9 ~~required pursuant to~~ **UNDER** section 19 and conducted by a mechanic
10 certified under the motor vehicle service and repair act at a motor
11 vehicle repair facility registered under the motor vehicle service
12 and repair act that is designated by the department as an
13 inspection station or by a county, city, village, or township
14 ~~pursuant to~~ **UNDER** section 14. Any limousine **OR TRANSPORTATION**
15 **NETWORK COMPANY VEHICLE** that does not pass the required
16 departmental safety inspection shall not be operated over the
17 public highways of this state.

18 (c) The applicant's financial ability to provide continuous
19 insurance coverage as required by subsection (2) and to have
20 adequate financial resources in order to pay for damage claims
21 against the applicant.

22 (2) An applicant shall acquire the following insurance
23 coverage of liability for acts or omissions of the applicant as a
24 limo carrier of passengers **OR TRANSPORTATION NETWORK COMPANY**
25 **DRIVER:**

26 (a) For limousines **OR TRANSPORTATION NETWORK COMPANY VEHICLES**
27 with a seating capacity of 1 to 9 passengers including the driver,

1 bodily injury and property damage liability insurance with a
2 minimum combined single limit of \$1,000,000.00 for all persons
3 injured or for property damage.

4 (b) For limousines **OR TRANSPORTATION NETWORK COMPANY VEHICLES**
5 with a seating capacity of 10 to 15 passengers including the
6 driver, bodily injury and property damage liability insurance with
7 a minimum combined single limit of \$2,000,000.00 for all persons
8 injured or for property damage.

9 (c) Personal protection insurance and property protection
10 insurance as required by ~~sections 3101 to 3179~~ **CHAPTER 31** of the
11 insurance code of 1956, ~~Act No. 218 of the Public Acts of 1956,~~
12 ~~being sections 500.3101 to 500.3179 of the Michigan Compiled Laws.~~
13 **1956 PA 218, MCL 500.3101 TO 500.3179.** A limo carrier of passengers
14 **OR TRANSPORTATION NETWORK COMPANY DRIVER** shall maintain the
15 insurance described in this subsection as a condition of
16 maintaining a certificate of authority issued under this act.

17 (3) An applicant that does not satisfy both subsections (1)
18 and (2) shall not be issued a certificate of authority to provide
19 transportation service as a limo carrier of passengers **OR**
20 **TRANSPORTATION NETWORK COMPANY DRIVER** under this act.

21 Sec. 14. (1) A county, city, village, or township that has
22 adopted a local ordinance to regulate limousines, ~~or~~ a limo carrier
23 of passengers, **TRANSPORTATION NETWORK COMPANY VEHICLES, OR A**
24 **TRANSPORTATION NETWORK COMPANY DRIVER** within its corporate limits
25 may perform the safety inspection required by section 19 upon
26 request of a limo carrier of passengers **OR TRANSPORTATION NETWORK**
27 **COMPANY DRIVER.**

1 (2) A safety inspection performed under this section shall
2 meet or exceed the requirements and standards of the department
3 safety inspection.

4 Sec. 15. (1) The department shall approve or deny an
5 application for a certificate of authority within 90 days after the
6 complete application is filed with the department.

7 (2) If the department denies an application for a certificate
8 of authority, the department shall notify the applicant in writing
9 of the reason or reasons for the denial, and the applicant shall
10 have 30 days from the date of denial to correct any deficiency and
11 reapply without payment of an additional application fee.

12 (3) A limo carrier of passengers ~~who~~ **OR TRANSPORTATION NETWORK**
13 **COMPANY DRIVER THAT** has a safety inspection performed under section
14 14 may receive a certificate of authority by providing the
15 department with a copy of the safety inspection report and meeting
16 the other requirements of section 13.

17 Sec. 17. An applicant for an original certificate of authority
18 shall pay to the department a filing fee of \$300.00 and a fee of
19 \$50.00 times the number of limousines **OR TRANSPORTATION NETWORK**
20 **COMPANY VEHICLES** to be used by the **LIMO** carrier **OF PASSENGERS OR**
21 **TRANSPORTATION NETWORK COMPANY DRIVER** to provide transportation for
22 hire.

23 Sec. 19. (1) Each limo carrier of passengers ~~who~~ **OR**
24 **TRANSPORTATION NETWORK COMPANY DRIVER THAT** holds a certificate of
25 authority issued under this act shall have each limousine **OR**
26 **TRANSPORTATION NETWORK COMPANY VEHICLE** inspected annually by a
27 mechanic certified under the motor vehicle service and repair act

1 at a motor vehicle repair facility registered under the motor
2 vehicle service and repair act that is designated by the department
3 as an inspection station.

4 (2) Each limousine **OR TRANSPORTATION NETWORK COMPANY VEHICLE**
5 operated by the limo carrier of passengers **OR TRANSPORTATION**
6 **NETWORK COMPANY DRIVER** under its certificate of authority shall
7 pass the safety inspection which meets the department's
8 specifications for safe operating character and condition for the
9 renewal of certificate.

10 (3) A limousine **OR TRANSPORTATION NETWORK COMPANY VEHICLE** that
11 does not pass a required inspection shall not be operated over the
12 public highways of this state.

13 Sec. 21. (1) Each limo carrier of passengers ~~who~~ **OR**
14 **TRANSPORTATION NETWORK COMPANY DRIVER THAT** holds a certificate of
15 authority issued under this act shall pay to the department an
16 annual renewal fee equal to \$50.00 times the number of limousines
17 used exclusively by the carrier to provide transportation of
18 passengers for hire **OR THE NUMBER OF TRANSPORTATION NETWORK COMPANY**
19 **VEHICLES USED BY THE TRANSPORTATION NETWORK COMPANY DRIVER TO**
20 **PROVIDE TRANSPORTATION OF PASSENGERS FOR HIRE** and meeting annual
21 renewal inspection requirements of section 19. An annual renewal
22 fee of \$500.00 shall be paid for any limousine **OR TRANSPORTATION**
23 **NETWORK COMPANY VEHICLE** not meeting the annual renewal inspection
24 requirement of section 19.

25 (2) For newly acquired limousines purchased by a limo carrier
26 of passengers who holds a certificate of authority issued under
27 this act to provide transportation for hire, the carrier shall pay

1 to the department a maximum \$50.00 fee per limousine to obtain a
 2 current year certification after ~~THE~~ inspection required pursuant
 3 ~~to~~ **UNDER** section 19. **FOR NEWLY ACQUIRED TRANSPORTATION NETWORK**
 4 **COMPANY VEHICLES PROVIDING TRANSPORTATION FOR HIRE FOR A**
 5 **TRANSPORTATION NETWORK COMPANY, THE TRANSPORTATION NETWORK COMPANY**
 6 **DRIVER SHALL PAY TO THE DEPARTMENT A MAXIMUM \$50.00 FEE PER**
 7 **TRANSPORTATION NETWORK COMPANY VEHICLE TO OBTAIN A CURRENT YEAR**
 8 **CERTIFICATION AFTER THE INSPECTION REQUIRED UNDER SECTION 19.**

9 (3) All certificates granted by the department terminate on
 10 the last day of February of each year unless renewed on or before
 11 that date with payment of the appropriate fee prescribed by this
 12 section. The certificate of any limo carrier of passengers ~~who~~ **OR**
 13 **TRANSPORTATION NETWORK COMPANY DRIVER THAT** is delinquent in payment
 14 of fees required to be paid by this section is canceled and revoked
 15 on or after March 1 of the year for which renewal should have been
 16 made under the requirements of this section, and ~~the~~ **A** limo carrier
 17 of passengers ~~shall be~~ **IS** prohibited from operating any of its
 18 vehicles upon or over the highways of this state. All privileges
 19 granted **TO** the limo carrier of passengers **OR TRANSPORTATION NETWORK**
 20 **COMPANY** under the expiring certificate shall cease.

21 Sec. 23. Each limo carrier of passengers ~~who~~ **OR TRANSPORTATION**
 22 **NETWORK COMPANY DRIVER THAT** holds a certificate of authority under
 23 this act may have the annual renewal inspection required under
 24 section 19 done ~~pursuant to~~ **UNDER** section 14, and ~~then~~ shall submit
 25 to the department a copy of the safety inspection report and pay
 26 the department a fee equal to \$5.00 times the number of limousines
 27 **OR TRANSPORTATION NETWORK COMPANY VEHICLES** inspected.

1 Sec. 25. If the insurance coverage required under this act is
2 canceled for any reason, the certificate of authority issued to
3 that **LIMO carrier OF PASSENGERS OR TRANSPORTATION NETWORK COMPANY**
4 **DRIVER** shall be considered revoked without any further action by
5 the department.

6 Sec. 27. The department may use all available legal and
7 equitable remedies of a civil nature to enforce this act, an order
8 issued, or a rule promulgated ~~pursuant to~~**UNDER** this act. The
9 department may employ such experts, assistants, inspectors, and
10 other personnel as may be necessary, subject to civil service
11 rules, to enable it to administer and enforce this act. An employee
12 of the department shall not ask or receive any fee from a person
13 for the taking of acknowledgments or any other service. State and
14 local police officers shall enforce this act and the rules
15 promulgated ~~pursuant to~~**UNDER** this act. A peace officer may arrest,
16 on sight or upon warrant, any person found violating, or having
17 violated, a provision of this act or a rule promulgated under this
18 act. The attorney general of ~~the~~**THIS** state and the prosecuting
19 attorneys of the counties of ~~the~~**THIS** state shall prosecute all
20 violations of this act. When this act is violated, the offense may
21 be prosecuted in any jurisdiction in or through which any limousine
22 **OR TRANSPORTATION NETWORK COMPANY VEHICLE** implicated was present at
23 the time of the violation.

24 Sec. 29. (1) Each person subject to this act who operates a
25 limousine service **AND EACH TRANSPORTATION NETWORK COMPANY DRIVER**
26 **SUBJECT TO THIS ACT WHO OPERATES A TRANSPORTATION NETWORK COMPANY**
27 **VEHICLE OR A CLASS B LIMOUSINE** without obtaining a certificate of

1 authority required under this act or without meeting the insurance
 2 requirements provided in this act ~~shall be~~ **IS** subject to a fine of
 3 not more than \$500.00. Each violation constitutes a separate
 4 offense.

5 (2) A person who commits fraud, misrepresentation, trickery,
 6 or deceit in connection with inspections conducted under this act
 7 shall be subject to a fine of not more than \$500.00. Each violation
 8 constitutes a separate offense.

9 Sec. 31. A limo carrier of passengers **OR TRANSPORTATION**
 10 **NETWORK COMPANY DRIVER**, or an officer or agent of a limo carrier of
 11 passengers **OR TRANSPORTATION NETWORK COMPANY DRIVER**, ~~who~~ **THAT**
 12 requires or permits a driver or operator to drive or operate a
 13 limousine **OR TRANSPORTATION NETWORK COMPANY VEHICLE** in violation of
 14 this act, or a rule promulgated under this act, is guilty of a
 15 misdemeanor ~~,~~ punishable by a fine of not more than \$500.00 or by
 16 imprisonment for not more than 90 days, or both.

17 Sec. 37. The department shall promulgate rules to implement
 18 this act ~~pursuant to~~ **UNDER** the administrative procedures act of
 19 1969, ~~Act No. 306 of the Public Acts of 1969, being sections 24.201~~
 20 ~~to 24.328 of the Michigan Compiled Laws. 1969 PA 306, MCL 24.201 TO~~
 21 **24.328**. The rules shall include standardized forms to be used by
 22 all certified mechanics performing inspections required by section
 23 19. The department shall also include criteria for designation of
 24 registered motor vehicle repair facilities as inspection stations
 25 for limousine **AND TRANSPORTATION NETWORK COMPANY VEHICLE**
 26 inspections required under this act.

27 Enacting section 1. This amendatory act takes effect 90 days

1 after the date it is enacted into law.