

## Motorist-related Bills in the 98<sup>th</sup> Michigan Legislature – 2015–2016

A service of the National Motorists Association, Michigan Chapter. As of January 12, 2017 at end of session. This list includes—

Higher state-highway speed limits, and local speed-limit reform (HBs 4423–4427)

Increased fuel and vehicle taxes taking effect January 1, 2017 (HBs 4736–4738)

Legalization of automated vehicles (SB 995)

Unified regulation of taxis, limousines, and ride sharing (HBs 4637–4631)

*Passed* means passed house of origin. *Enrolled* or *presented* means passed both houses.

*P.A. Number* \_\_ means signed into law.

### Senate

10,11 TRADE-IN TAX (Hildenbrand) Accelerate phase-in of tax exemption for sales tax on value of vehicle trade-ins; increase exempt amount to \$5,000 in 2015, and increase by \$1,000/year until 2024 (up from \$500/year). Compare SB 317; HBs 4149, 4150, 4410.

42 COMMERCIAL VEHICLE RULES, LEARNER’S PERMIT; SOBRIETY TESTS; PERSONALIZED PLATES (Casperson) Amend definition of *commercial motor vehicle* for combinations. Make definition depend on actual gross vehicle weight, not GVW rating, including towed units. Exclude empty transported tanks from definition of *tank vehicle*. Create commercial learner’s permit; set standards for instructors; fix requirements and restrictions. Revise requirements for training for vehicle-group designations. Establish reciprocity.

Incorporate SB 207: Replace “preliminary roadside analysis” with “preliminary chemical breath analysis.” (Restore admissibility of roadside field sobriety tests, correcting unintended consequence of P.A.315 of 2014).

Abolish censorship of personalized plates for “good taste and decency.” Compare SB 386. P.A.11 of 2015.

105 DRAWBRIDGES and SWAMPS (Green) Award more funds to MDOT and 10 cities with drawbridges. Divert \$2,000,000/year in road funds to wetland banks. P.A.246 of 2016.

153 IMPLIED CONSENT, URINE TESTS (Schmidt+4) Allow blood or urine samples to be collected from drivers suspected of causing severe-injury crashes, but not arrested. Allow urine to be collected from injured drivers at hospitals following crashes. S-4 passed.

157 CORE SALES TAX (Hertel) Exempts value of auto-parts cores from sales tax. Also HBs 4269, 4372 and 5928 (enacted) and SB 911 (enacted).

168 REDUCE TRUCK WEIGHT (Bieda, Rocca) Limit gross vehicle weight to 80,000 lbs. Also HB 4257. Compare HB 4586.

176 IGNITION INTERLOCKS (Schuitmaker) Regulate businesses installing ignition interlocks in cars of convicted drunk drivers. See also SBs 174, 175; fix standards for blood-alcohol detection devices; include cameras, revise test procedure; tighten restrictions on restricted licenses. Also SB 357. P.A.32 of 2016.

183 SCHOOL-BUS CAMERAS (Jones, Hansen) Allow automated enforcement cameras to be installed on school buses by counties, cities, villages, or townships. Admit photos as evidence of passing stopped school buses without investigation by prosecutor. Compare SBs 486, 852.

184 NETWORK CARS, LIMITED LOCAL REGULATION (Jones, Zorn, Kowall) MDOT to regulate “transportation network company vehicles” (Uber-style services) under Limousine Transportation Act except where regulated locally by the City of Detroit, airport authorities, or jointly by several local units (as in Lansing+East Lansing, but not single units). Define *network vehicle* as a car

- logged into a ride-sharing network; exclude network cars from definition of *limousine*. Fix insurance and other standards. Authorize fee of \$300 plus \$50/car, require annual inspections and \$5/car/year renewal. Restore Detroit's authority to regulate limos, and add network cars. Change definition of *Class "B" limousine* from 7 to 9 seats, including the driver. Compare SBs 77&188, HBs 4032, 4637–4641. S-5 reported.
- 188 NETWORK CARS, M.D.O.T. REGULATION (Zorn, Jones) MDOT to regulate “transportation network company vehicles” (Uber-style services) statewide under Limousine Transportation Act. Prohibit local regulation. Fix insurance and other standards for drivers and cars; require annual report by firm. Keep users’ records secure. Define *taxi* as a metered or flat-fare car for hire. Prohibit street hailing or use of cab stands by network cars. Exclude *ridesharing arrangements*: nonprofit carpools to or from work only, arranged over a network. Similar to HB 4032 (SOS regulation). Compare HB 184 and 77 (limousines); HBs 4032, 4637–4641. S-5 reported.
- 196 SCRAP TITLES (Casperson+6) Enable disposal of salvaged vehicles by towing companies when the title is not surrendered by a lienholder. P.A.48 or 2015.
- 207 ROADSIDE SOBRIETY and DRUG TESTS (Schuitmaker, Jones) Define *standardized field sobriety test* as defined by NHTSA. (May restore admissibility of roadside field sobriety tests). Allow mandatory “preliminary oral fluid analyses” in 5-county pilot program for roadside saliva tests for drugged driving; results to be admissible in court. Make refusal a civil infraction, not a misdemeanor. Allow trained officers to order commercial drivers out of service based on roadside tests. See also SB 42. Also SB 434; P.A.242 of 2016.
- 232 TRADE-IN TAX (Robertson) Allow vehicles purchased in other states to qualify for sales tax reduced by the value of the trade-in (phasing in over 14 years). Also SB 233 (use tax). P.A.7 of 2016.
- 248,249 INSURANCE; REPLACE M.C.C.A. (Hune) (Per *Gongwer* article on proposed substitute.) Revise no-fault insurance law. Cap assigned-claims benefits for uninsured crash victims at \$400,000. Authorize Legacy Claims Association to supplant MCCA for injury claims over \$545,000, to be a public agency with a board appointed by the Governor subject to open-meetings and freedom-of-information law. Regulate LCA premiums. Require \$100/car premium reduction for 2 years. Create Insurance Fraud Authority. Require payments to health-care providers to be at 150% of Medicare rates, subject to challenge by claimants and review. Pay family members \$15/hour for attendant care up to 56 hours/week. No co-pay or cap on benefits. Bill is immune from referendum. Compare SB 288, HB 4946. H-3 reported.
- 268 THREE-WHEELERS DIRECT to YOU (Booher) Amend dealer-franchise law to allow manufacturers of autcycles (3-wheeled vehicles such as the Elio or Morgan) to operate dealerships. Compare HB 5312.
- 274 SADDLE-MOUNT COMBINATIONS, AUTO CARRIERS (Jones+3) Increase normal length maximum of 1-tow-bar or 3-saddle-mount combinations (delivery of new truck chassis) from 75 to 97 feet. Allow auto carriers or lowboys carrying stacked truck chassis to have an overall length of 79 feet, including loads that extend 4 feet behind the rear of the trailer. P.A.208 of 2015. Compare Sec. 5520 of FAST Act (mandates 90-foot stinger-steered auto haulers).
- 288 LOW-COST AUTO POLICIES (Smith, Hune) Allow City of Detroit or any city with 35 per cent uninsured operation to contract for low-cost “D-Insurance” auto-insurance policies, with \$50,000 P.I.P. for policy owner only, \$250,000 catastrophic coverage, and no MCCA unlimited coverage, for cars valued below \$20,000 and drivers over 21 with a good record. Compare HB 5951, SBs 248&249. S-2 reported.
- 313 P.I.P. BENEFITS (Knollenberg) Require provider to accept amount customarily reimbursed. Require health insurance to cover automobile-accident injuries, including secondary coverage.
- 317 TRADE-IN SALES TAX (Robertson) Eliminate 9-year phase-in of exemption of value of car and boat trade-ins from sales tax; give full exemption beginning in Fiscal 2016. Slightly reduce CTF. Compare SBs 10, 11; HBs 4149, 4150, 4410.

- 325 POLICE BODY CAMERAS (Young) Require use of video cameras by police; regulate use of recordings.
- 331 STOLEN WHEELS (Jones+2) Require identification and records on sales of used wheels and tires to dealers. P.A.112 of 2016.
- 332,333 MINOR in POSSESSION PENALTY (Jones) Reduce first MIP from misdemeanor to civil offense (response to breath tests of pedestrians). No change to license-suspension penalty. P.As 357 & 358 of 2016.
- 347 REGULATE INSURANCE, GROUP POLICIES (Young) Various auto-insurance amendments. Prohibit kickbacks for steering repair business. Provide for group auto insurance under a uniform policy to groups of 25 or more. Regulate rates for nondiscrimination, adequate return, and excess profits. Require uniform territories based on traffic patterns of not less than one county. Require 20% reduction from 2014 rates. Require reports and data collection. Prohibit joint ratemaking.
- 357 ALCOHOL INTERLOCKS (Schuitmaker) Amend Motor Vehicle Service and Repair Act to create certifications for drunk-testing interlock installers. Also SB 176. P.A.33 of 2016.
- 386 CONVICTION RECORDS (Casperson) Allow courts to resume taking traffic offenses “under advisement,” and report no conviction to the Secretary of State (if drivers maintain clean records for some period), for other than commercial drivers. (May require amendment so as not to trigger federal-aid penalty under CMVS Act of 1986; see SB 42, P.A.11 of 2015.)
- 392 BUS INSPECTION (Jones) MDOT to inspect buses (vehicles with 9 seats or more). Move limousine and other hire-car inspection to Licensing and Regulation. P.A.349 of 2016.
- 412, 413 M.C.C.A. ASSESSMENT (Knollenberg+1) Require Michigan Catastrophic Claims Association assessment (\$150/car/year as of July 1, 2015) to be collected by Sec. of State with registration renewal. (End pro-ration for vehicles withdrawn seasonally from service. Preserve 80% historic-vehicle reduction.)
- 414 HOMESTEAD PROPERTY-TAX CREDIT (Schmidt) Make various amendments to income tax and homestead property-tax credit. After Jan. 1, 2023, reduce income-tax rate when General Fund growth exceeds 1.425 times the rate of inflation. Tie-barred to road-funding package, but no automotive implications. P.A.180 of 2015.
- 415 ROAD and BRIDGE FUND (Hansen) Create new Road and Bridge Fund to receive funds from any source. Divide funds 39.1–39.1–21.8 for state highways, county roads, and city streets (none to transit). (No revenue source specified.) Compare HB 4613 (S-3). Mooted by passage of HB 4737.
- 421, 422 EMERGENCY VEHICLES (Hertel, Jones) Sentencing guidelines for failure to yield or stop for emergency vehicles (up to 2 or 15 years for causing injury or death). Convert to misdemeanor or felony. Passed.
- 430 REPAIR STEERING (Hune) Prohibit insurers from requiring use of particular repair shops or methods for collision claims. Compare SB 443.
- 434 ROADSIDE DRUG TESTING (Casperson) Create pilot program for mandatory roadside preliminary saliva tests by MSP for presence of drugs, in 5 counties for 1 year. Define *preliminary oral fluid analysis*. Define *certified drug-recognition expert*. Require reports. See SB 207. P.A.243 of 2016.
- 443 REPAIR STEERING (Zorn) Prohibit insurers from requiring use of particular repair shops, parts, or methods for collision claims; impose standards. Compare SB 430.
- 445 NO SANCTUARY (Kowall+6) Require local police to communicate with immigration authorities when they arrest a person they have cause to believe is in this country illegally; withhold revenue sharing for failure to comply.
- 454 MINOR RESCUE (Hertel) Provide immunity for persons who break into cars to rescue unattended children, after contacting police. Compare SB 566.
- 486 SCHOOL-BUS FINES (Hertel) Increase fines for violation of school-bus laws from \$100 to \$250, and \$500 to \$1,000 for second violations; allow license suspension. Compare SBs 183, 852.
- 496 MOTORCYCLE ENDORSEMENT (Jones+3) Make riding without motorcycle endorsement a misdemeanor, \$500 or 90 days, second offense \$1,000 or 1 year. Passed Senate.

- 501 FOREIGN LICENSES (Stamas+3) Grant reciprocity to all other countries' noncommercial driver licenses for drivers legally in the U.S.; require English translation of license; abolish requirements for Secretary of State to evaluate foreign licensing standards, exchange agreements, and publish list. Create driving records for alien drivers convicted of violations in Michigan; subject alien drivers to fines and all other traffic laws. P.A.138 of 2016.
- 515 STORED CARS; LATE FEE (Robertson) Waive \$10 "late fee" (for General Fund) for vehicles in storage and seasonally uninsured when registration is due, if owner presents proof that comprehensive insurance is in force, in person at a Secretary of State office. (Prevents charging late fee to owners whose birthdays fall when cars are stored out of use.) Enacted in HB 4634.
- 527 MOTORCYCLE HELMETS (Warren) Require helmet use.
- 541 ORGAN DONATION (Proos) Require Secretary of State to inquire if drivers wish to be organ donors. P.A.451 of 2016.
- 548 DRIVER LICENSE ADDRESS (Warren) Allow address on driver license to be different from address in qualified voter file.
- 557 CITY SHARE of HIGHWAY PROJECTS (Knollenberg) Abolish requirement for cities over 25,000 to bear part of the cost of state-highway projects, including freeways (preserve extra share of street funds for cities over 25,000). Vetoed.
- 566 CHILD RESCUE (Knollenberg) Provide immunity for persons who break into locked cars in good-faith efforts to rescue children or animals. Compare SB 454. Passed Senate.
- 593 AUTOMATED ENFORCEMENT (Shirkey) Prohibit use of unmanned still cameras, closed-circuit-TV, or automated plate readers to identify violators and issue citations by mail. (*Does not prohibit use of manned photo-radar to issue citations by mail.*) Prohibit recording a conviction or assigning driver-license points for conviction in another state based on automated citations. (*Does not prohibit Michigan from delivering addresses to other states. Unclear whether it prohibits Michigan from taking action against Michigan licenses for failure to answer automated citations.*) Conflicts with MCL 257.667a(1)-(5) (automated enforcement at railroad crossings). Compare SB 852 (Detroit school-bus cameras).
- 595 MEDICAL CONDITIONS (Casperson) Clarify law regarding application of federal driver-qualification law to trucks owned by units of government. Enrolled.
- 627 TOLL ROADS (Kowall) Authorize any state agency, local government, intergovernmental agency, or other public entity to build or improve any project or service that "serves a public purpose," especially toll roads. (*Federal law prohibits tolls on federal-aid roads except for additional lanes on Interstate freeways, reconstruction of bridges and connecting roads, reconstruction of non-Interstates such as US-23, and Interstate reconstruction in VA, NC, and MO.*)  
 Projects would be joint between a "public authority" and a private firm under a "public-private agreement." Concessionaires may be chosen by any procurement method based on any criteria, not necessarily competitive.  
 Authorize use of eminent domain by authorities.  
 Allow use of public funds and federal aid for projects  
 Authorize collection of tolls, rents, and other user fees; tolls may be used or shared with other agencies in any fashion. (Enable toll collection by any means, including automated plate readers; does not require traffic-speed cashless tolls.) Allow mechanisms for rate increases. Prohibit regulation of tolls.  
 Enable authorities to impose and collect taxes, within existing law.  
 Make car registrants liable for unpaid tolls. Allow civil actions to recover unpaid tolls; charge triple for unpaid tolls, plus fees and costs. See SB 628. Compare HB 4940. Passed; died in House committee.
- 628 TOLL ENFORCEMENT (Kowall) Create new class of offense for failure to pay tolls: "civil violation," not requiring in-person tickets by police. Allow delivery of citations by mail, based on automated photos, up to 270 days after the alleged violation. Impose fine of 3 times the toll, plus unlimited fees added by the toll authority. Require payment within 14 days. Contested cases to be

heard in Secretary of State administrative hearings, not in court. Drivers must appear, but toll agency need not appear; no rights of discovery or subpoena.

Suspend driver licenses of violators for 30 days, or until overdue tolls, fine, and fees are paid (incur \$45 reinstatement fee). Allow toll-road authorities or private concessionaires to attach assets, impose liens, garnish wages, and impound vehicles of violators. Hearing held.

- 669 HORNS and RADIOS (Green) Prohibit use of horns except in emergencies, and especially not for slow-moving traffic. Prohibit tire squealing. Prohibit sound systems audible at 50 feet between midnight and 5:00 AM. Prohibit any noise that can “disturb the peace or comfort of any individual of reasonable sensitivity.” (Conflicts with Vehicle Code.)
- 701 INSURANCE TERM (Knollenberg+2) Prohibit auto insurance terms of less than 30 days. Allow cancellation of insurance and pro-rated refunds after 30 days. Compare HBs 5142,5143,5818.
- 702 DISABLED SEMIS (Casperson) Eliminate 25- and 50-mile distance restrictions on tow trucks hauling disabled truck-and-trailer combinations. Preserve requirement for oversize permit. P.A.453 of 2016.
- 706 FORESTRY TRUCKS (Casperson) Prohibit road agencies from requiring permits, imposing fees, or enacting ordinances (including closing roads?) on trucks of normal size and weight involved in forestry operations. (Prevent local-government abuse of loggers.) P.A.454 of 2016.
- 707 GRANDFATHERED DRIVEWAYS (Casperson) In law requiring driveway permits, clarify that maintenance such as adding gravel does not mean a driveway is *reconstructed*, for driveways built before August 6, 1969. P.A.455 of 2016.
- 708 PROHIBIT LOCAL PERMITS (Casperson) Amend Act 283 to prohibit local road agencies from requiring a permit for “an activity that is otherwise permissible” under state law (maybe driveway repairs or operation of certain trucks, but could affect car or motorcycle tours). P.A.456 of 2016.
- 739 BUS LANES TAX (Schmidt+2) Limit property tax for southeast-Michigan transit authority to 2 mills (\$200/year for a \$200,000 house), to finance restriction of lanes to bus use only on Gratiot, Woodward, and Michigan Avenues and M-59 in 2022 or later. Make legal corrections to language. (In advance of Nov., 2016, vote on tax in 4 counties, to be 1.2 mills; millage failed 49.5-50.5%.) Passed Senate.
- 744 PREMIUM NOTICES (Young) Require 60 days’ notice of insurance-rate increases.
- 745 CITIZENSHIP (Young) Require applicants for driver licenses to indicate U.S. citizenship, for automatic voter registration.
- 847 PLATE SLOGAN (Zorn+8) Require standard-design license plates to include the phrase, “Great Lakes State.”
- 849 ROADS for SALE (Colbeck+2) Require web listing of all state property and vehicles, and market value if offered for sale (including all state highways if offered to private toll-road operators).
- 852 DETROIT SCHOOL-BUS CAMERAS (Johnson) Allow camera enforcement of school-bus stop signs in Detroit only. Admit photos as evidence of passing stopped school buses without investigation by prosecutor. Service by first-class mail. Allow Detroit Public Schools to pay vendor to conduct camera enforcement, and keep remainder for safety programs. Increase minimum fine from \$100 to \$300, plus \$100 late fee. Require license suspension for “unpaid citation” for school-bus violation. Compare SBs 183, 486, 593. Passed Senate 34-3.
- 861 TRAFFIC-STOP QUOTAS (Shirkey) Add making “stops or contacts” to the prohibition on issuing a specified number of citations as a condition of police performance evaluation.
- 865 MICHIGAN CATASTROPHIC CLAIMS ASSOCIATION (Bieda) Add public representative to MCCA board; subject to Open Meetings and Freedom of Information Acts. Regulate rates.
- 927 (S-1) Draft 2, 928 VEHICLE HACKING (Kowall, Horn+2) Amend computer-security law to prohibit accessing an electronic system of a vehicle to damage, alter, or control the vehicle without the owner’s permission. Amend sentencing guidelines: up to life in prison. Passed Senate.
- 930,931 ANIMALS (Hertel+4) Prohibit endangering an animal by leaving it in a vehicle.
- 953 BILLBOARDS (Casperson) Allow more billboards, including in schoolyards. Enrolled.

- 977,978 TRUCK DRIVER LEARNER PERMITS (Casperson) Accept other states' truck-driver learner's permits for on-road instruction in Michigan, and vehicle-group-designation tests. Same as HBs 5656, 5657. Reported.
- 980 THEFT ASSESSMENT (Jones) Define *written car year* as in MCCA law. (Said to expand \$1/year assessment for Auto Theft Prevention Authority to commercial vehicles.) Passed.
- 991 CORE SALES TAX (Robertson) Exempt value of returned auto-parts cores from sales tax. Compare HBs 4269,4372, Also HB 5928 (use tax). P.A.515 of 2016.
- 995 AUTOMATED- and PLATOONED-VEHICLE OPERATION; DRIVERLESS TAXIS (Kowall+10) Define *automated vehicle* and related concepts.
- Allow operation of automated vehicles on any highway.** Repeal prohibition on automated operation in 2013 act.
- When engaged, an automated driving system allowing for operation without a human operator shall be considered the operator** under the Vehicle Code. (No mechanism for delivering tickets or assigning responsibility to manufacturers, registrants, passengers, or other persons.)
- Allow on-demand driverless-taxi networks** to operate within boundaries on any road in the state, if operated by a vehicle manufacturer. Pre-empt all local taxation and regulation of on-demand networks through 2022 only. Manufacturer to assume liability for "incidents."
- Allow platoons** upon filing a plan with MDOT and MSP. Define *platoon* as "individual motor vehicles that are travelling in a unified manner at electronically-coordinated speeds." Exempt platoons from law requiring 500 feet between trucks. Require platooned trucks (not cars) to allow traffic to merge or exit. Require a CDL holder with correct endorsement in each platooned truck. Platoons are not a *combination*.
- Immunize manufacturers of automated technology from liability for changes made by others. P.A.332 of 2016.
- 996 DRIVERLESS-TAXI NETWORKS (Kowall+10) Authorize driverless-taxi service by automakers if they equip cars with automated crash notification, event recorders, and data collection. Manufacturer to assume liability for at-fault "incidents." Manufacturers may determine service-area boundary. P.A.333 of 2016.
- 997 AMERICAN CENTER FOR MOBILITY; DEFINITIONS (Warren+10) Define *private road that is open to the general public* (for enforcement of the Vehicle Code) to exclude roads under the control of the autonomous-vehicle research center at Willow Run. P.A.334 of 2016.
- 998 AUTOMATED-VEHICLE REPAIRS (Horn+9) Immunize mechanics and shops from product liability for repairing automated vehicles according to the manufacturer's specifications. P.A.335 of 2016.
- 1005 RECORDS EXPUNCTION (Hertel, Jones) Allow expunction of records of DUI convictions after 20 years without any criminal convictions.
- 1029 VULNERABLE ROAD USERS (O'Brien+1) Define *vulnerable road user* as a pedestrian, cyclist, or wheelchair user; include electric bicycles and skateboards. Assign elevated penalties for hitting vulnerable road users, as for hitting farmers. Same as HB 5002. Also SB 1030. Reported.
- 1030 VULNERABLE ROAD USERS (Knezek+1) Make killing a vulnerable road user a 15-year felony. Same as HB 5004. Also SB 1029. Reported.
- 1076 PASSING BICYCLES (O'Brien+1) Require drivers to keep at least 5 feet distance when passing bicyclists to their right on one-way streets. Compare SB 1077, HB 5003, 5918. S-2 passed.
- 1077 PASSING BICYCLES (Knezek+1) Require drivers to keep at least 5 feet to the left when passing bicyclists. Compare SB 1076, HBs 5003, 5918. S-2 passed.
- 1078 DRIVER EDUCATION (O'Brien+1) Require at least 1 hour of driver-education classes to be devoted to laws governing pedestrians, bicycles and motorcycles. Require driver-education classes to include safe and reasonable speed, keeping a safe distance, right of way, and distraction. Passed.
- 1095 WINDOW TINTING (O'Brien) Allow a family member or caregiver to operate a car equipped with tinted front side windows under a prescription to the owner. Compare HB 5093.

- 1108 RECYCLING FEES (Robertson) Exempt auto-parts recycling fees (as for batteries) from use tax. Enacted in HB 5928.
- 1119 INSURANCE RATES (Hood) Allow auto-insurance rates to be based only on anticipated cost of repairs and conviction record (not mileage driven, at-fault crashes, territory, age or other risks).
- 1120 THREE-WHEELERS (Casperson) Clarify definition of *autocycle* (3-wheeled cycle or car) and include in definition of *motorcycle*. (Cycle endorsement required, but front-engine autocycles are not usable for 3-wheeled cycle driver's test.) Passed.
- 1136 CHEAP PLATES for GEEZERS (Ananich) Exempt persons age 65 or over from the 20% increase in registration tax taking effect Jan. 1, 2017. Same as HB 5939.
- 1188 NATURAL-GAS TRUCKS (Casperson) Exempt weight of CNG or LNG tanks and hardware from calculations of axle weight or gross vehicle weight, up to 2,000 lbs.

## House

- 4032 NETWORK CARS: S.O.S. REGULATION (Kelly) New act: Secretary of State to regulate "transportation network company vehicles" (Uber-style services) statewide. Prohibit local regulation. Fix insurance and other standards for drivers. Keep users' records secure. Define *taxi* as a metered or flat-fare car for hire. Prohibit street hailing or use of cab stands by network cars. Exclude *ridesharing arrangements*: carpools to or from work only, prearranged over a network and not for profit. Similar to SB 188 (MDOT regulation). Compare SBs 184 and 77 (limousines).
- 4042 REGISTER BUGGIES (J. Johnson) Allow counties to register and tax horse-drawn vehicles, \$50 one-time tax dedicated to roads.
- 4046 SCHOOL-BUS LIGHTS (Hughes) Require unspecified additional lights on the rear of school buses. R. Hearing scheduled.
- 4067 GRAVEL-ROAD SPEED LIMITS (Webber) Allow a majority (instead of unanimous) vote of the State Police, county road agency, and township board to post "reasonable and safe" speed limits on county gravel roads; allow township boards to opt out of process. Compare HBs 4423-4427.
- 4116 INSURANCE OVERCHARGES (Tinsley-Talabi) Provides reimbursement process of premium overcharges.
- 4117 INSURANCE RATES (Tinsley-Talabi) Prohibits auto insurance rates based on credit rating.
- 4127 INSURANCE RATES (Gay-Dagnogo+20) Prohibits auto insurance rates based on credit rating.
- 4128 FREE LICENSE (Banks) Waive driver-license fee for persons receiving homeless benefits.
- 4142 "MISLOAD" OVERWEIGHT FINES (Goike+8) Amend 2006 "misload" fine schedule for trucks with excessive axle weights but within legal gross vehicle weight:  
 Disallow discretion by court for \$200/axle fine for 1,000–4,000 lbs. overweight on up to 3 axles. Impose new fine of \$400/axle for 4,000–8,000 lbs. on up to 3 axles, replacing usual cents-per-pound fine of \$1,200 or more. Impose usual cents-per-pound fine for each axle 8,000 lbs. overweight.  
 For special permits, apply usual cents-per-pound fine schedule for axles more than 1,000 lbs. overweight, on up to 3 axles.  
 (No change to fine-revenue distribution: to libraries for citations by State Police, to local units for violating local commercial-motor-vehicle ordinance.) Enrolled.
- 4149, 4150 TRADE-IN TAX (Webber+6) Accelerate tax exemption for sales tax on value of vehicle trade-ins; increase exempt amount to \$5,000 in Calendar 2015, and increase by \$1,000/year until 2024 (up from \$500/year). Also HB 4410 and SBs 10&11, 317.
- 4187 METAL THEFT (Durhal+29) Fix criminal penalties for theft of or damage to traffic-control devices, streetlights, or any other traffic-related devices (would include ticket cameras if legalized). Reported.
- 4193 ELECTRONIC PROOF of INSURANCE (Nesbitt+8) Allow proof of insurance to appear on electronic devices or be transmitted to police by e-mail; prohibit police from manipulating or searching portable devices. Compare HB 4971. P.A.135 of 2015.

- 4224 UNINSURED DRIVERS (Barrett) Amend requirements for delivery of information from insurers to Secretary of State. Change coverage under Assigned Claims Plan for uninsured persons involved in crashes, as recommended by insurers; limit insurers' payouts to out-of-state persons to \$275,000. Include bicyclists and pedestrians. Cap benefits at \$275,000. S-4 passed. See HBs 5457, 5458.
- 4228 PEDAL BARS (Pettalia) Allow pedal-powered mobile beer bars on roads posted at up to 45 mph. Enacted in P.As 126 & 127 of 2015.
- 4233 POLICE CHASES (Neeley+22) Enable local-government policies on vehicle pursuits, and require State Police to obey them.
- 4236 HEADLIGHT MISDEMEANOR (Darany+5) Make failure to use headlights at night a misdemeanor. Make failure to use headlights when wipers are in continuous use a civil offense. Modernize language. Compare HB 5635.
- 4257 REDUCE TRUCK WEIGHT (Lane+12) Limit gross vehicle weight to 80,000 lbs. Also SB 168.
- 4258 POTHOLE DAMAGE (Lane+8) Prohibit insurers from basing premiums on claims for damage from potholes.
- 4269 CORE SALES TAX (Outman) Exempts value of auto-parts cores from sales tax. Also SB 257.
- 4277 GENERATOR TRAILERS (Outman) Add generators and conveyors to definition of *special mobile equipment* trailers not requiring registration.
- 4314 INJURIES on PRIVATE PROPERTY (Singh+3) Extend penalties for causing serious injury with a vehicle to other than public roads (such as private roads, parking lots). P.A.46 of 2016.
- 4335 EXEMPT MOTOR FUEL from SALES TAX (Glenn+12) Remove sales tax from motor fuel, by 1 per cent per year over 6 years. Restore tax and reduce fuel tax to 19 cents/gallon if appropriations for schools and local governments fall. Same as HB 4335. Mooted by enactment of HB 4738.
- 4336 WHOLESALE MOTOR FUEL TAX (Glenn) Base motor fuel tax on gasoline and Diesel-fuel wholesale prices. Increase rate gradually over six years from 7.5% to 13.5% of wholesale price. (At 2015 prices, no immediate increase in per-gallon gasoline tax, Diesel tax rises to 19 cents. Tax increases over 6 years to 34 or more cents/gallon) No limit on maximum per-gallon rates, or rate of change. Credit increased revenues to roads only (not transit). Tie-barred to HB 4318 (remove sales tax from fuel on same gradual schedule). Same as HB 4336. Mooted by enactment of HB 4738.
- 4337 MOTOR CARRIER FUEL TAX (Glenn) Conforming amendment to HB 4317 or 4336. Sets Diesel-fuel tax rate in Motor Fuel Tax Act. Adds gasoline and "alternative fuel" (CNG and LNG) to the definition of truck fuel for taxation of truck fuel under IFTA. Mooted by enactment of HB 4616.
- 4344 AUTO REPAIR REGULATION, PARTS (Pettalia+5) Extensive revision of law regulating auto-repair shops. Move requirements from rules into statute. Create classes of repair shop and mechanic, including trainee, specialty, and master mechanic. Regulate contracts with customers, and training, certification, standards and practices of shops. Regulate advertising. Require parts used on vehicles less than 5 years old to be manufacturer's or recognized as equivalent by the Certified Automotive Parts Association, unless owner directs otherwise. Also HB 4343 (penalties). S-4 vetoed. See HB 5857 (reintroduction).
- 4356 MEDICAL MARIJUANA (Kesto) Amend sentencing guidelines for operating under the influence of marijuana to reflect medical marijuana use.
- 4357 MARIJUANA METABOLITES (Lucido) Allow up to 5 nanograms of THC per milliliter of operator's blood for licensed medical marijuana users. Compare HB 5024.
- 4370 INCOME-TAX RATES; INCOME TAX for ROADS (Hughes+9) Appropriate income-tax revenue to state and local roads-only formula (not transit):
- |                        |               |
|------------------------|---------------|
| FY 2019                | \$150,000,000 |
| FY 2020                | 325,000,000   |
| FY 2021 and thereafter | 600,000,000 . |
- Adjust income-tax rates, taxable cap, and homestead property-tax credit in future years; index to inflation in 2021. Increase renter credit. Tie-barred to SB 414, HBs 4614, 4616, 4736, 4737, and 4738. P.A.179 of 2015.



- 4372 CORE SALES TAX (Geiss) Exempt value of auto-parts cores or recycling fees from sales tax. Also HB 4269 & SB 257.
- 4386, 4387 M.C.C.A. (Yanez) make Catastrophic Claims Association subject to Open Meetings Act and Freedom of Information Act.
- 4406,4407 JURY POOLS (Banks) Require Dept. of Treasury to deliver addresses of state taxpayers to jury pools (expand juries beyond driver-license holders).
- 4410 TRADE-IN TAX (Greimel+10) Accelerate tax exemption for sales tax on value of vehicle trade-ins; increase by \$1,000/year until 2024 (up from \$500/year). Similar to HBs 4149&4150 and SBs 10&11, 317.
- 4418 MAPLE SAP TRUCKS (Chatfield+12) Add maple sap to list of “agricultural commodities” allowed to be 10% over axle-weight limits for first movement from field to storage. P.A.72 of 2016.
- SPEED-LIMIT REFORM PACKAGE (HBs 4423–4427, as enrolled)**
- Make all speed limits absolute (eliminate *prima facie* defense on city streets).
- Local-road speed limits must be based on count of intersections and driveways, unless modified:
- City-street limits may be modified by an “engineering and safety study” and the 85<sup>th</sup>-percentile speed, but never below the 50<sup>th</sup> percentile (*no requirement to obey the 85<sup>th</sup> percentile; no minimum standards for the “safety study.”*)
- State-highway and county-road speed limits continue to be set jointly by State Police and road agency (with townships participating on county roads at their option). Allow state-highway and county-road limits to rise above the 55 or 70-mph general limits, as indicated by speed studies. Require at least 600 miles of freeway to be posted at 75 mph within 1 year, if indicated by studies. Require 900 miles of non-freeway state highways to be posted at 65 mph within 1 year, if indicated by studies.
- Maximum truck speed limit 65 mph, for 10,000 lbs. or over; also school buses, but not intercity buses.
- Remedy loopholes in 25-mph residential limit: exclude roads adjoining subdivisions.
- Preserve “reasonable and proper” basic speed law.
- Create method for speed studies on gravel roads.
- Simplify school-zone hours.
- Make local traffic ordinances (not just signs) conform to the MMUTCD.
- 4423 GENERAL and CITY-STREET SPEED LIMITS (Jacobsen) Amend Sec. 627, see above. Require increases on 600 miles of freeway to 75 mph, and 900 miles of other trunkline to 65 mph. provide 10-mph truck differential on freeways. Close subdivision loopholes. P.A.445 of 2016.
- 4424 SCHOOL-ZONE SPEED LIMITS (Jacobsen) Amend Sec. 627a. Slightly amend school-zone-hours law. Delete complex and superfluous language. P.A.446 of 2016.
- 4425 MODIFIED SPEED LIMITS (Outman) Amend Sec. 628 to require city-street limits to adhere to driveway frequency, or a speed study and the observed 85th-percentile speed. No changes to trunkline and county-road limits. P.A.447 of 2016.
- 4426 LICENSE POINTS, M.M.U.T.C.D. (Kivela) Reduce driver-license points for speeding convictions, remove reference to work zones. Require local ordinances to obey MMUTCD. P.A.448 of 2016.
- 4427 INSURANCE PREMIUMS (Smiley) Amend insurance-eligibility points for speeding convictions of less than 6 mph over the limit. Update references. P.A.449 of 2016.
- 4436 RESTRICTED LICENSES (Lucido) Allow courts to grant restricted driving privileges following review of Secretary of State denial of licenses for drunk driving. P.A.117 of 2016.
- 4439 FEE-TRANSFER SUNSET, TITLE TAX (Victory) Extend shift of title fees from road funds to Secretary of State through FY 2020. Reduce road funds by \$28 million/year beginning in FY 2016. Extend \$1.50 title tax from start of FY 2016 through FY 2020, for Solid Waste Management Fund. P.A.70 of 2015.
- 4440 PORK-BARREL PROJECTS (Canfield) In Fiscal 2017, reduce grants to local roads serving new factories by \$9,423,700 for transfer to the General Fund, and \$10,400,000 for transfer to state

- highways; reduce county-road funds by \$2,000,000. Also HBs 5706 and 5294 (budget): blow \$10,500,000 from driver-license tax on useless bypass of Blissfield, new M-53 ramps in Romeo, and local project in Oceana County, plus US-31 freeway at Benton Harbor. P.A.273 of 2016.
- 4459 EMERGENCY CONTACT (Lucido) Allows machine-readable encoding of emergency-contact information on driver licenses, accessible only to LEIN members, at driver's request. Exclude photo and signature from digitized information on licenses. P.A.4 of 2016.
- 4499 NUISANCES (Glenn+38) Require plaintiffs to prove a nuisance (such as for stored inoperable cars?) by clear and convincing evidence. Part of package restricting forfeitures. P.A.153 of 2015.
- 4508 VEHICLE FORFEITURE (Irwin) Prohibit forfeiture of vehicle for possession of 1 ounce or less of marijuana. Part of package restricting forfeitures. H-2 passed.
- 4560 EXPROPRIATE M.C.C.A. (Lucido) Declare Michigan Catastrophic Claims Association funds to be "money of this state." Appropriate \$1,000,000,000 in MCCA interest to roads and transit in Fiscal 2015 only. Director of DIFS to appoint MCCA board.
- 4566 SALES TAX for TRANSIT (Potvin) Appropriate sales-tax revenue from gasoline only to transit agencies beginning in Fiscal 2015 (approximately \$130 million/year).
- 4577 SEASONAL C.D.Ls (Lauwers+23) Allow one renewal per year of seasonal restricted vehicle-group designations, regardless of whether license is expired. P.A.58 of 2016.
- 4586 TRUCK AXLE WEIGHT (Darany) Increase legal weight of any truck axle to 20,000 lbs. No other changes to axle-weight law. Limit gross combination weight to 120,000 lbs.
- 4588 COLLEGE RENT-A-COPS (Heise+5) Allow private security guards employed by colleges to enforce state laws and local ordinances, and pursue violators off-campus, in conjunction with police. Compare HB 5456. P.A.324 of 2016.
- 4600 DO NOT RESUSCITATE (Vaupel) Allow driver licenses to carry do-not-resuscitate and no-heroic-measures orders.
- 4601 INCREASE MOTOR FUEL TAX (Rutledge) Increase the per-gallon tax rates on gasoline and Diesel fuel to—
- |                |               |                                  |
|----------------|---------------|----------------------------------|
| Calendar 2016  | \$0.24/gallon | \$298 million additional revenue |
| 2017           | 0.29          | 561                              |
| 2018 and later | 0.34          | 822                              |
- Mooted by enactment of HB 4738.
- 4605 INCOME TAX for ROADS (Pscholka+5) Appropriate a fraction of income-tax revenue to state, county, and city roads according to usual formula (not transit):
- |         |               |
|---------|---------------|
| FY 2016 | \$442 million |
| FY 2017 | 492           |
| FY 2018 | 617           |
| FY 2019 | 792           |
- In FY 2020 and thereafter, the \$792 million is changed in proportion to the national CPI, but never less than the previous year. Compare SB 132 (2016 budget). H-1 reported. Mooted by enactment of SB 414.
- 4606 SALES TAX for ROADS (Potvin+3) Beginning in 2016, appropriate the sales tax on motor fuels, if available, approximately \$130 million/year, from the General Fund to the 3-way roads formula (not transit). Compare HB 4566. H-1 passed. Mooted by enactment of road-funding package.
- 4607 21<sup>st</sup>-CENTURY JOBS FUND for ROADS (Pettalia+5) Beginning in 2016, move \$75 million in tobacco-tax revenues from the 21<sup>st</sup>-Century Jobs Fund to the 3-way roads formula (not transit). Passed.
- 4608 MICHIGAN STRATEGIC FUND for ROADS (Chatfield+5) Beginning in FY 2016, move \$60,000,000 in Indian gaming revenues and other revenues to the 3-way roads formula (not transit). Passed.
- 4612 ELECTRIC-CAR TAX (Leutheuser, Inman) Apply registration surtax to electric cars, on top of price-based tax, beginning June 1, 2016:  
 Plug-in hybrid cars: \$30/year, rising with fuel tax to \$67.50 by 2017

Pure electric cars: \$100/year, rising with fuel tax to \$175 by 2017.  
(No surtax on hybrid-drive gas-burning vehicles.) Compare SB 342. S-2 passed Senate. Mooted by enactment of HB 4736.

4615 MOTOR FUEL TAX, DIESEL FUEL TAX, NATURAL GAS TAX; LONG-LIVED PAVEMENT STUDY, HIGH-COST PROJECTS' FUND (VerHeulen+3)

Change motor fuel tax to—

Oct. 1, 2015	\$0.23/gallon gasoline, \$0.21 Diesel
Jan. 1, 2016	0.27
Jan. 1, 2017	0.34 (7 cents' worth restricted to projects with high-cost pavements)
Jan. 1, 2018	and thereafter, increases every Jan. 1 with CPI.
Jan. 1, 2033	0.19
Jan. 2, 2034	\$0.00

Beginning Jan. 1, 2018, increase motor fuel tax rate at the CPI or 5%, whichever is less, but never negative.

Yields about \$500 million/year additional for roads and transit in 2017, increasing at about 2% per year thereafter.

Yields \$371 million in 2017 and thereafter for a new “Lock Box Fund” to be appropriated by the legislature to projects with long-lived pavement raising all state highways above “poor” condition.

Apply fuel tax to CNG, LNG, and other new fuels, at Diesel-gallon equivalent rates, beginning Jan. 1, 2016.

Raise fine for road use of dyed Diesel fuel.

Require reports by a “50-year Roads Task Force,” studying “higher-quality roads, lasting at least 50 years.”

Create new “50-year Roads Lock Box Fund” to receive all motor fuel tax collected above 27 cents/gallon, except for CPI-based adjustments above 34 cents/gallon. The Fund may be expended by the legislature, for “specific higher-quality, longer life cycle road construction” projects, probably on state highways only. Compare SB 341. S-4 passed Senate. Mooted by enactment of HB 4737.

4616, 4614 DIESEL FUEL TAX (McCready+3) Conform Motor Carrier Fuel Tax Act to HB 4738. Set Diesel-fuel-tax rate equal to gasoline in the Motor Fuel Tax Act, and apply truck fuel tax to CNG. Effective Jan. 1, 2017. P.As.178 and 177 of 2015. See HB 5572.

4619 DATA PRIVACY (Gamrat+3) Prohibit the state (but not local governments) from contracting with firms that do “bulk collection of electronic data” on residents without their consent. (Could apply to private license-plate-reader records?)

4628 PREMIUMS, POINTS (Lane) Prohibit insurance-premium surcharges based on traffic convictions after the resulting points are removed from the driver’s license (2 years).

4629 FORFEITURE (Lucido) Eliminate requirement to post cash bond before challenging asset forfeitures (as for cash or cars following traffic stops). P.A.418 of 2016.

4634 STORED CARS; LATE FEE (Glarson+10) Waive \$10 “late fee” penalty for vehicles in storage and seasonally uninsured when renewal comes due, if owner presents proof that comprehensive insurance is in force, in person at a Secretary of State office, (Prevents charging late fee to owners whose birthdays fall when cars are stored out of use.) Same as SB 515. P.A. 148 of 2016.

4637–4641 NETWORK CARS (Kelly, Nesbitt+3) Exempt Uber-style cars from limousine regulation. Impose requirements for insurance, car inspection, background checks, nondiscrimination, and method of payment. Exempt from chauffeur’s license and definition of *commercial vehicle*. Allow airports to regulate access by network cars. Compare SBs 184, 188, 392 (P.A.349 of 2016) and 77 (limousines); HB 4032. P.As 345-348 of 2016.

4651 MOTORCYCLE INDORSEMENT (Plawecki) Increase fine for riding without motorcycle indorsement to \$500. See HB 4905 (shift 25% of fine to Motorcycle Safety Fund). P.A.318 of 2016.

4653 LICENSE PHOTO (Cole) Allow access to electronic driver-license photos of concealed-weapons-permit holders. Reported to Senate.

4672 NO SMOKING (Singh+6) Prohibit smoking in a car carrying persons under age 18, \$500 fine.

- 4684 HIGHWAY FUNDS (Schor) Shift approx. \$250,000,000/year from state highways to 533 villages and cities for 5 years. (Render state unable to match \$1 billion in federal aid.) Allow road fund to receive money from any source (such as sales or income tax), not just fuel and vehicle taxes.
- 4695 WATER TRUCKS (Sheppard) Exempt trucks hauling potable water from spring weight restrictions. H-1 reported.
- 4698 SEX CHANGES (Banks+10) Provide for gender-identification change without surgery on driver licenses.
- 4735 CRASH NOTIFICATIONS (Brunner) Require police officers at fatal crashes to notify next of kin and insurance companies of victims.
- 4736 REGISTRATION TAX INCREASE; ELECTRIC-CAR TAX (McCready+6)  
Increase *ad valorem* light-vehicle registration by 20%, beginning Jan. 1, 2017.  
Increase elected-GVW truck registration tax by 20%, beginning Jan. 1, 2017.  
Apply \$30/year surtax to plug-in hybrid cars, \$100 for electric cars. Increase the surtaxes by \$2.50 for plug-ins or \$5.00 for electrics for every 1-cent increase in the gasoline tax above 19 cents/gallon (\$47 and \$135 per SOS in 2017 under HB 4738).  
Make **no** other changes to car or truck registration taxes (trailers, motorcycles, pre-1984 cars, or almost-free plates for farmers and car dealers). Yields \$180 million in new road and transit funds in 2017. P.A.174 of 2015.
- 4737 ROAD and TRANSIT FUNDING (McCready+6) Allow general funds to be used for roads and transit (*See HB 4370; risks transfer of income-tax revenue away from roads in future years*). Allow Detroit to use 20% of its street aid for buses. Require study of long-lived pavement designs. Withhold \$100,000,000 in road and transit funding in 2017 until released by legislature. P.A.175 of 2015.
- 4738 INCREASE MOTOR FUEL TAX in 2017 (McCready+4) Beginning Jan. 1, 2017, increase gasoline tax rate to 25.9 cents/gallon, and Diesel fuel tax to 26.3 cents.  
Increase road and transit funds by approximately \$420 million/year beginning in CY 2017.  
Beginning Jan. 1, 2022, increase motor fuel tax rate at the CPI or 5%, whichever is less, but never negative. Increase MTF by roughly \$23 million/year/year in 2022 and thereafter.  
Apply fuel tax to CNG, LNG, and other new fuels, at Diesel-gallon equivalent rates, beginning Jan. 1, 2017.  
Tie-barred to HBs 4370, 4614, 4616, 4736 and 4737. P.A.176 of 2015.
- 4741 SALES TAX on MOTOR FUEL (Lauwers +4) Exempt gasoline and Diesel fuel (but not other motor fuels) from the sales tax. Reduce pump prices by 15.3 and 14.8 cents/gallon, respectively, at June, 2015 prices.
- 4752 M.C.C.A. DISCLOSURE (D. Miller) Require Michigan Catastrophic Claims Association to disclose actuarial calculations.
- 4762 ODOMETER TAX (Kosowski) Require every car, truck, and motorcycle registrant to appear in person at Secretary of State's office to pay \$50 for every 10,000 miles driven in the previous year, but not fractions thereof (\$0.0025 to \$0.005/mile); SOS to keep record of all odometer readings.
- 4780 CREDIT CARDS (Chirkun+15) Prohibit charging an additional fee for use of a credit card to purchase gasoline (not Diesel fuel). Does not prohibit posting higher credit price.
- 4785 VETERANS' TRANSFERS (Faris+6) Allow transfers of vehicles equipped for the handicapped between disabled veterans without \$8 plate-transfer fee.
- 4810 LEFT-LANE HOGS (Kosowski) Require drivers to move out of extreme left lane to allow faster vehicles to pass. (Does not require keeping right except to pass.) Same as HB 5707.
- 4826 INSURANCE REPAIRS (Banks) Prohibit insurers from having an interest in auto-repair facilities.
- 4844 POSTMARK (Hughes+19) Change to date of postmark from date of receipt of information (not payment) by state agencies. (May apply to vehicle registration and license renewal?)
- 4853 MOTORCYCLE SAFETY COURSE FEE (Tedder+13) Increase maximum fee for course from \$25 to \$50. P.A.22 of 2016.

- 4854 MOTORCYCLE TESTS (Tedder+16) Waive written and skills tests for motorcycle endorsement for persons who have passed a Secretary of State-approved safety course. P.A.23 of 2016.
- 4870 CHECKPOINTS (Runestad+8) Prohibit law-enforcement participation in “voluntary” checkpoints for USDOT research into percentage of drivers using alcohol or drugs (roadside saliva samples).
- 4905 MOTORCYCLE FINES (Jacobsen+9) Shift 25% of fines for violating motorcycle endorsement requirement from county library or local government to Motorcycle Safety Fund. Tie-barred to HB 4651 (\$500 fine). Re-referred to Criminal Justice.
- 4907 INSURANCE RATE TERRITORIES (Banks) Prohibit setting insurance premiums by zip code.
- 4927,4928 VOTER REGISTRATION (D. Miller+32) Automatically register eligible drivers to vote when licenses are issued or address changes, unless driver declines in writing. Require drivers to state whether they are U.S. citizens.
- 4940 TOLL ROADS (Lane) Allow MDOT conclude public-private partnerships financed by user fees, subject to legislative approval. Prohibit non-compete requirements on local agencies (but not MDOT). Allow tolls on new roads or new lanes only. Tolls not subject to regulation. Restrict use of user data. Hold toll increases to CPI, except for congestion pricing. R4925
- 4946 FRAUD AUTHORITY (Graves) Create auto-insurance fraud authority. Compare SB 248&9.
- 4969 HISTORIC PASSES (Brunner+15) Waive state-park admission fee for vehicles with historic-vehicle plates during antique-car events.
- 4971 PAPERLESS REGISTRATION; PROOF of INSURANCE (Lucido) Allow registration to be displayed on electronic devices. Make paper or electronic proof of insurance *prima facie* evidence of coverage (even if contrary to electronic data base). Tie-barred to \_\_\_? Compare HB 4193 (enacted.)
- 4995 WINDSHIELDS (A.Miller) Require crash reports to record how much of the windshield is intact following a crash.
- 4996 WINDOW TINTING (A.Miller) Repeal medical exemption from restriction on window tinting.
- 4997,4998 G.P.S. DATA ENTRY; LOCAL CELL-PHONE ORDINANCES (Lucido) Prohibit handling or entering data into a GPS device while driving (regulate GPS devices as cell phones). Make second violation a misdemeanor, \$500 fine. Increase fine for use of hand-held cell phone in commercial vehicle to \$200; make second violation a misdemeanor, \$1,000 fine. Make third violations a felony, 2 years or \$5,000. Allow local units to enact cell-phone ordinances more restrictive than state law. Compare HB 5867.
- 5002 VULNERABLE ROAD USERS (Darany+25) Define *vulnerable road user* as a pedestrian, cyclist, or wheelchair user; include electric bicycles and skateboards. Assign elevated penalties for hitting vulnerable road users, as for hitting farmers. Also HB 5004.
- 5003 PASSING BICYCLES (Callton+8) Require drivers to keep at least 5 feet away when overtaking a bicycle, on the left only (may prohibit passing bicycles at the left on one-way streets). Allow overtaking bicycles in no-passing zones. Compare HB 5918; SBs 1076, 1077.
- 5004 VULNERABLE ROAD USERS (Darany+9) Make killing a vulnerable road user a 15-year felony. Also HB 5002.
- 5006 RANSOM E. WHO? (Cochran+50) Name I-496 in Lansing (Olds Freeway) the “Lansing Firefighter Dennis E. Rodman Memorial Freeway.” P.A.74 of 2016.
- 5024 MARIJUANA; IMPAIRED DRIVING (Lucido) Create the Impaired Driving Safety Commission to recommend a legal maximum level of THC content while driving. Compare HB 4357. P.A.350 of 2016.
- 5031 INSURANCE EXPIRATION (Lucido) Require insurers to immediately notify the Secretary of State electronically when auto insurance expires or is cancelled. Repeal minimum \$200 fine for uninsured operation; increase maximum fine for second offense to \$1,000. (*Requires SOS file of insured cars to operate in real time, not at 2-week intervals; could facilitate automated enforcement.*) Also HB 5032. Compare HB 5654.
- 5032 PROOF of INSURANCE; L.E.I.N. DATA BASE (Lucido) Require Secretary of State to notify Law Enforcement Information Network when auto insurance is cancelled or expires and is not renewed; LEIN record to supersede paper certificate of insurance. (*As of Sept., 2014, LEIN includes*

*SOS insurance data updated every 2 weeks.*) Revoke registration of uninsured vehicles. Make uninsured operation a misdemeanor; maximum fines of \$500, \$1,000 for second offense, or 1 year. (Also subject to DRA tax, diminishing from \$1,000 to \$0 between 2016 and 2019.)

Abolish civil infractions under Sec. 328 of the Vehicle Code for failure to show proof of insurance; repeal language assigning no penalty if drivers bring in proof of insurance and \$25 fee.

Repeal 30-day suspension of driver license for uninsured operation. Require police to immediately impound and destroy the license plates of vehicles shown on the LIEN record as uninsured. (*No provision for errors in the LEIN record.*) Dispose of unclaimed impounded cars. Repeal prohibition on driving-record points for uninsured operation (assign no points). Also HB 5031. Compare HBs 4193, 4971, 5142-44. 5602, 5654.

- 5037 ASSEMBLED VEHICLES (B. Roberts+9) Require Secretary of State to issue a VIN and title to all properly-documented kit cars, street rods, rebodied or modified cars, and off-road vehicles.
- 5061 B.R.T. LANES (Singh+7) Allow MDOT to enter into an agreement with transit agencies for designation or construction of “bus rapid transit lanes” (undefined) on state highways (as on M-43 in East Lansing and Ingham County). Also HB 5062. Hearing held.
- 5062 B.R.T. LANES (Singh+7) Amend the Vehicle Code to treat bus-rapid-transit lanes like HOV lanes (buses or HOVs only—no motorcycles or bicycles). Impose higher-than-usual irreducible fine of \$100 (*vs.* \$39–51) plus costs. (No conforming bill for Revised Judicature Act.) Also HB 5061. Hearing held.
- 5092 COMMUNITY SERVICE, D.R.A. (Tinsley-Talabi) Repeals sunset of community service *in lieu* of paying driver responsibility tax.
- 5099 PLATE TRANSFER (Vaupel) Increase fee from \$15 to \$25 (to SOS) for late transfer of registration, if not completed within 15 days of transaction.
- 5129 DRIVER TRAINING, MOVE OVER (Pettalia) Require driver training classes to teach students to move over when passing any vehicle with emergency flashers on.
- 5134 INSURANCE (Banks+23) Require auto insurers to reduce premiums 12% in Detroit or other places with over 35% uninsured, or certain ZIP codes. Award \$500 tax credits to insurers covering uninsured households. Coordinate coverage, fix co-pays. Regulate charges by hospitals (but not individual providers), require reports. Create \$21 million/year anti-fraud authority.
- 5142 SHORT INSURANCE TERMS (Cochran+9) Issue 30-day temporary plates if the vehicle’s insurance term is only 30 days. Require insurance terms to be at least 30 days as a condition of registration. Update temporary-plate language. Compare SB 701, HB 5818. (*Note: uninsured percentage exceeds 20%–AAA*)
- 5143 SHORT INSURANCE TERMS (McCready+12) Require that insurance policies for terms of less than 6 months charge the full annual premium for required PIP and other coverages, and MCCA surcharge. Prohibit refunds except when changing insurers. Raise MCCA indemnification amounts for member companies. See HB 5211.
- 5144 USED-CAR INSURANCE (McCready+12) Require buy-here, pay-here used-car lots to insure cars paid for in weekly installments, at buyer’s expense. Require notice that cars are subject to repossession.
- 5171 DRIVERS OVER 75 (Glaridon) Require drivers over age 75 to renew driver licenses in person. Hearing held.
- 5211 M.C.C.A. REFUND (Lucido) Make Michigan Catastrophic Claims Association premium nonrefundable. Compare HB 5143.
- 5247 FLASHING GREEN LIGHTS (Verheulen+18) Allow flashing lights on publicly-owned snowplows or road-maintenance vehicles to be green as well as amber or yellow. Allow fire trucks to use green flashing lights. P.A.161 of 2016.
- 5248 LICENSE-PLATE READERS (Singh+4) Regulate use of mobile or stationary automated license-plate readers by police; for locating missing persons or persons wanted for crimes, failure to appear in court, vehicle-code violations (including insurance), smuggling, terrorism, commercial-vehicle violations, revoked license or registration, and for “registration-plate canvasses” for major crimes.

Appearance on a data base of wanted plates to constitute probable cause for a traffic stop (no regulation of origin or accuracy of electronic “hot lists”). Regulate use and retention of records. (Does not regulate private use of plate readers. Does not regulate police use of data bases of license-plate reads compiled by private firms.)

- 5250 PHOTOGRAPHS (Canfield) Allow use of electronic driver-license photos on firearms permits. Presented.
- 5259 HOSPITAL SPEED ZONES (Franz) Reduce maximum speed limit to 45 mph on any road having an entrance to a hospital, for 2,000 feet beyond the hospital property lines (as on US-31 north of Manistee). (Enacted in HB 4423.)
- 5312 TESLA SALES (Miller+7) Allow auto manufacturers to sell cars directly to consumers, and own dealerships at least 10 miles away from franchised dealers. Compare SB 268.
- 5388 ANIMALS IN CARS (Kosowski) Prohibit leaving animals in cars in extreme heat. Provides immunity for persons breaking into cars to rescue animals.
- 5391 DEALER LICENSES (Darany+6) Require vehicle dealers to certify that their place of business is not a residence.
- 5419 SURVEILLANCE BOARD (Runestad+7) Create Surveillance Technology Oversight Board to receive reports from police agencies on the use of technology that monitors communications or geographic location (such as license-plate readers), including hiring of private services by police (such as private plate-data bases).
- 5431 IMPOUND LOTS (Forlini+3) Prohibit local governments, police agencies, and universities from opening new vehicle-storage lots; require use of private vendors. Grandfather existing public lots.
- 5456 COLLEGE RENT-A-COPS (Heise+5) Allow private security guards employed by colleges to enforce state laws and local ordinances, and pursue violators off-campus, if meeting standards and deputized by a county or city. Compare HB 4588.
- 5457,5458 INSURANCE TAX (Bumstead+2) Repeal tax credit for amounts paid into the assigned-claims plan (covering uninsured crash victims such as pedestrians). Increase taxes on some auto insurers effective Jan. 1, 2016, reduce amount due in 2016 only. (Pass \$80 million/year through to 2 million automotive policyholders –Michigan Chamber. Impact may be less than that –Senate Fiscal Agency.) See HB 4224. P.As 277 & 278 of 2016.
- 5490-5492 TRUCK FINES (Glenn+2) Shift 70% of truck weight- and safety-related fines for violation of local truck ordinances from the jurisdiction in which the ticket was issued to county roads (30% to libraries—costs remain with local government, and fines for state violations remain with libraries).
- 5538 M.C.C.A. RECORDS (Lucido) Make actuarial and rate computations public.
- 5539 ELECTRONIC DRIVER LICENSE (Lucido) Require driver licenses to contain machine-readable codes for scanning. Void electronic licenses upon failure or refusal to take a blood-alcohol or other chemical test (as with seizure of paper licenses).
- 5540, 5541 LICENSE ADDRESS (Lucido) Allow driver license to contain either mailing or residence address. Allow residence address to be different from qualified voter file. Compare SB 548.
- 5551 VETERANS (Barrett) Conform definition of *veteran* for driver licenses to definition in MCL 35.61 (service dates). Reported.
- 5559 CHILD SEATS, SEATBELTS (Cox) Require use of safety seats according to weight and age of the child. Exempt delivery and postal drivers from seat-belt law. Continue to allow more passengers than there are seat belts, and exempt adults in back seats from belt law. Require local and state investigations of reports of harassment of drivers under the seat-belt law. Compare HB 5689.
- 5572 C.N.G. DIESEL-GALLON EQUIVALENT (McCready+13) For fleets operating their own non-public fueling stations (such as utilities), change the CNG tax basis from GGE to DGE on new tax taking effect Jan. 1, 2017. Reduce tax rate by 12% for other than retail sales or IFTA taxpayers. See HB 4616. P.A.317 of 2016.
- 5574 FIREARM TRANSPORTATION (Cole) Allow firearm and ammo transportation in vehicles; allow locked vehicles to contain firearms when parked at businesses, employers, or state agencies.
- 5577 AUTO DEALERS, VEHICLES for the HANDICAPPED (Leutheuser) Various amendments to

law governing auto-repair licensing. Require training program for new dealers in title and registration issuance; existing dealers grandfathered. (Note: 2 out of 9 plate-fee calculations by dealerships are wrong, with errors usually favoring the state by <\$5/year. –Auditor General)

Create “mobility-dealer” endorsement for repairmen and dealers in used “mobility vehicles” (used vehicles equipped for the handicapped) regardless of make. Enrolled.

- 5579 RENEWAL TABS (Lucido) Abolish license-plate renewal tabs beginning Jan. 1, 2017—no reduction in fee or increase in road funds. (Depend on automated plate readers and central data base for enforcement of plates and state-park passes.)
- 5580 ELECTRIC PARKING SPOTS (Kosowski) Prohibit parking in electric-car-charging spots by non-electric cars. Require electric cars to be plugged in while in charging stations.
- 5602 OPERATING WHILE SUSPENDED (Lucido) Require police to ~~impound the vehicle of a person operating without a license, tow and store it at the owner’s expense~~ confiscate and destroy the license plate belonging to a person driving with a suspended or revoked license (before conviction). Notify Secretary of State and require re-registration and new tax payment (average \$120). ~~Forfeit and dispose of unclaimed impounded cars. Increase minimum fine for failure to produce a license from \$50 to \$500, and minimum jail sentence from 93 days to 1 year.~~ (Also subject to DRA surtax of \$1,000, reduced by 25%/year in FY 2016 through 2019.) Repeal language making it illegal to “knowingly permit” an unlicensed person to operate your car (deprive judges of ability to convict unlicensed drivers of knowingly permitting themselves to drive their own car and dodge DRA tax). Compare HB 5032. H-1 reported.
- 5603–5606 ASSIGNED CLAIMS PLAN (Theis) Amendments governing submission of information and claims to the Michigan Automobile Insurance Placement Facility for crashes involving uninsured motorists. See also HB 5654,5657,5658.
- 5633,5634 OPERATING WHILE SUSPENDED (Kosowski, Lucido) Exempt drivers convicted for a first failure to answer tickets for driving while suspended from Driver Responsibility Act surtax of \$1,000 (reduced by 25%/year in FY 2016 through 2019). Fine of up to \$150 for first conviction. Repeal prohibition on knowingly letting a suspended driver use your car.
- 5635 HEADLIGHTS (Lucido) Require headlights to be on in when wipers are in continuous use. Second violation a misdemeanor, \$500 or 93 days. Modernize language. Compare HB 4236.
- 5654 PROOF of INSURANCE (Pscholka) Abolish requirement for a paper certificate of insurance to be sent to Secretary of State; insurers to deliver records every 14 days. Deliver data to Insurance Placement Facility. Move Assigned Claims Plan back under Secretary of State; limit benefits according to provisions of policies. Repeal insurer tax credits. See also HBs 5603–5606, 5031.
- 5656 OTHER STATES’ C.D.L. PERMITS (Lane+1) Allow a qualified holder of a commercial license permit from certain other states to take vehicle-group-designation tests—pilot program only until adoption of CDL curriculum requirements. Same as SB 978. P.A.321 of 2016.
- 5657 OTHER STATES’ C.D.L. PERMITS (Pettalia+1) Allow a qualified holder of a commercial learner's permit from certain other states to obtain a temporary instruction permit for behind-the-wheel truck-driver training. Same as SB 977. P.A.322 of 2016.
- 5689 CHILD SEATS (Cox) Require use of safety seats according to weight and age of the child. Eliminate reference to federal regs. for children ages 4–8. Waive fines for persons receiving training in seat use. Compare HB 5559. H-1 reported.
- 5705 LOW-MILEAGE TRUCK TAX (Cole+2) Allow trucks over 55,000 lbs. and covering less than 5,000 miles a year to register at the \$0.74/100 lbs. farm-truck rate, if federal heavy-vehicle use tax is suspended.
- 5706 ROAD FUNDS (Inman) Shift \$9,432,700 in driver-license taxes from local road grants to the General Fund in Fiscal 2017. P.A.280 of 2016.
- 5707 LEFT-LANE USE (Kosowski) Require drivers in the leftmost lane to move over if they know or should know they are being overtaken. (Does not require drivers to keep right except to pass.) Same as HB 4810.
- 5715 OBSCURED LICENSE PLATES (Geiss+10) Exclude removable hitches, tow balls, bicycle racks,



or similar devices from definition of “foreign materials that obscure or partially obscure” license plates. (At request of bicyclists, remedy COA Docket 324227 *People vs. Dunbar* upholding traffic stop for bike rack in front of license plate.)

Require plate replacement (\$5) for failed sheathing. Compare HB 5798.

5735 INSURANCE RATES (Moss+13) Prohibit insurance rates based on “price optimization” or any factors unrelated to risk, such as willingness to pay or propensity to switch insurers.

5737 INSURANCE-RATE POSTINGS (Banks+12) Require insurers to post rates on state-government web site.

5741 ABANDONED VEHICLES (Tedder+9) Require notice to owners or lienholders that abandoned vehicles towed to salvage yards may be sold in 30 days if not claimed. Senate hearing scheduled.

5742, 5743 0.08% B.A.C. (Roberts+1) Repeal Oct. 1, 2018 sunset of 0.08% blood-alcohol level; prevent reversion to 0.10% and eventual \$57 million/year federal-aid penalty. Reported.

5759, 5760 ROAD PROJECT SELECTION (Townsend+12) Appoint 11-member board to dictate criteria for selecting road-improvement projects to all 617 Michigan road agencies and local units.

5791 ADDITIONAL SUSPENSION (Kesto) Eliminate additional 30-day suspension upon conviction for operating while license suspended; for drivers whose license was suspended for failure to answer a citation or appear in court, failure to satisfy a judgment, or failure to pay a driver responsibility tax. H-1 passed.

5795 BREATH TESTS (Lucido) Allow drivers to refuse roadside breath tests for alcohol. Require a court order for a chemical breath test for drivers (other than truck drivers) who refuse to consent to a roadside breath test.

Repeal 2 driver-license points for refusal by persons under 21 to submit to a breath test (may cause 10% federal-aid penalty).

5797 CREDIT-CARD SKIMMERS (Gardon) Require gas pumps to be sealed against use of credit-card skimmers. Same as HB 5804. Hearing scheduled.

5798 OBSTRUCTED LICENSE PLATES (Lucido) Require license plates to be “free from an obstruction that is physically present on the plate.” (May outlaw license-plate frames.) Compare HB 5715.

5818 INSURANCE TERM (Poleski) Require 90-day minimum term for auto policies. Require proof of new insurance before old policy may be cancelled. No provision for sale of cars. Compare SB 701, HBs 5142, 5143.

5827 LICENSE RENEWAL (Poleski) Extend driver-license renewal period to 8 years.

5857 AUTO REPAIR REGULATION, PARTS (Pettalia) Extensive revision of Motor Vehicle Service and Repair Act (law regulating auto-repair shops). Move requirements from rules into statute; rescind rules. Create classes of repair shop and mechanic, including trainee, specialty, and master mechanic. Regulate contracts with customers, notices; and training, certification, standards and practices of shops. Regulate advertising. (Delete requirement that parts used on vehicles less than 5 years old to be manufacturer’s or recognized as equivalent by the Certified Automotive Parts Association). Also HB 4343 (penalties). Reintroduction of HB 4344 (vetoed) without requirement to use OEM parts. P.A.430 of 2016.

5861 MOVE OVER for GARBAGE TRUCKS (Hughes) Require drivers to move one lane away or slow down when passing solid-waste haulers with flashing lights, as with police cars.

5867 HAND-HELD DEVICES (Howrylak) Prohibit all uses of hand-held cell phones or any hand-held electronic device in all vehicles on roads, including vehicles stopped at signals or in traffic, unless vehicles are legally standing. Allow use of portable devices fixed to the vehicle if each function of the device can be controlled by a single touch. No exemption for GPS. Preserve emergency exemptions. Does not authorize seizure of devices. Repeal law prohibiting texting or data entry into electronic devices, and hand-held cell-phone use by truck drivers. No points for first violation; higher-than-normal \$250 fine, \$500 for 2<sup>nd</sup> violation. Compare HB 4997.

- 5869 OPT OUT of R.T.A. (Lucido) Allow cities, villages, or townships to “withdraw from” the Regional Transit Authority (but probably not the 4-county property tax or vehicle-registration surtax, if approved by voters).
- 5899 FUNDRAISING PLATES (McBroom) Allow fundraising plates for commercial vehicles.
- 5901 DRIVER EDUCATION (Darany) Require at least 3 hours of driver-education classes be devoted to laws governing bicycles and motorcycles. Same as SB 1078.
- 5903 WINDOW TINTING (Lucido) Require note on driver licenses and on LEIN of persons with prescription for side-window tinting, instead of letter from physician or optometrist. Compare SB 1095 (operation by family members).
- 5907 NO LICENSE (Chatfield) Waive fines, costs, and assessments for failure to produce a license, if driver presents a valid license to the police department.
- 5918 BICYCLISTS (Bizon) Require drivers to keep at least 5 feet distance when passing bicyclists. Provide for passing on one-way streets. Same as SB 1076. Compare SB 1077, HB 5003.
- 5928 CORE USE TAX (Graves) Exempt value of auto-parts cores from use tax. Also SB 991 (sales tax, enacted); HBs 4267,4372. Enrolled.
- 5939 CHEAP PLATES for GEEZERS (LaVoy+5) Exempt persons age 65 or over on Jan. 1, 2017 from the 20% increase in registration tax taking effect Jan. 1, 2017. Same as SB 1136
- 5940 UNDOCUMENTED DRIVERS (Chang+16) Allow issuance of driver’s license to persons able to prove their identity but unable to prove their legal presence in the U.S, Establish hearing process. Prohibit discrimination by police or others.
- 5951 INSURANCE REFORM (Rep. Sheppard) Allow options in personal injury protection (PIP) coverage in auto insurance: \$250,000, \$500,000, \$1,000,000, or unlimited. Waive MCCA premium at \$250,000 or \$500,000 levels (*per MIRS and MLive*). Compare SB 288.
- 5995 LOG TRUCKS (Wittenberg) Abolish discount registration for 2,100 log trucks (but not 45,000 milk or farm trucks). Increase road and transit funds by \$2.5 million/year.
- 6018 REPEAL ELECTRIC-CAR FEE (Irwin) Repeal 2017 registration surtax for electric cars enacted in HB 4736: \$48 for plug-in hybrid and \$137 for electric cars.
- 6033 DEREGULATE FERRIES (Lauwers, St. Clair Co.) End MPSC regulation of carriers by water, including rates (as for Harsen’s, Drummond, and other islands).
- 6042 REDUCE REGISTRATION TAX (Howrylak) Change schedule of *ad valorem* registration tax to reduce tax on cars (not trucks) over 7 years old to 0.49572 of first-year’s tax by Year 10 (down from 0.729 after Year 4). (Change a \$100 tax on a 9-year old car to \$68.) Compare 1136, 5939, 6018, and 6113.
- 6061 USE TAX (Faris) Waive use tax for handicap-equipped vehicles transferred between disabled veterans.
- 6089 FALSE AIR BAGS (Green+8) Prohibit installation of nonworking air bags, or substitutes for air bags, \$5,000 fine.
- 6113 REDUCE REGISTRATION TAX (Brunner+1) Repeal 20% increases in car and truck registration tax effective Jan. 1, 2017. Compare 1136, 5939, 6018, and 6042.

### **Announced but Not Introduced**

- ROAD AID FORMULA (Sen. Kowall) Amend Act 51 formula to reflect traffic volumes (favor populous counties); involve townships.
- ROAD and TRANSIT FORMULA (Michigan Environmental Council) Direct increased revenue through existing formula, including transit. Consider mileage-based tax.
- FLASHERS (unknown) Require that orange flashing lights be added to orange barrels, at \$24 each.
- CLEAN FUELS (Clean Fuels Michigan) Promote “clean-fuel-neutral” policies, promoting electric, natural gas, propane, and fuel-cell vehicles.

DRIVING-RECORD FEE (Snyder administration) Increase fee for purchasing a driving record (including your own) from \$8 to \$11, to pay for new Secretary of State computers. Not in budget bills, but may be done administratively.

ROAD and TRANSIT FORMULA (Snyder administration) Revise formula distribution fuel and vehicle taxes to road and transit agencies.

### **Nonstandard or Illegal Local Ordinances**

GRAND RAPIDS BICYCLES Require motorists to keep 5-foot distance when passing bicyclists. May be preempted by SBs 1076 and 1077.

WYOMING PEDESTRIAN LIMIT 40-mph speed limit on Prairie Parkway east of Burlingame reduced to 30 mph when pedestrians are present (illegal).

MEMPHIS JAKE BRAKES Prohibit truck engine-brake use in village (illegal, signs removed by MDOT 2016).

MANISTEE COUNTY TRUCK SPEEDS Limit trucks to 35 mph on county roads not subject to spring weight restrictions (novel interpretation of MCL 257.627(6), probably illegal).

BARAGA SPEED LIMIT Post 45-mph speed limit on US-41 within Indian reservation (illegal per MCL 257.628 and Michigan A.G., removed twice by MDOT, June, 2016; replaced August 2016).

M.S.U. SMOKING Prohibit smoking or vaping in cars on the MSU campus, effective August 15, 2016.

ROYAL OAK NOISE Prohibit vehicles from emitting any music, exhaust noise, or vibration audible at 50 feet (ordinance not published yet; per *Detroit News*). Effective Aug. 5, 2016; \$150 fine. Illegal per dBA standards in MCL 257.707c and 707e(2).

FARMINGTON NOISE Said to be the model for Royal Oak ordinance above (per *Detroit News*).

DETROIT TROLLEY TOWING Cars parked in M-1 trolley line will be fined and towed, \$650. Trolley operator wrongly cites MCL 257.672 as authority, instead of 674 and 673.

### **Court Decisions**

INSURANCE ASSESSMENT Attorney General Opinion 7284. The Automobile Theft Prevention Authority may assess charges on the insurance premiums of all kinds of vehicles, not just cars.

M.C.C.A. DOCUMENTS SC Docket 150001 Supreme Court vacates Court of Appeals ruling that Michigan Catastrophic Claims Association is not a public body and subject to Freedom of Information Act; orders Court of Appeals to decide. Court of Appeals finds MCCA is a public body but not subject to FOIA under the Insurance Code.

TRAILERS, NO-FAULT COA Docket 321721 No-fault covers injuries caused by trailers or anything towed or dragged behind an insured vehicle.

GENDER CHANGES Suit in U.S. District Court at Detroit to force the Secretary of State to make sex changes on driver licenses (that do not match birth certificate). See below.

INJURY TIME LIMIT SC Docket 150332 Michigan Supreme Court to rule on whether injury claims must be filed within one year of auto crashes.

OBSCURED LICENSE PLATE SC Docket 150371 Police are allowed to pull over vehicles with a license plate obscured by a trailer hitch ball.

UNINSURED PARKED VEHICLES COA Docket 324227 Parked vehicles not being driven are not required to be insured; persons injured in such vehicles are covered by the Assigned Claims Facility.

DRUNK PARKING COA Docket 324728 Sitting in a car in your driveway while drunk does not constitute drunk driving, as a driveway is not open to the general public.

CHARITABLE SOLICITATION Attorney General Opinion No. 7291. Under MCL 257.676b or UTC R 28.1713(1), persons may not stand in the road to solicit charitable contributions or handouts.

## **Administrative Actions**

**ELECTRONIC INSURANCE RECORDS** (Secretary of State) As of Sept., 2014, the electronic file of insured vehicles maintained by the Secretary of State is available through the Law Enforcement Information Network (LEIN) over terminals in police cars, enabling checks of insurance by plate number, for automobiles only. Information is up to 2 weeks old.

**M.C.C.A. PREMIUM** Increase Michigan Catastrophic Claims Association premium from \$150 to \$160/car/year, effective July 1, 2016.

**INABILITY TO PAY FINES** Report by the advisory Ability To Pay Work Group of judges and court administrators recommends that persons not be jailed solely due to inability (not unwillingness) to pay fines and court costs.

**GENDER CHANGES** Secretary of State allows gender on driver license to match passport (allows gender change without surgery but only with passport).

**ELECTRONIC TRUCK CREDENTIALS** Five-state (IA, IL, MI, MN, WI) test program allowing commercial-vehicle operators to display some credentials on portable electronic devices or web sites: IRP cab card or registration, trailer registration, IFTA license, authority, lease agreement, insurance certificate, hazmat certificate, non-hazmat bill of lading; but not CDL, medical card, handbooks, or others.

**R.T.A. PROPERTY TAX** (Regional Transit Authority) Ask voters in Macomb, Oakland, Washtenaw and Wayne Counties to approve 1.2-mill property tax for 20 years, increasing the tax on a \$150,000 home by \$95/year, and raising \$161 million/year for conversion of lanes to exclusive bus lanes on Gratiot, Woodward, and Michigan Avenues and M-59, plus commuter trains between Detroit and Ann Arbor. Rejected 50.5 – 49.5%.

**RESIDENT ALIENS** (Secretary of State) Foreign citizens renewing Michigan driver licenses need to apply for renewal early due to delays in confirmation of legal-resident status by federal SAVE program.