



HOUSE OF REPRESENTATIVES

COMMITTEE ON TRANSPORTATION

REP. JACK O'MALLEY

CHAIR

COMMITTEE MEETING MINUTES

Tuesday, December 7, 2021

Room 521, House Office Building

The House Committee on Transportation was called to order by Chair O'Malley.

The Chair requested attendance be called:

Present: Reps. O'Malley, Eisen, Howell, Griffin, LaFave, Carra, Roth, Sneller, Clemente, Shannon, Liberati, Puri.

Absent: Rep. Berman.

Excused: Rep. Berman.

Representative Liberati joined the committee remotely.

Representative Carra moved to adopt the meeting minutes from November 30, 2021. There being no objection, the motion prevailed by unanimous consent.

The Chair laid HB 4252 before the committee:

HB 4252 (Rep. Sneller)

A bill to amend 1993 PA 354, entitled "Railroad code of 1993," by amending section 315 (MCL 462.315), as amended by 2012 PA 421.

Representative Roth moved to adopt substitute (H-1) to HB 4252. The motion prevailed 11-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. O'Malley, Eisen, Howell, Griffin, LaFave, Carra, Roth, Sneller, Clemente, Shannon, Puri.

Nays: None.

Pass: None.

Representative Roth moved to report out HB 4252 with recommendation, as substitute (H-1). The motion prevailed 10-1-0:

FAVORABLE ROLL CALL

Yeas: Reps. O'Malley, Eisen, Howell, Griffin, LaFave, Roth, Sneller, Clemente, Shannon, Puri.

Nays: Rep. Carra.

Pass: None.

The following people submitted a card in support of HB 4252 (H-1), but did not wish to speak:

Jon Cool, representing the Michigan Railroad Association.

The following people submitted a card with a neutral position on HB 4252, but did not wish to speak:

Ed Noyola, representing the Michigan County Road Association.

John LaMacchia, representing the Michigan Municipal League.

Troy Hagon, representing the Michigan Department of Transportation.

The Chair laid HB 5369 before the committee:

HB 5369 (Rep. Carra)

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to promote safe and efficient travel for motor vehicle drivers, bicyclists, pedestrians, and other legal users of roads, streets, and highways; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize

contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, local bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; to investigate and study the tolling of roads, streets, highways, or bridges; and to repeal acts and parts of acts," by amending sections 11, 12, and 13 (MCL 247.661, 247.662, and 247.663), section 11 as amended by 2015 PA 175, section 12 as amended by 2020 PA 152, and section 13 as amended by 2020 PA 153, and by adding section 13c.

Representative Carra testified in support of HB 5369. Questions and discussion followed.

Troy Hagon, Brad Wieferich, and Ryan Mitchell, all representing the Michigan Department of Transportation, testified in opposition to HB 5369. Questions and discussion followed.

Dan DeGraaf, representing the Michigan Concrete Association, testified in opposition to HB 5369.

The following people submitted a card in opposition to HB 5369, but did not wish to speak:
Ed Noyola, representing the Michigan County Road Association.

The Chair laid HB 4165 and HB 4872 before the committee:

HB 4165 (Rep. Steven Johnson)

A bill to amend 1952 PA 214, entitled "An act authorizing the Mackinac bridge authority to acquire a bridge and a utility tunnel connecting the Upper and Lower Peninsulas of Michigan,

including causeways, tunnels, roads and all useful related equipment and facilities, including park, parking, recreation, lighting, and terminal facilities; extending the corporate existence of the authority; authorizing the authority to enjoy and carry out all powers incident to its corporate objects; authorizing the appropriation and use of state funds for the preliminary purposes of the authority; providing for the payment of the cost of the bridge and authorizing the authority to issue revenue bonds payable solely from the revenues of the bridge; granting the right of condemnation to the authority; granting the use of state land and property to the authority; making provisions for the payment and security of bonds and granting certain rights and remedies to the holders of bonds; authorizing banks and trust companies to perform certain acts in connection with the payment and security of bonds; authorizing the imposition of tolls and charges; authorizing the authority to secure the consent of the United States government to the construction of the bridge and to secure approval of plans, specifications, and location of the bridge; authorizing employment of engineers regardless of whether those engineers have been previously employed to make preliminary inspections or reports with respect to the bridge; authorizing the state transportation department to operate and maintain the bridge or to contribute to the bridge and enter into leases and agreements in connection with the bridge; exempting bonds and the property of the authority from taxation; prohibiting competing traffic facilities; authorizing the operation of ferries by the authority; authorizing the creation of the Mackinac Straits corridor authority; authorizing the operation of a utility tunnel by the authority or the Mackinac Straits corridor authority; providing for the construction and use of certain buildings; and making an appropriation," by amending section 12 (MCL 254.322), as amended by 2004 PA 336.

HB 4872 (Rep. LaFave)

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 627 and 679a (MCL 257.627 and 257.679a), section 627 as amended by 2019 PA 31.

Representative Steve Johnson and Representative LaFave, joined by Senator Ed McBroom, representing Michigan's 38th Senate District and Michigan Upper Peninsula Farmers, and Bob Reurink, representing Custom Manure Irrigation, testified in support of HB 4165 and

HB 4872. Questions and discussion followed.

Troy Hagon, Brad Wiferich, and Larry Doyle, all representing the Michigan Department of Transportation, joined by Kim Nowack, representing the Mackinac Bridge Authority, testified in opposition to HB 4165 and HB 4872. Questions and discussion followed.

The following people submitted a card in opposition to HB 4872, but did not wish to speak:
Patrick Gleason, representing the Mackinac Bridge Authority.

Representative Shannon moved to excuse Representative Berman from the meeting. There being no objection the motion prevailed by unanimous consent.

There being no further business before the committee, Rep. Jack O'Malley adjourned the meeting at 11:48 AM.

Representative Jack O'Malley, Chair

Dakota Soda
Committee Clerk
dsoda@house.mi.gov