

HOUSE SUBSTITUTE FOR
SENATE BILL NO. 995

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending sections 2b, 204a, 602b, 643, 643a, and 665 (MCL
257.2b, 257.204a, 257.602b, 257.643, 257.643a, and 257.665),
sections 2b and 665 as added and section 602 as amended by 2013 PA
231 and section 204a as amended by 2004 PA 362, and by adding
sections 40c, 606b, and 665a; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2b. (1) "AUTOMATED DRIVING SYSTEM" MEANS HARDWARE AND
2 SOFTWARE THAT ARE COLLECTIVELY CAPABLE OF PERFORMING ALL ASPECTS OF
3 THE DYNAMIC DRIVING TASK FOR A VEHICLE ON A PART-TIME OR FULL-TIME
4 BASIS WITHOUT ANY SUPERVISION BY A HUMAN OPERATOR. AS USED IN THIS
5 SUBSECTION, "DYNAMIC DRIVING TASK" MEANS ALL OF THE FOLLOWING, BUT

1 DOES NOT INCLUDE STRATEGIC ASPECTS OF A DRIVING TASK, INCLUDING,
2 BUT NOT LIMITED TO, DETERMINING DESTINATIONS OR WAYPOINTS:

3 (A) OPERATIONAL ASPECTS, INCLUDING, BUT NOT LIMITED TO,
4 STEERING, BRAKING, ACCELERATING, AND MONITORING THE VEHICLE AND THE
5 ROADWAY.

6 (B) TACTICAL ASPECTS, INCLUDING, BUT NOT LIMITED TO,
7 RESPONDING TO EVENTS, DETERMINING WHEN TO CHANGE LANES, TURNING,
8 USING SIGNALS, AND OTHER RELATED ACTIONS.

9 (2) ~~(1)~~—"Automated motor vehicle" means a motor vehicle on
10 which **AN** automated ~~technology~~ **DRIVING SYSTEM** has been installed,
11 either by a manufacturer of automated ~~technology~~ **DRIVING SYSTEMS** or
12 an upfitter that enables the motor vehicle to be operated without
13 any control or monitoring by a human operator. Automated motor
14 vehicle does not include a motor vehicle enabled with 1 or more
15 active safety systems or operator assistance systems, including,
16 but not limited to, a system to provide electronic blind spot
17 assistance, crash avoidance, emergency braking, parking assistance,
18 adaptive cruise control, lane-keeping assistance, lane departure
19 warning, or traffic jam and queuing assistance, unless 1 or more of
20 these technologies alone or in combination with other systems
21 enable the vehicle on which ~~the technology is~~ **ANY ACTIVE SAFETY**
22 **SYSTEMS OR OPERATOR ASSISTANCE SYSTEMS ARE** installed to operate
23 without any control or monitoring by an operator.

24 (3) ~~(2)~~—"Automated technology" means technology installed on a
25 motor vehicle that has the capability to assist, make decisions
26 for, or replace ~~an~~ **A HUMAN** operator.

27 ~~——(3) "Automatic mode" means the mode of operating an automated~~

1 ~~motor vehicle when automated technology is engaged to enable the~~
2 ~~motor vehicle to operate without any control or monitoring by an~~
3 ~~operator.~~

4 (4) "AUTOMATIC CRASH NOTIFICATION TECHNOLOGY" MEANS A VEHICLE
5 SERVICE THAT INTEGRATES WIRELESS COMMUNICATIONS AND VEHICLE
6 LOCATION TECHNOLOGY TO DETERMINE THE NEED FOR OR TO FACILITATE
7 EMERGENCY MEDICAL RESPONSE IN THE EVENT OF A VEHICLE CRASH.

8 (5) ~~(4)~~ "Manufacturer of automated technology" ~~DRIVING~~
9 **SYSTEMS**" means a manufacturer or subcomponent system producer
10 recognized by the secretary of state that develops or produces
11 automated ~~technology~~ **DRIVING SYSTEMS** or automated vehicles.

12 (6) "MOBILITY RESEARCH CENTER" MEANS A NONPROFIT ENTITY THAT
13 HAS THE ABILITY TO RECEIVE AND ACCEPT FROM ANY FEDERAL, STATE, OR
14 MUNICIPAL AGENCY, FOUNDATION, PUBLIC OR PRIVATE AGENCY, ENTITY, OR
15 INDIVIDUAL A GRANT, CONTRIBUTION, OR LOAN FOR OR IN AID OF THE
16 PLANNING, CONSTRUCTION, OPERATION, UPGRADE, OR FINANCING OF A
17 FACILITY FOR TESTING ADVANCED TRANSPORTATION SYSTEMS, INCLUDING,
18 BUT NOT LIMITED TO, CONNECTED OR AUTOMATED TECHNOLOGY OR AUTOMATED
19 MOTOR VEHICLES TO INCREASE MOBILITY OPTIONS.

20 (7) "MOTOR VEHICLE MANUFACTURER" MEANS A PERSON THAT HAS
21 MANUFACTURED AND DISTRIBUTED MOTOR VEHICLES IN THE UNITED STATES
22 THAT ARE CERTIFIED TO COMPLY WITH ALL APPLICABLE FEDERAL MOTOR
23 VEHICLE SAFETY STANDARDS AND THAT HAS SUBMITTED APPROPRIATE
24 MANUFACTURER IDENTIFICATION INFORMATION TO THE NATIONAL HIGHWAY
25 TRAFFIC SAFETY ADMINISTRATION AS PROVIDED IN 49 CFR PART 566. AS
26 USED IN THIS SECTION, SECTION 665A, AND SECTION 665B ONLY, MOTOR
27 VEHICLE MANUFACTURER ALSO INCLUDES A PERSON THAT SATISFIES ALL OF

1 THE FOLLOWING:

2 (A) THE PERSON HAS MANUFACTURED AUTOMATED MOTOR VEHICLES IN
3 THE UNITED STATES THAT ARE CERTIFIED TO COMPLY WITH ALL APPLICABLE
4 FEDERAL MOTOR VEHICLE SAFETY STANDARDS.

5 (B) THE PERSON HAS OPERATED AUTOMATED MOTOR VEHICLES USING A
6 TEST DRIVER AND WITH AN AUTOMATED DRIVING SYSTEM ENGAGED ON PUBLIC
7 ROADS IN THE UNITED STATES FOR AT LEAST 1,000,000 MILES.

8 (C) THE PERSON HAS OBTAINED AN INSTRUMENT OF INSURANCE, SURETY
9 BOND, OR PROOF OF SELF-INSURANCE IN THE AMOUNT OF AT LEAST
10 \$10,000,000.00, AND HAS PROVIDED EVIDENCE OF THAT INSURANCE, SURETY
11 BOND, OR SELF-INSURANCE TO THE DEPARTMENT IN A FORM AND MANNER
12 REQUIRED BY THE DEPARTMENT.

13 (8) "ON-DEMAND AUTOMATED MOTOR VEHICLE NETWORK" MEANS A
14 DIGITAL NETWORK OR SOFTWARE APPLICATION USED TO CONNECT PASSENGERS
15 TO AUTOMATED MOTOR VEHICLES, NOT INCLUDING COMMERCIAL MOTOR
16 VEHICLES, IN PARTICIPATING FLEETS FOR TRANSPORTATION BETWEEN POINTS
17 CHOSEN BY PASSENGERS, FOR TRANSPORTATION BETWEEN LOCATIONS CHOSEN
18 BY THE PASSENGER WHEN THE AUTOMATED MOTOR VEHICLE IS OPERATED BY
19 THE AUTOMATED DRIVING SYSTEM.

20 (9) "PARTICIPATING FLEET" MEANS ANY OF THE FOLLOWING:

21 (A) VEHICLES THAT ARE EQUIPPED WITH AUTOMATED DRIVING SYSTEMS
22 THAT ARE OPERATING ON THE PUBLIC ROADS AND HIGHWAYS OF THIS STATE
23 IN A SAVE PROJECT AS PROVIDED IN SECTION 665B.

24 (B) VEHICLES THAT ARE SUPPLIED OR CONTROLLED BY A MOTOR
25 VEHICLE MANUFACTURER, AND THAT ARE EQUIPPED WITH AUTOMATED DRIVING
26 SYSTEMS THAT ARE OPERATING ON THE PUBLIC ROADS AND HIGHWAYS OF THIS
27 STATE IN AN ON-DEMAND AUTOMATED MOTOR VEHICLE NETWORK.

1 (10) "SAVE PROJECT" MEANS AN INITIATIVE THAT AUTHORIZES
2 ELIGIBLE MOTOR VEHICLE MANUFACTURERS TO MAKE AVAILABLE TO THE
3 PUBLIC ON-DEMAND AUTOMATED MOTOR VEHICLE NETWORKS AS PROVIDED IN
4 SECTION 665B.

5 (11) ~~(5)~~"Upfitter" means a person that modifies a motor
6 vehicle after it was manufactured by installing **AN** automated
7 ~~technology~~**DRIVING SYSTEM** in that motor vehicle to convert it to an
8 automated **MOTOR** vehicle. Upfitter includes a subcomponent system
9 producer recognized by the secretary of state that develops or
10 produces automated ~~technology~~**DRIVING SYSTEMS**.

11 **SEC. 40C. "PLATOON" MEANS A GROUP OF INDIVIDUAL MOTOR VEHICLES**
12 **THAT ARE TRAVELING IN A UNIFIED MANNER AT ELECTRONICALLY**
13 **COORDINATED SPEEDS.**

14 Sec. 204a. (1) The secretary of state shall create and
15 maintain a computerized central file that provides an individual
16 historical driving record for a **NATURAL** person with respect to all
17 of the following:

18 (a) A license issued to the person under chapter ~~3~~. **III**.

19 (b) A conviction, civil infraction determination, or other
20 licensing action that is entered against the person for a violation
21 of this act or a local ordinance substantially corresponding to a
22 provision of this act, or that is reported to the secretary of
23 state by another jurisdiction.

24 (c) A failure of the person, including a nonresident, to
25 comply with a suspension issued pursuant to section 321a.

26 (d) A cancellation, denial, revocation, suspension, or
27 restriction of the person's operating privilege, a failure to pay a

1 department of state driver responsibility fee, or other licensing
2 action regarding that person, under this act or that is reported to
3 the secretary of state by another jurisdiction. This subdivision
4 also applies to nonresidents.

5 (e) An accident in which the person is involved.

6 (f) A conviction of the person for an offense described in
7 section 319e.

8 (g) Any driving record requested and received by the secretary
9 of state under section 307.

10 (h) Any notice given by the secretary of state and the
11 information provided in that notice under section 317(3) or (4).

12 (i) Any other information received by the secretary of state
13 regarding the person that is required to be maintained as part of
14 the person's driving record as provided by law.

15 (2) A secretary of state certified computer-generated or paper
16 copy of an order, record, or paper maintained in the computerized
17 central file of the secretary of state is admissible in evidence in
18 the same manner as the original and is prima facie proof of the
19 contents of and the facts stated in the original.

20 (3) An order, record, or paper generated by the computerized
21 central file of the secretary of state may be certified
22 electronically by the generating computer. The certification shall
23 be a certification of the order, record, or paper as it appeared on
24 a specific date.

25 (4) A court or the office of the clerk of a court of this
26 state which is electronically connected by a terminal device to the
27 computerized central file of the secretary of state may receive

1 into and use as evidence in any case the computer-generated
2 certified information obtained by the terminal device from the
3 file. A duly authorized employee of a court of record of this state
4 may order a record for an individual from a secretary of state
5 computer terminal device located in, and under the control of, the
6 court, and certify in writing that the document was produced from
7 the terminal and that the document was not altered in any way.

8 (5) After receiving a request for information contained in
9 records maintained under this section, the secretary of state shall
10 provide the information, in a form prescribed by the secretary of
11 state, to any of the following:

12 (a) Another state.

13 (b) The United States secretary of transportation.

14 (c) The person who is the subject of the record.

15 (d) A motor carrier employer or prospective motor carrier
16 employer, but only if the person who is the subject of the record
17 is first notified of the request as prescribed by the secretary of
18 state.

19 (e) An authorized agent of a person or entity listed in
20 subdivisions (a) to (d).

21 Sec. 602b. (1) Except as otherwise provided in this section, a
22 person shall not read, manually type, or send a text message on a
23 wireless 2-way communication device that is located in the person's
24 hand or in the person's lap, including a wireless telephone used in
25 cellular telephone service or personal communication service, while
26 operating a motor vehicle that is moving on a highway or street in
27 this state. As used in this subsection, a wireless 2-way

1 communication device does not include a global positioning or
2 navigation system that is affixed to the motor vehicle. ~~Beginning~~
3 ~~October 28, 2013, this~~ **THIS** subsection does not apply to a person
4 operating a commercial vehicle.

5 (2) Except as otherwise provided in this section, a person
6 shall not read, manually type, or send a text message on a wireless
7 2-way communication device that is located in the person's hand or
8 in the person's lap, including a wireless telephone used in
9 cellular telephone service or personal communication service, while
10 operating a commercial motor vehicle or a school bus on a highway
11 or street in this state. As used in this subsection, a wireless 2-
12 way communication device does not include a global positioning or
13 navigation system that is affixed to the commercial motor vehicle
14 or school bus. ~~This subsection applies beginning October 28, 2013.~~

15 (3) Except as otherwise provided in this section, a person
16 shall not use a hand-held mobile telephone to conduct a voice
17 communication while operating a commercial motor vehicle or a
18 school bus on a highway, including while temporarily stationary due
19 to traffic, a traffic control device, or other momentary delays.
20 This subsection does not apply if the operator of the commercial
21 vehicle or school bus has moved the vehicle to the side of, or off,
22 a highway and has stopped in a location where the vehicle can
23 safely remain stationary. As used in this subsection, "mobile
24 telephone" does not include a 2-way radio service or citizens band
25 radio service. ~~This subsection applies beginning October 28, 2013.~~
26 As used in this subsection, "use a hand-held mobile telephone"
27 means 1 or more of the following:

1 (a) Using at least 1 hand to hold a mobile telephone to
2 conduct a voice communication.

3 (b) Dialing or answering a mobile telephone by pressing more
4 than a single button.

5 (c) Reaching for a mobile telephone in a manner that requires
6 a driver to maneuver so that he or she is no longer in a seated
7 driving position, restrained by a seat belt that is installed as
8 required by 49 CFR 393.93 and adjusted in accordance with the
9 vehicle manufacturer's instructions.

10 (4) Subsections (1), (2), and (3) do not apply to an
11 individual who is using a device described in subsection (1) or (3)
12 to do any of the following:

13 (a) Report a traffic accident, medical emergency, or serious
14 road hazard.

15 (b) Report a situation in which the person believes his or her
16 personal safety is in jeopardy.

17 (c) Report or avert the perpetration or potential perpetration
18 of a criminal act against the individual or another person.

19 (d) Carry out official duties as a police officer, law
20 enforcement official, member of a paid or volunteer fire
21 department, or operator of an emergency vehicle.

22 (e) Operate or program the operation of an automated motor
23 vehicle while testing **OR OPERATING** the automated motor vehicle ~~in~~
24 ~~compliance with section 665, if that automated motor vehicle~~
25 ~~displays a special plate issued under section 224(3) in the manner~~
26 ~~required under section 225.~~ **WITHOUT A HUMAN OPERATOR.**

27 (5) **SUBSECTION (1) DOES NOT APPLY TO A PERSON USING AN ON-**

Senate Bill No. 995 as amended November 9, 2016

1 DEMAND AUTOMATED MOTOR VEHICLE NETWORK.

2 (6) ~~(5)~~—An individual who violates this section is responsible
3 for a civil infraction and shall be ordered to pay a civil fine as
4 follows:

5 (a) For a first violation, \$100.00.

6 (b) For a second or subsequent violation, \$200.00.

7 (7) ~~(6)~~—This section supersedes all local ordinances
8 regulating the use of a communications device while operating a
9 motor vehicle in motion on a highway or street, except that a unit
10 of local government may adopt an ordinance or enforce an existing
11 ordinance substantially corresponding to this section.

12 SEC. 606B. (1) AS PROVIDED IN THIS ACT, AN ON-DEMAND AUTOMATED
13 MOTOR VEHICLE NETWORK MAY BE OPERATED ON A HIGHWAY, ROAD, OR STREET
14 IN THIS STATE.

15 (2) A LOCAL UNIT OF GOVERNMENT SHALL NOT IMPOSE A LOCAL FEE,
16 REGISTRATION, FRANCHISE, OR REGULATION UPON AN ON-DEMAND AUTOMATED
17 MOTOR VEHICLE NETWORK. THIS SUBSECTION DOES NOT APPLY AFTER
18 DECEMBER 31, 2022. NOTHING IN THIS SECTION LIMITS LOCAL [AUTHORITY,] OR
19 STATE
20 AUTHORITY OVER ROADS AND RIGHTS-OF-WAY [,] WITH RESPECT TO
21 COMMUNICATIONS NETWORKS OR FACILITIES.

21 Sec. 643. (1) The ~~driver~~ OPERATOR of a motor vehicle shall not
22 follow another vehicle more closely than is reasonable and prudent,
23 having due regard for the speed of the vehicles and the traffic
24 upon ~~—~~and the condition of ~~—~~the highway.

25 (2) A—EXCEPT AS PROVIDED IN SUBSECTION (4), A person shall not
26 operate a motor vehicle with a gross weight, loaded or unloaded, in
27 excess of 5,000 pounds outside the corporate limits of a city or

1 village, within 500 feet of a like vehicle described in this
2 subsection, moving in the same direction, except when overtaking
3 and passing the vehicle.

4 (3) ~~A-EXCEPT AS PROVIDED IN SUBSECTION (4), A~~ distance of not
5 less than 500 feet shall be maintained between 2 or more driven
6 vehicles being delivered from 1 place to another.

7 (4) **SUBSECTIONS (2) AND (3) DO NOT APPLY TO A VEHICLE IN A**
8 **PLATOON.**

9 (5) ~~(4)-~~A person who violates this section is responsible for
10 a civil infraction.

11 Sec. 643a. (1) The ~~driver-OPERATOR~~ of a truck or truck
12 tractor, when traveling upon a highway outside of a business or
13 residence district, when conditions permit, shall leave sufficient
14 space between the vehicle and another truck or truck tractor so
15 that an overtaking vehicle may enter and occupy the space without
16 danger. ~~, except that this shall~~ **THIS SUBSECTION DOES** not prevent
17 the ~~driver-OPERATOR~~ of a truck or truck tractor from overtaking and
18 passing another truck, truck tractor, or other vehicle in a lawful
19 manner.

20 (2) **WHEN TRAVELING UPON A HIGHWAY, THE OPERATOR OF A TRUCK OR**
21 **TRUCK TRACTOR THAT IS IN A PLATOON SHALL ALLOW REASONABLE ACCESS**
22 **FOR OTHER VEHICLES TO AFFORD THOSE VEHICLES SAFE MOVEMENT AMONG**
23 **LANES TO EXIT OR ENTER THE HIGHWAY.**

24 (3) ~~(2)-~~A person who violates this section is responsible for
25 a civil infraction.

26 Sec. 665. (1) Before beginning research or testing **ON A**
27 **HIGHWAY OR STREET IN THIS STATE** of an automated motor vehicle,

1 **TECHNOLOGY THAT ALLOWS A MOTOR VEHICLE TO OPERATE WITHOUT A HUMAN**
2 **OPERATOR**, or any automated ~~technology~~ **DRIVING SYSTEM** installed in a
3 motor vehicle under this section, the manufacturer of automated
4 ~~technology~~ **DRIVING SYSTEMS OR UPFITTER** performing that research or
5 testing shall submit proof satisfactory to the secretary of state
6 that the vehicle is insured under chapter 31 of the insurance code
7 of 1956, 1956 PA 218, MCL 500.3101 to 500.3179.

8 (2) A manufacturer of automated ~~technology~~ **DRIVING SYSTEMS OR**
9 **UPFITTER** shall ensure that all of the following circumstances exist
10 when researching or testing the operation, **INCLUDING OPERATION**
11 **WITHOUT A HUMAN OPERATOR**, of an automated motor vehicle or any
12 automated technology **OR AUTOMATED DRIVING SYSTEM** installed in a
13 motor vehicle upon a highway or street:

14 (a) The vehicle is operated only by an employee, contractor,
15 or other person designated or otherwise authorized by that
16 manufacturer of automated ~~technology~~ **DRIVING SYSTEMS OR UPFITTER**.
17 **THIS SUBDIVISION DOES NOT APPLY TO A UNIVERSITY RESEARCHER OR AN**
18 **EMPLOYEE OF THE STATE TRANSPORTATION DEPARTMENT OR THE DEPARTMENT**
19 **DESCRIBED IN SUBSECTION (3).**

20 (b) An individual ~~is present in the vehicle while it is being~~
21 ~~operated on a highway or street of this state and that individual~~
22 **DESCRIBED IN SUBDIVISION (A)** has the ability to monitor the
23 vehicle's performance **WHILE IT IS BEING OPERATED ON A HIGHWAY OR**
24 **STREET IN THIS STATE** and, if necessary, ~~immediately~~ **PROMPTLY** take
25 control of the vehicle's movements. **IF THE INDIVIDUAL DOES NOT, OR**
26 **IS UNABLE TO, TAKE CONTROL OF THE VEHICLE, THE VEHICLE SHALL BE**
27 **CAPABLE OF ACHIEVING A MINIMAL RISK CONDITION.**

1 (c) The individual operating the vehicle under subdivision (a)
2 and the individual who is ~~present in~~ **MONITORING** the vehicle for
3 purposes of subdivision (b) ~~are licensed to~~ **MAY LAWFULLY** operate a
4 motor vehicle in the United States.

5 ~~—— (3) No later than February 1, 2016, the state transportation~~
6 ~~department in consultation with the secretary of state and experts~~
7 ~~from various sizes of automobile manufacturing and automated~~
8 ~~technology manufacturing industries shall submit a report to the~~
9 ~~senate standing committees on transportation and economic~~
10 ~~development and to the house of representatives standing committees~~
11 ~~on transportation and commerce recommending any additional~~
12 ~~legislative or regulatory action that may be necessary for the~~
13 ~~continued safe testing of automated motor vehicles and automated~~
14 ~~technology installed in motor vehicles.~~

15 (3) A UNIVERSITY RESEARCHER OR AN EMPLOYEE OF THE STATE
16 TRANSPORTATION DEPARTMENT OR THE DEPARTMENT WHO IS ENGAGED IN
17 RESEARCH OR TESTING OF AUTOMATED MOTOR VEHICLES MAY OPERATE AN
18 AUTOMATED MOTOR VEHICLE IF THE OPERATION IS IN COMPLIANCE WITH
19 SUBSECTION (2).

20 (4) AN AUTOMATED MOTOR VEHICLE MAY BE OPERATED ON A STREET OR
21 HIGHWAY IN THIS STATE.

22 (5) WHEN ENGAGED, AN AUTOMATED DRIVING SYSTEM ALLOWING FOR
23 OPERATION WITHOUT A HUMAN OPERATOR SHALL BE CONSIDERED THE DRIVER
24 OR OPERATOR OF A VEHICLE FOR PURPOSES OF DETERMINING CONFORMANCE TO
25 ANY APPLICABLE TRAFFIC OR MOTOR VEHICLE LAWS AND SHALL BE DEEMED TO
26 SATISFY ELECTRONICALLY ALL PHYSICAL ACTS REQUIRED BY A DRIVER OR
27 OPERATOR OF THE VEHICLE.

1 (6) THE MICHIGAN COUNCIL ON FUTURE MOBILITY IS CREATED WITHIN
2 THE STATE TRANSPORTATION DEPARTMENT. THE COUNCIL SHALL PROVIDE TO
3 THE GOVERNOR, LEGISLATURE, DEPARTMENT, STATE TRANSPORTATION
4 DEPARTMENT, DEPARTMENT OF INSURANCE AND FINANCIAL SERVICES,
5 DEPARTMENT OF TECHNOLOGY, MANAGEMENT, AND BUDGET, AND DEPARTMENT OF
6 STATE POLICE RECOMMENDATIONS FOR CHANGES IN STATE POLICY TO ENSURE
7 THAT THIS STATE CONTINUES TO BE THE WORLD LEADER IN AUTONOMOUS,
8 DRIVERLESS, AND CONNECTED VEHICLE TECHNOLOGY. THE COUNCIL CREATED
9 UNDER THIS SUBSECTION SHALL CONSIST OF ALL OF THE FOLLOWING
10 MEMBERS, WHO SHALL SERVE WITHOUT COMPENSATION:

11 (A) ELEVEN INDIVIDUALS APPOINTED BY THE GOVERNOR WHO REPRESENT
12 THE INTERESTS OF LOCAL GOVERNMENT OR ARE BUSINESS, POLICY,
13 RESEARCH, OR TECHNOLOGICAL LEADERS IN FUTURE MOBILITY. THE
14 INDIVIDUALS APPOINTED UNDER THIS SUBDIVISION SHALL BE VOTING
15 MEMBERS.

16 (B) ONE INDIVIDUAL APPOINTED BY THE GOVERNOR WHO IS
17 REPRESENTATIVE OF INSURANCE INTERESTS. THE INDIVIDUAL APPOINTED
18 UNDER THIS SUBDIVISION SHALL BE A VOTING MEMBER.

19 (C) TWO STATE SENATORS APPOINTED BY THE SENATE MAJORITY LEADER
20 TO SERVE AS NONVOTING EX OFFICIO MEMBERS. ONE OF THE SENATORS
21 APPOINTED UNDER THIS SUBDIVISION SHALL BE A MEMBER OF THE MAJORITY
22 PARTY, AND 1 OF THE SENATORS APPOINTED UNDER THIS SUBDIVISION SHALL
23 BE A MEMBER OF THE MINORITY PARTY.

24 (D) TWO STATE REPRESENTATIVES APPOINTED BY THE SPEAKER OF THE
25 HOUSE OF REPRESENTATIVES TO SERVE AS NONVOTING EX OFFICIO MEMBERS.
26 ONE OF THE REPRESENTATIVES APPOINTED UNDER THIS SUBDIVISION SHALL
27 BE A MEMBER OF THE MAJORITY PARTY, AND 1 OF THE REPRESENTATIVES

1 APPOINTED UNDER THIS SUBDIVISION SHALL BE A MEMBER OF THE MINORITY
2 PARTY.

3 (E) THE SECRETARY OF STATE OR HIS OR HER DESIGNEE. THE
4 INDIVIDUAL APPOINTED UNDER THIS SUBDIVISION SHALL BE A VOTING
5 MEMBER.

6 (F) THE DIRECTOR OF THE STATE TRANSPORTATION DEPARTMENT OR HIS
7 OR HER DESIGNEE. THE INDIVIDUAL APPOINTED UNDER THIS SUBDIVISION
8 SHALL BE A VOTING MEMBER.

9 (G) THE DIRECTOR OF THE DEPARTMENT OF STATE POLICE OR HIS OR
10 HER DESIGNEE. THE INDIVIDUAL APPOINTED UNDER THIS SUBDIVISION SHALL
11 BE A VOTING MEMBER.

12 (H) THE DIRECTOR OF THE DEPARTMENT OF INSURANCE AND FINANCIAL
13 SERVICES OR HIS OR HER DESIGNEE. THE INDIVIDUAL APPOINTED UNDER
14 THIS SUBDIVISION SHALL BE A VOTING MEMBER.

15 (I) THE DIRECTOR OF THE DEPARTMENT OF TECHNOLOGY, MANAGEMENT,
16 AND BUDGET OR HIS OR HER DESIGNEE. THE INDIVIDUAL APPOINTED UNDER
17 THIS SUBDIVISION SHALL BE A VOTING MEMBER.

18 (7) THE GOVERNOR SHALL DESIGNATE 1 OR MORE OF THE MEMBERS OF
19 THE COMMISSION TO SERVE AS CHAIRPERSON OF THE COMMISSION WHO SHALL
20 SERVE AT THE GOVERNOR'S PLEASURE.

21 (8) THE COUNCIL CREATED UNDER SUBSECTION (6) SHALL SUBMIT
22 RECOMMENDATIONS FOR STATEWIDE POLICY CHANGES AND UPDATES NO LATER
23 THAN MARCH 31, 2017 AND SHALL CONTINUE TO MAKE RECOMMENDATIONS
24 ANNUALLY THEREAFTER, OR MORE FREQUENTLY IN THE COMMISSION'S
25 DISCRETION.

26 (9) A PERSON MAY OPERATE A PLATOON ON A STREET OR HIGHWAY OF
27 THIS STATE IF THE PERSON FILES A PLAN FOR GENERAL PLATOON

1 OPERATIONS WITH THE DEPARTMENT OF STATE POLICE AND THE STATE
2 TRANSPORTATION DEPARTMENT BEFORE STARTING PLATOON OPERATIONS. IF
3 THE PLAN IS NOT REJECTED BY EITHER THE DEPARTMENT OF STATE POLICE
4 OR THE STATE TRANSPORTATION DEPARTMENT WITHIN 30 DAYS AFTER RECEIPT
5 OF THE PLAN, THE PERSON SHALL BE ALLOWED TO OPERATE THE PLATOON.

6 (10) ALL OF THE FOLLOWING APPLY TO A PLATOON:

7 (A) VEHICLES IN A PLATOON SHALL NOT BE CONSIDERED A
8 COMBINATION OF VEHICLES FOR PURPOSES OF THIS ACT.

9 (B) THE LEAD VEHICLE IN A PLATOON SHALL NOT BE CONSIDERED TO
10 DRAW THE OTHER VEHICLES.

11 (C) IF THE PLATOON INCLUDES A COMMERCIAL MOTOR VEHICLE, AN
12 APPROPRIATELY ENDORSED DRIVER WHO HOLDS A VALID COMMERCIAL DRIVER
13 LICENSE SHALL BE PRESENT BEHIND THE WHEEL OF EACH COMMERCIAL MOTOR
14 VEHICLE IN THE PLATOON.

15 SEC. 665A. A MANUFACTURER OF AUTOMATED DRIVING TECHNOLOGY, AN
16 AUTOMATED DRIVING SYSTEM, OR A MOTOR VEHICLE IS IMMUNE FROM
17 LIABILITY THAT ARISES OUT OF ANY MODIFICATION MADE TO A MOTOR
18 VEHICLE, AN AUTOMATED MOTOR VEHICLE, AN AUTOMATED DRIVING SYSTEM,
19 OR AUTOMATED DRIVING TECHNOLOGY BY ANOTHER PERSON WITHOUT THE
20 MANUFACTURER'S CONSENT, AS PROVIDED IN SECTION 2949B OF THE REVISED
21 JUDICATURE ACT OF 1961, 1961 PA 236, MCL 600.2949B. NOTHING IN THIS
22 SECTION SUPERSEDES OR OTHERWISE AFFECTS THE CONTRACTUAL
23 OBLIGATIONS, IF ANY, BETWEEN A MOTOR VEHICLE MANUFACTURER AND A
24 MANUFACTURER OF AUTOMATED DRIVING SYSTEMS OR A MANUFACTURER OF
25 AUTOMATED DRIVING TECHNOLOGY.

26 Enacting section 1. Section 663 of the Michigan vehicle code,
27 1949 PA 300, MCL 257.663, is repealed.