

# HOUSE BILL No. 5734

April 2, 1998, Introduced by Rep. Kukuk and referred to the Committee on Appropriations.

A bill to amend 1963 PA 181, entitled "Motor carrier safety act of 1963," by amending section 11 (MCL 480.21), as amended by 1995 PA 265.

## **THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 11. (1) A township, city, village, or county shall not  
2 adopt or enforce an ordinance or resolution that is inconsistent  
3 with this act or any rule promulgated pursuant to this act.  
4       (2) A state agency shall not promulgate rules inconsistent  
5 with this act. This subsection does not apply to rules promul-  
6 gated under the fire prevention code, ~~Act No. 207 of the Public~~  
7 ~~Acts of 1941, being sections 29.1 to 29.33 of the Michigan~~  
8 ~~Compiled Laws~~ 1941 PA 207, MCL 29.1 TO 29.34, by the state fire  
9 safety board with respect to the transportation of liquefied  
10 petroleum gas.

1           (3) THE CIVIL FINE FOR OPERATING A VEHICLE WITH A SERIOUS  
2 SAFETY DEFECT LEVIED UNDER AN ORDINANCE OR RESOLUTION ADOPTED BY  
3 A TOWNSHIP, CITY, VILLAGE, OR COUNTY THAT IS CONSISTENT WITH SEC-  
4 TION 7B SHALL BE CREDITED TO THE TRANSPORTATION ECONOMIC DEVELOP-  
5 MENT FUND.

6           (4) ~~(3)~~ As used in this section, "inconsistent" means a  
7 rule or ordinance that is more permissive than the provisions of  
8 this act, or is more restrictive, or requires more action, equip-  
9 ment, or permits, or prevents or obstructs compliance with the  
10 provisions of this act.