

HOUSE BILL No. 4734

May 8, 2001, Introduced by Rep. Gilbert and referred to the Committee on Transportation.

A bill to amend 1982 PA 432, entitled
"Motor bus transportation act,"
by amending section 31 (MCL 474.131), as amended by 1996 PA 420.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 31. This state hereby adopts the following provisions
2 of title 49 of the code of federal regulations ~~as of January 1,~~
3 ~~1996,~~ on file with the office of the secretary of state except
4 where modified by this act, to provide for the safe transporta-
5 tion of persons, with the intent of following the policies and
6 procedures of the United States department of ~~transportation's~~
7 ~~federal highway administration~~ TRANSPORTATION as they relate to
8 title 49 of the code of federal regulations and the North
9 American uniform driver/vehicle inspection standards (NAUD/VIS)
10 out of service criteria and inspection procedures: Motor carrier
11 safety regulations, being 49 C.F.R. PART 374, part 382, part 387,

1 parts 390 through 393, parts 395 through 397, and part 399
2 including appendices ~~C, D, E,~~ B and G, except for the
3 following:

4 (a) Where the terms "United States department of
5 transportation", "federal highway administration", "federal high-
6 way administrator", "director", ~~and~~ "bureau of motor carrier
7 safety", "OFFICE OF MOTOR CARRIER SAFETY", AND "FEDERAL MOTOR
8 CARRIER SAFETY ADMINISTRATION" appear, they shall be construed to
9 refer to the state transportation department.

10 (b) Where "interstate" appears, it ~~shall mean~~ MEANS intra-
11 state or interstate, or both, as applicable, EXCEPT AS OTHERWISE
12 SPECIFICALLY PROVIDED IN THIS ACT.

13 (c) Where "special agent of the federal highway
14 administration", "SPECIAL AGENT OF THE OFFICE OF MOTOR CARRIER
15 SAFETY", "SPECIAL AGENT OF THE FEDERAL MOTOR CARRIER SAFETY
16 ADMINISTRATION", or "administration personnel" appears, ~~either~~
17 IT shall be construed to mean a peace officer or an enforcement
18 member or a commercial vehicle safety inspector of the state
19 transportation department.