

HOUSE BILL No. 4225

February 24, 2015, Introduced by Reps. Somerville, Runestad, Lucido, Dianda, Kelly, Outman, Franz, Barrett, Theis, Heise, Santana, Cox, Rendon, Hughes, Johnson, Chatfield, Hooker and Kosowski and referred to the Committee on Transportation and Infrastructure.

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; and to repeal acts and parts of acts,"

(MCL 247.651 to 247.675) by adding section 11g.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 **SEC. 11G. (1) FOR EACH ROAD OR BRIDGE PROJECT FUNDED IN WHOLE**
 2 **OR IN PART BY STATE REVENUE, THE DEPARTMENT SHALL, AT A MINIMUM,**
 3 **PROVIDE ALL OF THE FOLLOWING INFORMATION IN THE MANNER SPECIFIED**
 4 **UNDER SUBSECTION (2):**

5 **(A) NAME OF THE ROAD OR BRIDGE.**

6 **(B) DESCRIPTION OF THE PORTION OF THE ROAD OR BRIDGE THAT IS**
 7 **THE SUBJECT OF THE PROJECT.**

8 **(C) COST OF THE PROJECT.**

9 **(D) FUNDING SOURCES AND AMOUNTS FOR THE PROJECT.**

10 **(E) NUMBER OF LANE MILES APPLICABLE TO THE PROJECT.**

11 **(F) NUMBER OF MILES APPLICABLE TO THE PROJECT.**

12 **(G) REQUIRED DESIGN LIFE IN YEARS BETWEEN RECONSTRUCTION**
 13 **PROJECTS, SUBJECT TO THE LOAD PROFILE DESCRIBED IN SUBDIVISION (I).**

14 **(H) THE REQUIRED INTERVAL BETWEEN RESURFACING PROJECTS,**
 15 **SUBJECT TO THE LOAD PROFILE DESCRIBED IN SUBDIVISION (I).**

16 **(I) THE LOAD PROFILE ASSUMED FOR THE REQUIRED DESIGN LIFE,**

1 INCLUDING, BUT NOT LIMITED TO, ALL OF THE FOLLOWING:

2 (i) NUMBER OF TRUCKS WEIGHING LESS THAN 80,000 POUNDS PER DAY.

3 (ii) NUMBER OF TRUCKS WEIGHING 80,000 POUNDS OR MORE PER DAY.

4 (iii) NUMBER OF PASSENGER VEHICLES PER DAY.

5 (J) THE METHOD OF DESIGN VERIFICATION, INCLUDING, BUT NOT
6 LIMITED TO, ANALYSIS, TESTING, OR DEMONSTRATION, THAT THE DESIGN
7 WILL ACHIEVE THE SPECIFIED DESIGN LIFE UNDER THE SPECIFIED LOAD
8 CONDITIONS.

9 (K) THE NAME OF THE INDIVIDUAL DESIGNATED AS THE PROJECT
10 MANAGER.

11 (L) THE ORGANIZATION TO WHICH THE PROJECT MANAGER BELONGS.

12 (M) THE INDIVIDUAL OR ORGANIZATION RESPONSIBLE FOR THE ROAD OR
13 BRIDGE DESIGN.

14 (N) THE INDIVIDUAL OR ORGANIZATION RESPONSIBLE FOR DESIGN
15 VERIFICATION.

16 (O) THE INDIVIDUAL OR ORGANIZATION RESPONSIBLE FOR ROAD OR
17 BRIDGE CONSTRUCTION.

18 (P) THE INDIVIDUAL OR ORGANIZATION RESPONSIBLE FOR CERTIFYING
19 THAT THE ROAD OR BRIDGE WAS BUILT IN ACCORDANCE WITH THE DESIGN
20 SPECIFICATIONS.

21 (Q) THE INDIVIDUAL OR ORGANIZATION RESPONSIBLE FOR CERTIFYING
22 THAT THE CONSTRUCTION MATERIALS USED IN THE PROJECT SATISFY DESIGN
23 SPECIFICATIONS.

24 (R) THE DATE OF COMPLETION OF THE ROAD OR BRIDGE.

25 (S) THE CURRENT CONDITION OF THE ROAD OR BRIDGE.

26 (2) THE DEPARTMENT SHALL ANNUALLY MAKE AVAILABLE THE
27 INFORMATION DESCRIBED IN SUBSECTION (1) IN THE FOLLOWING MANNER:

1 (A) TAB-DELIMITED OR MICROSOFT EXCEL-BASED FORMAT.

2 (B) ALL DATA SHALL BE CONTAINED IN A SINGLE ROAD CONSTRUCTION
3 TRANSPARENCY DATA FILE FEATURING A UNIQUE COLUMN FOR EACH ITEM
4 SPECIFIED IN SUBSECTION (1) AND A SINGLE ROW FOR EACH PROJECT IN
5 ORDER TO FACILITATE DATA ANALYSIS.

6 (C) THE DEPARTMENT SHALL ADD THE DATA FOR EACH ROAD PROJECT TO
7 THE ROAD CONSTRUCTION TRANSPARENCY DATA FILE WITHIN 30 DAYS AFTER
8 THE FINAL ACCEPTANCE OF THE COMPLETED ROAD OR BRIDGE PROJECT.

9 (D) THE DEPARTMENT SHALL UPDATE THE CURRENT STATUS OF THE ROAD
10 OR BRIDGE CONDITION COLUMN FOR EACH SECTION OF ROAD OR BRIDGE AT
11 LEAST ONCE EVERY 2 YEARS.

12 (E) THE DEPARTMENT SHALL POST THE ROAD CONSTRUCTION DATA
13 TRANSPARENCY FILE ONLINE AND SHALL MAKE THE ROAD CONSTRUCTION DATA
14 TRANSPARENCY FILE AVAILABLE FOR DOWNLOAD BY THE GENERAL PUBLIC.

15 (F) IF THE DEPARTMENT FAILS TO COMPLY WITH THIS SUBSECTION,
16 THE INDIVIDUAL DESIGNATED AS THE PROJECT MANAGER UNDER SUBSECTION
17 (1) (K) SHALL REPORT TO THE SENATE AND HOUSE TRANSPORTATION
18 APPROPRIATIONS SUBCOMMITTEES AT A HEARING TO BE HELD NO LATER THAN
19 60 DAYS AFTER FINAL ACCEPTANCE OF THE COMPLETED ROAD OR BRIDGE
20 PROJECT. IF THE DEPARTMENT POSTS THE REQUIRED INFORMATION BEFORE
21 THE HEARING, THE CHAIRPERSONS OF THE SENATE AND HOUSE
22 TRANSPORTATION APPROPRIATIONS SUBCOMMITTEES MAY CANCEL THE HEARING.

23 (3) EACH COUNTY ROAD COMMISSION, CITY, AND VILLAGE SHALL
24 PROVIDE ALL OF THE INFORMATION LISTED IN SUBSECTION (1) TO THE
25 DEPARTMENT FOR EACH ROAD OR BRIDGE PROJECT OF THE COUNTY ROAD
26 COMMISSION, CITY, OR VILLAGE THAT IS FUNDED IN WHOLE OR IN PART BY
27 FUNDS FROM THE DEPARTMENT.

1 Enacting section 1. This amendatory act takes effect 90 days
2 after the date it is enacted into law.