



# SENATE BILL No. 1019

May 14, 1996, Introduced by Senator CARL and referred to the Committee on Transportation and Tourism.

A bill to amend sections 3, 17, and 21 of Act No. 271 of the Public Acts of 1990, entitled "Limousine transportation act," being sections 257.1903, 257.1917, and 257.1921 of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 3, 17, and 21 of Act No. 271 of the  
2 Public Acts of 1990, being sections 257.1903, 257.1917, and  
3 257.1921 of the Michigan Compiled Laws, are amended to read as  
4 follows:

5 Sec. 3. As used in this act:

6 (a) "Certificate of authority" means a certificate of  
7 authority issued under the terms of this act unless the context  
8 indicates otherwise.

1 (b) "Department" means the state transportation department.

2 (c) "For hire" means the remuneration or reward of any kind,  
3 paid or promised, either directly or indirectly.

4 (d) "Lessor" means a person who leases a limousine to any  
5 other person for the transportation of passengers for hire over  
6 the public highways of this state.

7 (e) "Limousine" means a self-propelled motor vehicle used in  
8 the carrying of passengers and the baggage of the passengers for  
9 hire upon a public highway of this state with a seating capacity  
10 of ~~+5~~ 6 OR MORE BUT LESS THAN 16 passengers ~~or less,~~  
11 ~~including~~ PLUS the driver. Limousine does not include a  
12 self-propelled motor vehicle having a seating capacity of ~~+5~~  
13 LESS THAN 16 passengers ~~or less~~ that is used by or on behalf of  
14 an employer to transport its employees to and from their place of  
15 employment.

16 (f) "Limo carrier of passengers" means a person who, either  
17 directly or through any device or arrangement, holds himself or  
18 herself out to the public as willing to undertake for hire to  
19 transport by limousine from place to place over the public high-  
20 ways of this state persons who may choose to employ him or her  
21 for that purpose.

22 (g) "Motor vehicle service and repair act" means Act No. 300  
23 of the Public Acts of 1974, being sections 257.1301 to 257.1340  
24 of the Michigan Compiled Laws.

25 (h) "Person" means an individual, sole proprietorship, part-  
26 nership, association, corporation, or other legal entity or the  
27 lessee, trustee, or receiver of any of these entities; this

1 state; a city, village, township, or county; the federal  
2 government; or an employee, officer, or agent of any of these  
3 units of government.

4 (i) "Public highway" means a highway, road, street, avenue,  
5 alley, or thoroughfare of any kind, or a bridge, tunnel, or  
6 subway used by the public.

7 (j) "The public" means that part or portion of the general  
8 public which the limo carrier is ready, able, willing, and  
9 equipped to serve.

10 (k) "Through any device or arrangement" means any and all  
11 methods, means, agreements, circumstances, operations, or subter-  
12 fuges under which a person undertakes for hire to conduct,  
13 direct, control, or otherwise perform the transportation of pas-  
14 sengers by limousine upon the public highways of this state.

15 Sec. 17. An applicant for an original certificate of  
16 authority shall pay to the department a filing fee of ~~-\$300.00-~~  
17 \$100.00 and a fee of ~~-\$50.00-~~ \$25.00 times the number of limou-  
18 sines to be used by the carrier to provide transportation for  
19 hire.

20 Sec. 21. (1) Each limo carrier of passengers who holds a  
21 certificate of authority issued under this act shall pay to the  
22 department an annual renewal fee equal to ~~-\$50.00-~~ \$25.00 times  
23 the number of limousines used exclusively by the carrier to pro-  
24 vide transportation of passengers for hire and meeting annual  
25 renewal inspection requirements of section 19. An annual renewal  
26 fee of \$500.00 shall be paid for any limousine not meeting the  
27 annual renewal inspection requirement of section 19.

1 (2) For newly acquired limousines purchased by a limo  
2 carrier of passengers who holds a certificate of authority issued  
3 under this act to provide transportation for hire, the carrier  
4 shall pay to the department a maximum ~~-\$50.00-~~ \$25.00 fee per  
5 limousine to obtain a current year certification after inspection  
6 required pursuant to section 19.

7 (3) All certificates granted by the department terminate on  
8 the last day of February of each year unless renewed on or before  
9 that date with payment of the appropriate fee prescribed by this  
10 section. The certificate of any limo carrier of passengers who  
11 is delinquent in payment of fees required to be paid by this sec-  
12 tion is canceled and revoked on or after March 1 of the year for  
13 which renewal should have been made under the requirements of  
14 this section, and the limo carrier of passengers shall be prohib-  
15 ited from operating any of its vehicles upon or over the highways  
16 of this state. All privileges granted the limo carrier of pas-  
17 sengers under the expiring certificate shall cease.