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LEGISLATIVE LIABILITY REVIEW (LLR) COMMITTEE NOTES

Monday, October 23, 2017

MCRC SIP Board Room – Lansing, Michigan

Committee Members Present:

A. Cooper, D. Fuller, L. Livermore

Board Members Present:

D. Pohl

Staff Present:

G. Cummings, D. Schultz

Consultants:

Bill Henn, Attorney; Ron DeCook, Consultant

The Legislative Liability Review Committee meeting was called to order at 2:00 p.m.

PREVIOUS MEETING NOTES & RECOMMENDATIONS

The committee reviewed the notes from the May 9, 2017, Legislative Liability Review Committee Meeting.

The committee reviewed the six Bills they had held open and learned they are still in Legislative committees:

1. **HB 4100** McCready-Regulate Creation of Storm water Management Utilities;
2. **HB 4290** Webber-Provide reimbursement of public officers and employees for certain legal expenses for those affected by a sewage disposal system event;
3. **HB 4492**-Schor-Amends Act 51 distribution formula;
4. **HB 4435**-Webber-Vehicle Registration-Revise formula calculation; and
5. **SB 0097**-Kowall/Hertel-allow Public/Private partnership for certain authorities.

There were no updates.

One of the open Bills was moved to the Broadband list and to Representative Hoitenga's committee for further analysis:

1. **HB 4444**-Whitford/Crawford/Allor/Victory/Renden- PSC Require collaboration and notice for projects located in the ROW.

DISCUSS NEW BILLS/LEGISLATIVE EFFORTS/TOPICS

Consultant, Ron DeCook led the Committee, Board Members, and Bill Henn through a review and discussion of 11 House and Senate *New Bills* that are scheduled for Legislative Committee Discussion Tuesday, October 24, 2017. ***It was determined there was no action due at this time.***

1. **HB-5096** Phelps-Limits Drain Commissioner Charges to Broadband Provider 10-12-2017;
2. **HB-5097** Griffin-CRC Limits on Telecom Provider Fees 10-12-2017;
3. **HB-5098** Hoitenga-Utility Relocation Costs to Municipalities 10-12-2017;
4. **HB-5099** Hoitenga-Broadband in the ROW 10-12-2017 (***dropped by Hoitenga***); and added
5. **SB 636** and **SB 637**.

Legislative efforts on the five (5) remaining House and Senate *New Bills* were ***determined to have no liability concerns:***

1. **HB-4663** Johnson-Two Year Vehicle Registration 5-25-2017(**HFA-4663** Johnson-Analysis 9-15-2017) (referred to Transportation Infrastructure Committee);
2. **HB-4921** Barrett-Farm Vehicle Plates 9-17-2017;
3. **HB-4945** Miller-Golf Carts on Streets 9-13-2017;
4. **SB 396** Analysis; and
5. **SB 707** and **SB 708**.

The Committee recommended Attorney, Bill Henn prepare a legal analysis of the following House and Senate Bills:

1. **HB 5096**
2. **HB-5097**
3. **HB-5098**
4. **SB-636**
5. **SB-637**

Ron DeCook will meet with Representative Casperson's Office to amend **SB 707** and **SB 708**.

Gayle led discussion on the Traffic Control Order (TCO's). ***It was recommended Bill Henn prepare a response Memo on this topic to be shared with County Road Association (CRA).***

It was moved by Lester Livermore, supported by Alan Cooper **to add MSP-TCO Issue and GTLA v Hwy Law Notice Issue to the December 6, 2017, MCRC SIP Board Agenda. The motion carried unanimously.**

NEXT MEETING

The next Legislative Liability Committee meeting: TBD

ADJOURNMENT

The meeting was adjourned at 4:45 pm.

Respectfully Submitted,

Deborah Schultz