

DEPARTMENT OF TRANSPORTATION
BUREAU OF URBAN AND PUBLIC TRANSPORTATION
MOTOR BUS TRANSPORTATION

(By authority conferred on the department of transportation by section 39 of Act No. 432 of the Public Acts of 1982, being S474.139 of the Michigan Compiled Laws)

R 474.101 Definitions.

Rule 1. (1) As used in these rules:

- (a) "Act" means Act No. 432 of the Public Acts of 1982, being S474.101 et seq. of the Michigan Compiled Laws.
 - (b) "Applicant" means any person who seeks a certificate of authority pursuant to the act.
 - (c) "Certificate" means a certificate of authority issued pursuant to the act.
 - (d) "Department" means the director of the department of transportation or any person who is duly authorized to act on behalf of the director.
 - (e) "Regular route" means scheduled bus service operated on a regular basis. It does not include charter service.
 - (f) "Service" means the movement of the public by motor common carrier of passengers.
- (2) The terms defined in the act have the same meanings when used in these rules.

History: 1985 AACCS.

R 474.102 Application for certificate; information required.

Rule 2. (1) An applicant shall provide all of the following information to the department before an application for a certificate is approved:

- (a) A written description of proposed services, including all of the following information:
 - (i) Points to be served.
 - (ii) Public highways to be used.
 - (iii) Current schedule of service provided.
 - (b) A roster of all motor buses to be used in the provision of proposed services pursuant to subdivision (a) of this subrule. The roster shall include all of the following information:
 - (i) Fleet number.
 - (ii) Make or model.
 - (iii) Year.
 - (iv) Serial number of each unit.
 - (v) Whether units are owned or leased.
- (2) The information specified in the act and in these rules shall be sent to the Michigan Department of Transportation, Bureau of Urban and Public Transportation, Intercity Division, P.O. Box 30050, Lansing, Michigan 48909.

History: 1985 AACCS.

R 474.103 Application for certificate; safety inspection; insurance; payment; filing.

Rule 3. (1) An applicant shall permit the department to inspect the motor buses as to operating condition and character. An applicant shall provide a suitable place where the inspection may be conducted.

(2) As a substitute for an inspection pursuant to subrule (1) of this rule, an applicant may provide evidence of a current year motor bus inspection by the state of California, New York, or Pennsylvania, the District of Columbia, the Province of Ontario, Canada, or by any other state having a reciprocal safety inspection agreement with Michigan.

(3) A current year state police inspection may be submitted for school bus type equipment instead of an inspection pursuant to subrule (1) of this rule.

(4) A verified statement by an officer of a bus company attesting to compliance with the safety requirements of any of the states set forth in subrule (2) of this rule shall be accepted for purposes of a certificate or certificate renewal. The statement shall include a list of the units in compliance with safety requirements.

(5) A carrier shall provide proof of financial ability to provide continuous insurance coverage in the form of an insurance policy meeting all insurance requirements of the act.

(6) A certificate of insurance meeting the requirements of section 9(2) of the act shall accompany the application. The insurance policy shall require the insurance carrier to notify the department, in writing, of policy modification or cancellation for any reason 30 days before the contemplated modification or cancellation.

(7) A certified check payable to the state of Michigan shall accompany each application in accordance with the rates specified in the act.

(8) If any other instrument is presented in payment of such rates, a certificate shall not be issued until supporting funds have been collected by the department of treasury. Cash payments shall only be accepted in person at the department, located at 425 West Ottawa, Lansing, Michigan.

(9) An original application shall not be considered complete until the applicant has complied with this rule and R 474.102.

(10) An application for renewal shall not be considered complete until the applicant has complied with R 474.105.

History: 1985 AACS.

R 474.104 Authority decal; issuance; placement.

Rule 4. (1) Upon satisfactory completion of the certification requirements set forth in these rules, the department shall issue a designation of authority to operate in the form of a dated decal for each motor bus to be operated by an applicant.

(2) A designation of authority decal shall be affixed to each motor bus to be operated under the certificate of authority granted. The decal shall be located on the left side of the motor bus in the area immediately under the driver's window.

(3) Each motor bus operated under the authority of a state of Michigan certificate shall be plainly and visibly marked with the name of the owner and operator of the motor bus. Such identification shall appear on the left side of the unit.

History: 1985 AACS.

R 474.105 Certificate renewal; safety inspection; application; annual report.

Rule 5. (1) The department shall conduct safety inspections pursuant to R 474.103 from December 1 to March 31 of each year for the renewal of certificates.

(2) The department shall issue a valid designation of authority decal upon completion of a satisfactory inspection.

(3) The certificate of any carrier operating without a valid designation of authority decal after March 31 each year shall be revoked pursuant to the act.

(4) An applicant for certificate renewal shall include all of the following items with the application:

(a) Fees required pursuant to section 17 of the act.

(b) Evidence of a safety inspection pursuant to R 474.103.

(c) A list identifying all motor bus vehicles to be used by an applicant in providing service.

(5) As a condition of an annual certificate renewal, carriers operating regular routes shall provide the department with a report of operations when submitting the annual renewal fee. Only information regarding regular route service within Michigan shall be reported. If a certificate holder carries less than 10% of its passengers in regular route service, this subrule shall not apply and the certificate holder shall not be required to file a report.

(6) Instead of the department report, a certificate holder may provide the department with a copy of the required report filed with the interstate commerce commission. Any regular route certificate holder who does not file a report with the interstate commerce commission shall file the annual report, as prescribed by the department.

History: 1985 AACS.

R 474.106 Notice of motor bus accident.

Rule 6. An applicant shall provide the department with notice of any vehicle accident involving the applicant's services through submittal of any of the following:

- (a) A police accident investigation report.
- (b) Insurance accident report.
- (c) An interstate commerce commission accident report form, if an accident results in damages of more than \$2,000.00 or results in personal injury.

History: 1985 AACS.