

STATE OF MICHIGAN
DEPARTMENT OF ATTORNEY GENERAL



BILL SCHUETTE
ATTORNEY GENERAL

P.O. Box 30050
LANSING, MICHIGAN 48909

May 29, 2012

Ms. Ann Comer
Chief, Division of Statutory Programs
United States Department of Labor
Washington, D.C., 20210

RE: Michigan 2011 Public Act 152

Dear Ms. Comer:

I write in response to your May 7, 2012 letter to Mr. Grant T. Pecor of Clark Hill, PLC, regarding Michigan 2011 Public Act 152 and the Interurban Transit Partnership (ITP).

Sections 3 and 4 of 2011 Michigan Public Act 152 fix certain standards under which public employers may offer health-care benefits to their employees. During the 2011 grant application process, transit providers complied with Act 152 through one of two approaches, each of which I understand that USDOL found acceptable. First, under Section 8 of the Act, a "local unit of government" could elect to opt-out of the Act's requirements with a 2/3 vote by its governing body. Second, a transit agency could invoke Section 9 of the Act, which establishes procedures for non-compliance with the Act.

Sincerely,

David D. Brickey
Assistant Attorney General
Division Chief, Transportation Division
517-373-1479