

# HOUSE BILL NO. 5369

January 21, 2020, Introduced by Reps. Filler, Tyrone Carter, Mueller, Cynthia Johnson, Lasinski, Cambensy, Wittenberg, Byrd, Yancey, Witwer, Brenda Carter, Sabo, Cherry, Haadsma, Shannon, Garrett, Tate, Bolden and Jones and referred to the Committee on Judiciary.

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 42, 46, 48, 49, 63, 69, 618a, 634, 660, 660a, 660d, 673, 674, 675d, and 676b (MCL 257.42, 257.46, 257.48, 257.49, 257.63, 257.69, 257.618a, 257.634, 257.660, 257.660a, 257.660d, 257.673, 257.674, 257.675d, and 257.676b), section 42 as amended by 2016 PA 304, section 618a as amended by 2014 PA 303, section 634 as amended by 1988 PA 346, sections 660 and 660d as amended by 2018 PA 394, section 660a as added by 2006 PA 339, section 674 as amended by 2000 PA 268, section 675d as amended by 2010 PA 211, and section



676b as amended by 2018 PA 75, and by adding sections 63a, 64a, 64b, and chapter VIA.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 42. "Police officer" means any of the following:

2           (a) A sheriff or sheriff's deputy.

3           (b) A village or township marshal.

4           (c) An officer of the police department of any city, village,  
5 or township.

6           (d) An officer of the ~~Michigan~~ **department of** state police.

7           (e) A peace officer **or law enforcement officer** who is ~~trained~~  
8 ~~and licensed or certified~~ under the Michigan commission on law  
9 enforcement standards act, 1965 PA 203, MCL 28.601 to 28.615.

10          (f) For purposes of enforcing sections 215, 255, 631(1) other  
11 than for speed by noncommercial vehicle operators, 717, 719, 719a,  
12 720, 722, 724, 725, and 726, a duly authorized agent of a county  
13 road commission meeting the requirements of section 726c. However,  
14 an authorized agent of a county road commission shall only enforce  
15 sections 215 and 255 with respect to commercial vehicles. Except as  
16 provided in section 726c(2), an authorized agent of a county road  
17 commission is not required to be licensed ~~or certified as a police~~  
18 ~~officer~~ under the Michigan commission on law enforcement standards  
19 act, 1965 PA 203, MCL 28.601 to 28.615, to enforce any law  
20 described in this subdivision.

21          (g) **A transit police officer employed by a public body**  
22 **corporate created pursuant to an interlocal agreement under the**  
23 **urban cooperation act of 1967, 1967 (Ex Sess) PA 7, MCL 124.501 to**  
24 **124.512, between a city and an authority under the metropolitan**  
25 **transportation authorities act of 1967, 1967 PA 204, MCL 124.401 to**  
26 **124.426, who is licensed under the Michigan commission on law**



1 **enforcement standards act, 1965 PA 203, MCL 28.601 to 28.615.**

2       Sec. 46. "Railroad" means a carrier of persons or property  
3 ~~upon on cars , other than street cars, operated upon on~~ stationary  
4 rails. **Railroad does not include a streetcar or a street railway**  
5 **system.**

6       Sec. 48. "Railroad track" means ~~every pair or group of pairs,~~  
7 ~~as the case may be, of any railroad or traction company, except~~  
8 ~~municipal street car companies.~~ **a stationary rail owned or used by a**  
9 **railroad. Railroad track does not include a stationary rail used by**  
10 **a streetcar or that is part of a street railway system.**

11       Sec. 49. "Railroad train" means ~~a steam~~ **an engine ,** ~~electric~~  
12 ~~or other motor, with or without cars coupled thereto,~~ **to the engine**  
13 **or motor, operated upon rails, except street cars.** **on railroad**  
14 **tracks.**

15       Sec. 63. ~~"Street car"~~ **"Streetcar"** means a car other than a  
16 railroad train for transporting persons or property ~~and~~ operated  
17 ~~upon on~~ **stationary** rails, ~~principally within a~~  
18 ~~municipality.~~ **including a streetcar operated as part of a street**  
19 **railway system.**

20       Sec. 63a. "Streetcar track" means a stationary rail owned by a  
21 street railway that is part of a street railway system.

22       Sec. 64a. "Street railway" means that term as defined under  
23 section 507 of the recodified tax increment financing act, 2018 PA  
24 57, MCL 125.4507.

25       Sec. 64b. "Street railway system" means that term as defined  
26 under section 507 of the recodified tax increment financing act,  
27 2018 PA 57, MCL 125.4507.

28       Sec. 69. "Traffic" means pedestrians, ridden or herded  
29 animals, vehicles, ~~street cars~~ **streetcars,** and other conveyances



1 either singly or together while using any highway for purposes of  
2 travel.

3       Sec. 618a. (1) Unless the operator of a motor vehicle involved  
4 in an accident knows or reasonably should know that serious  
5 impairment of a bodily function or death has resulted from the  
6 accident, the operator or any other occupant of the motor vehicle  
7 who possesses a valid driver license shall remove the motor vehicle  
8 from the main traveled portion of the roadway into a safe refuge on  
9 the shoulder, emergency lane, or median or to a place otherwise  
10 removed from the roadway, **and, if the motor vehicle is located in a**  
11 **place that would block, delay, or otherwise interfere with the**  
12 **movement of a streetcar on a streetcar track, away from the**  
13 **streetcar track**, if both of the following apply:

14       (a) Moving the motor vehicle may be done safely.

15       (b) The motor vehicle is capable of being normally and safely  
16 operated and can be operated under its own power in its customary  
17 manner without further damage or hazard to the traffic elements or  
18 to the roadway.

19       (2) A person who violates subsection (1) is responsible for a  
20 civil infraction.

21       (3) The operator or any other person who removes a motor  
22 vehicle from the main traveled portion of the roadway as provided  
23 in this section before the arrival of a police officer is not prima  
24 facie at fault regarding the cause of the traffic accident solely  
25 by reason of moving the motor vehicle as provided in this section.

26       (4) The decision of the operator or any other person to remove  
27 or not to remove a motor vehicle from the main traveled portion of  
28 the roadway as provided in this section is not admissible in a  
29 civil action as evidence that a serious impairment of bodily



1 function has or has not resulted from the accident.

2 (5) A law enforcement agency may, without the consent of the  
 3 owner or operator and with the assistance of the state  
 4 transportation department, other road agencies, fire department,  
 5 emergency management, other local public safety agencies, **street**  
 6 **railway** or towing or recovery companies under the direction of any  
 7 of those entities remove and dispose of motor vehicles and cargoes  
 8 of vehicles involved in accidents, including any personal property,  
 9 from the main traveled portion of a roadway and the right-of-way if  
 10 the vehicle, cargo, or personal property is blocking the roadway or  
 11 right-of-way or may otherwise endanger public safety, **or from the**  
 12 **streetcar track if the motor vehicle, cargo, or personal property**  
 13 **is blocking the streetcar track or may delay or interfere with the**  
 14 **movement of a streetcar on a streetcar track.**

15 (6) Except as otherwise provided in this subsection, ~~a public~~  
 16 ~~agency or department~~ **an entity** that moves a motor vehicle, cargo,  
 17 or personal property as described in subsection (5), and any of  
 18 ~~their~~ **the entity's** officers, employees, or agents, or anyone acting  
 19 in good faith under, and within the scope of, the authority  
 20 conferred under subsection (5), is not liable for any damages or  
 21 claims that may arise from the exercise or the failure to exercise  
 22 any authority granted under subsection (5). This subsection does  
 23 not apply to the transport of a motor vehicle from the scene of an  
 24 accident, or if the conduct of the individual acting under the  
 25 authority conferred under subsection (5) constitutes gross  
 26 negligence. As used in this subsection, "gross negligence" means  
 27 that term as defined in section 606a.

28 (7) The owner or carrier, if any, of a motor vehicle, cargo,  
 29 or personal property removed or disposed of under subsection (5)



1 shall reimburse the public agency, departments, **street railway**, and  
2 towing companies, if any, for all documented reasonable costs  
3 incurred in that removal and disposal.

4 Sec. 634. (1) Upon each roadway of sufficient width, the  
5 driver of a vehicle shall drive the vehicle upon the right half of  
6 the roadway, except as follows:

7 (a) When overtaking and passing another vehicle proceeding in  
8 the same direction under the rules governing that movement.

9 (b) When the right half of a roadway is closed to traffic  
10 while under construction or repair or when an obstruction exists  
11 making it necessary to drive to the left of the center of the  
12 highway. A driver who is driving on the left half of a roadway  
13 under this subdivision shall yield the right-of-way to an oncoming  
14 vehicle traveling in the proper direction upon the unobstructed  
15 portion of the roadway.

16 (c) When a vehicle operated by a state agency or a local  
17 authority or an agent of a state agency or local authority is  
18 engaged in work on the roadway.

19 (d) Upon a roadway divided into 3 marked lanes for traffic  
20 under the rules applicable on the roadway.

21 (2) Upon a roadway having 2 or more lanes for travel in 1  
22 direction, the driver of a vehicle shall drive the vehicle in the  
23 extreme right-hand lane available for travel except as otherwise  
24 provided in this section. However, the driver of a vehicle may  
25 drive the vehicle in any lane lawfully available to traffic moving  
26 in the same direction of travel when the lanes are occupied by **a**  
27 **streetcar or** vehicles moving in substantially continuous lanes of  
28 traffic and in any left-hand lane lawfully available to traffic  
29 moving in the same direction of travel for a reasonable distance



1 before making a left turn **or to avoid blocking, delaying, or**  
2 **otherwise interfering with the movement of a streetcar on a**  
3 **streetcar track.**

4 (3) This section shall not be construed to prohibit a vehicle  
5 traveling in the appropriate direction from traveling in any lane  
6 of a freeway having 3 or more lanes for travel in the same  
7 direction. However, a city, village, township, or county may not  
8 enact an ordinance ~~which~~**that** regulates the same subject matter as  
9 any provision of this subsection. The driver of a truck with a  
10 gross weight of more than 10,000 pounds, a truck tractor, or a  
11 combination of a vehicle and trailer or semitrailer shall drive the  
12 vehicle or combination of vehicles only in either of the 2 lanes  
13 farthest to the right, except for a reasonable distance when making  
14 a left turn or where a special hazard exists that requires the use  
15 of an alternative lane for safety reasons.

16 (4) A person who violates this section is responsible for a  
17 civil infraction.

18 Sec. 660. (1) A person operating an electric personal  
19 assistive mobility device, low-speed vehicle, electric skateboard,  
20 or moped upon a roadway shall ride as near to the right side of the  
21 roadway as practicable, ~~and~~ shall exercise due care when passing a  
22 standing vehicle or ~~one~~**a vehicle** proceeding in the same direction,  
23 **and shall not block, delay, or otherwise interfere with the**  
24 **movement of a streetcar on a streetcar track.**

25 (2) A motorcycle is entitled to full use of a lane, and a  
26 motor vehicle ~~shall~~**must** not be driven in such a manner as to  
27 deprive a motorcycle of the full use of a lane. This subsection  
28 does not apply to motorcycles operated 2 abreast in a single lane  
29 **or to the operation of a motorcycle in a manner that blocks,**



1 **delays, or otherwise interferes with the movement of a streetcar on**  
 2 **a streetcar track.**

3 (3) ~~(2)~~—A person riding an electric personal assistive  
 4 mobility device, motorcycle, electric skateboard, or moped upon a  
 5 roadway shall not ride more than 2 abreast except on a path or part  
 6 of a roadway set aside for the exclusive use of those vehicles.

7 (4) ~~(3)~~—Where a usable and designated path for bicycles is  
 8 provided adjacent to a highway or street, a person operating an  
 9 electric personal assistive mobility device or electric skateboard  
 10 may, by local ordinance, be required to use that path.

11 (5) ~~(4)~~—A person operating a motorcycle, moped, low-speed  
 12 vehicle, electric personal assistive mobility device, or electric  
 13 skateboard shall not pass between lines of traffic, but may pass on  
 14 the left of traffic moving in his or her direction in the case of a  
 15 2-way street or on the left or right of traffic in the case of a 1-  
 16 way street, in an unoccupied lane.

17 (6) ~~(5)~~—A person operating an electric personal assistive  
 18 mobility device or electric skateboard on a sidewalk constructed  
 19 for the use of pedestrians shall yield the right-of-way to a  
 20 pedestrian and shall give an audible signal before overtaking and  
 21 passing the pedestrian.

22 (7) ~~(6)~~—A moped, low-speed vehicle, or commercial quadricycle  
 23 shall not be operated on a sidewalk constructed for the use of  
 24 pedestrians.

25 (8) ~~(7)~~—A low-speed vehicle or commercial quadricycle ~~shall~~  
 26 **may not** be operated at a speed of ~~not~~ more than 25 miles per hour.  
 27 A low-speed vehicle ~~shall~~ **must** not be operated on a highway or  
 28 street with a speed limit of more than 35 miles per hour except for  
 29 the purpose of crossing that highway or street. A commercial





1 quadricycle ~~shall~~**must** not be operated on a highway or street with  
2 a speed limit of more than 45 miles per hour except for the purpose  
3 of crossing that highway or street. An individual shall not operate  
4 a commercial quadricycle that is equipped with a motor unless he or  
5 she has a valid operator's license issued under this act. The state  
6 transportation department may prohibit the operation of a low-speed  
7 vehicle or commercial quadricycle on any highway or street under  
8 its jurisdiction if it determines that the prohibition is necessary  
9 in the interest of public safety.

10 (9) ~~(8)~~—This section does not apply to a police officer in the  
11 performance of his or her official duties.

12 (10) ~~(9)~~—An electric personal assistive mobility device ~~shall~~  
13 **may not** be operated at a speed of ~~not~~ more than 15 miles per hour  
14 and ~~shall~~**must** not be operated on a highway or street with a speed  
15 limit of more than 25 miles per hour except to cross that highway  
16 or street.

17 (11) ~~(10)~~—An electric skateboard ~~shall~~**may not** be operated at  
18 a speed of ~~not~~ more than 25 miles per hour. An electric skateboard  
19 that does not have handlebars ~~shall~~**must** not be operated on a  
20 highway or street with a speed limit of more than 25 miles per hour  
21 except to cross that highway or street, and an electric skateboard  
22 equipped with handlebars ~~shall~~**must** not be operated on a highway or  
23 street with a speed limit of more than 45 miles per hour except to  
24 cross that highway or street.

25 (12) ~~(11)~~—The governing body of a county, a city, a village,  
26 an entity created under the urban cooperation act of 1967, 1967 (Ex  
27 Sess) PA 7, MCL 124.501 to 124.512, or a township may, by ordinance  
28 based on the health, safety, and welfare of the citizens, regulate  
29 the operation of electric personal assistive mobility devices,



1 electric skateboards, or commercial quadricycles on sidewalks,  
 2 highways or streets, or crosswalks. Except as otherwise provided in  
 3 this subsection, a governing body of a county, city, village,  
 4 entity created under the urban cooperation act of 1967, 1967 (Ex  
 5 Sess) PA 7, MCL 124.501 to 124.512, or township may prohibit the  
 6 operation of electric personal assistive mobility devices, electric  
 7 skateboards or commercial quadricycles in an area open to  
 8 pedestrian traffic adjacent to a waterfront or on a trail under its  
 9 jurisdiction, ~~or~~ in a downtown or central business district, **or on**  
 10 **a street that includes streetcar tracks**. Signs indicating the  
 11 regulation ~~shall~~ **must** be conspicuously posted in the area where the  
 12 use of an electric personal assistive mobility device, electric  
 13 skateboard, or commercial quadricycle is regulated.

14 (13) ~~(12)~~ Operation of an electric personal assistive mobility  
 15 device or electric skateboard is prohibited in a special charter  
 16 city and a state park under the jurisdiction of the Mackinac Island  
 17 State Park commission.

18 (14) ~~(13)~~ Operation of an electric personal assistive mobility  
 19 device or electric skateboard may be prohibited in a historic  
 20 district.

21 (15) ~~(14)~~ The department of natural resources may by order  
 22 regulate the use of electric personal assistive mobility devices or  
 23 electric skateboards on all lands under its control.

24 Sec. 660a. A person operating a bicycle upon a highway or  
 25 street at less than the existing speed of traffic shall ride as  
 26 close as practicable to the right-hand curb or edge of the roadway  
 27 except as follows:

28 (a) When overtaking and passing another bicycle or any other  
 29 vehicle proceeding in the same direction.



1 (b) When preparing to turn left.

2 (c) When conditions make the right-hand edge of the roadway  
3 unsafe or reasonably unusable by bicycles, including, but not  
4 limited to, surface hazards, an uneven roadway surface, drain  
5 openings, debris, parked or moving vehicles or bicycles,  
6 pedestrians, animals, or other obstacles, or if the lane is too  
7 narrow to permit a vehicle to safely overtake and pass a bicycle.

8 (d) When operating a bicycle in a lane in which the traffic is  
9 turning right but the individual intends to go straight through the  
10 intersection.

11 (e) When operating a bicycle upon a 1-way highway or street  
12 that has 2 or more marked traffic lanes, in which case the  
13 individual may ride as near the left-hand curb or edge of that  
14 roadway as practicable.

15 **(f) When riding as close as practicable to the right-hand curb**  
16 **or edge of the roadway would block, delay, or otherwise interfere**  
17 **with the movement of a streetcar on a streetcar track.**

18 Sec. 660d. (1) An individual may park a bicycle or an electric  
19 skateboard equipped with handlebars on a sidewalk except as  
20 prohibited by an official traffic control device.

21 (2) An individual shall not park a bicycle or an electric  
22 skateboard equipped with handlebars on a sidewalk in such a manner  
23 that the bicycle or electric skateboard equipped with handlebars  
24 impedes the lawful movement of pedestrians or other traffic.

25 (3) An individual may park a bicycle or an electric skateboard  
26 equipped with handlebars on a highway or street at any location  
27 where parking is allowed for motor vehicles, may park at any angle  
28 to the curb or the edge of the highway, and may park abreast of  
29 another bicycle or electric skateboard equipped with handlebars.



1 (4) An individual shall not park a bicycle or an electric  
 2 skateboard equipped with handlebars on a highway or street in such  
 3 a manner as to obstruct the movement of a legally parked motor  
 4 vehicle **or as to block, delay, or otherwise interfere with the**  
 5 **movement of a streetcar on a streetcar track.**

6 (5) Except as otherwise provided in this section, an  
 7 individual parking a bicycle or an electric skateboard equipped  
 8 with handlebars on a highway or street shall do so in compliance  
 9 with this act and any local ordinance.

10 Sec. 673. (a) ~~Whenever any~~ **If a police officer finds a bicycle**  
 11 **or vehicle standing upon on** a highway in violation of the  
 12 provisions of this chapter, ~~such or standing on a highway in a~~  
 13 **manner that would block, delay, or otherwise interfere with the**  
 14 **movement of a streetcar on a streetcar track, the police officer is**  
 15 ~~hereby authorized to may~~ remove ~~such the bicycle or~~ vehicle, or  
 16 require the driver or other person in charge of the **bicycle or**  
 17 vehicle to move the ~~same, bicycle or vehicle,~~ to a position off the  
 18 paved or improved or main traveled part of ~~such the~~ highway,  
 19 **including any portion that includes streetcar tracks.**

20 (b) ~~Whenever any~~ **If a police officer finds a bicycle or**  
 21 vehicle unattended ~~upon on~~ any highway where ~~such the bicycle or~~  
 22 vehicle ~~constitutes is~~ an obstruction to traffic, ~~such or~~  
 23 **unattended on a highway in a manner that would block, delay, or**  
 24 **otherwise interfere with the movement of a streetcar on a streetcar**  
 25 **track, the police officer is hereby authorized to may** provide for  
 26 the removal of ~~such that bicycle or~~ vehicle to the nearest garage  
 27 or other place of safety.

28 (c) The necessary costs for ~~such removal shall become under~~  
 29 **this section are a lien upon such on the bicycle or** vehicle and the



1 person into whose custody the **bicycle or** vehicle is given may  
 2 retain ~~it~~ **the bicycle or vehicle** until the expenses involved ~~have~~  
 3 ~~been~~ **are** paid.

4 Sec. 674. (1) A vehicle ~~shall~~ **must** not be parked, except if  
 5 necessary to avoid conflict with other traffic or in compliance  
 6 with the law or the directions of a police officer or traffic-  
 7 control device, in any of the following places:

8 (a) On a sidewalk.

9 (b) In front of a public or private driveway.

10 (c) Within an intersection.

11 (d) Within 15 feet of a fire hydrant.

12 (e) On a crosswalk.

13 (f) Within 20 feet of a crosswalk, or if there is not a  
 14 crosswalk, then within 15 feet of the intersection of property  
 15 lines at an intersection of highways.

16 (g) Within 30 feet of the approach to a flashing beacon, stop  
 17 sign, or traffic-control signal located at the side of a highway.

18 (h) Between a safety zone and the adjacent curb or within 30  
 19 feet of a point on the curb immediately opposite the end of a  
 20 safety zone, unless a different length is indicated by an official  
 21 sign or marking.

22 (i) Within 50 feet of the nearest rail of a railroad crossing.

23 (j) Within 20 feet of the driveway entrance to a fire station  
 24 and on the side of a street opposite the entrance to a fire station  
 25 within 75 feet of the entrance if properly marked by an official  
 26 sign.

27 (k) Alongside or opposite a street excavation or obstruction,  
 28 if the stopping, standing, or parking would obstruct traffic.

29 (l) On the roadway side of a vehicle stopped or parked at the



1 edge or curb of a street.

2 (m) Upon a bridge or other elevated highway structure or  
3 within a highway tunnel.

4 (n) At a place where an official sign prohibits stopping or  
5 parking.

6 (o) Within 500 feet of an accident at which a police officer  
7 is in attendance, if the scene of the accident is outside of a city  
8 or village.

9 (p) In front of a theater.

10 (q) In a place or in a manner that blocks immediate egress  
11 from an emergency exit conspicuously marked as an emergency exit of  
12 a building.

13 (r) In a place or in a manner that blocks or hampers the  
14 immediate use of an immediate egress from a fire escape  
15 conspicuously marked as a fire escape providing an emergency means  
16 of egress from a building.

17 (s) In a parking space clearly identified by an official sign  
18 as being reserved for use by disabled persons that is on public  
19 property or private property available for public use, unless the  
20 individual is a disabled person as described in section 19a or  
21 unless the individual is parking the vehicle for the benefit of a  
22 disabled person. In order for the vehicle to be parked in the  
23 parking space the vehicle ~~shall~~**must** display 1 of the following:

24 (i) A certificate of identification or windshield placard  
25 issued under section 675 to a disabled person.

26 (ii) A special registration plate issued under section 803d to  
27 a disabled person.

28 (iii) A similar certificate of identification or windshield  
29 placard issued by another state to a disabled person.



1 (iv) A similar special registration plate issued by another  
2 state to a disabled person.

3 (v) A special registration plate to which a tab for persons  
4 with disabilities is attached issued under this act.

5 (t) In a clearly identified access aisle or access lane  
6 immediately adjacent to a space designated for parking by persons  
7 with disabilities.

8 (u) On a street or other area open to the parking of vehicles  
9 that results in the vehicle interfering with the use of a curb-cut  
10 or ramp by persons with disabilities.

11 (v) Within 500 feet of a fire at which fire apparatus is in  
12 attendance, if the scene of the fire is outside a city or village.  
13 However, volunteer fire fighters responding to the fire may park  
14 within 500 feet of the fire in a manner not to interfere with fire  
15 apparatus at the scene. A vehicle parked legally previous to the  
16 fire is exempt from this subdivision.

17 (w) In violation of an official sign restricting the period of  
18 time for or manner of parking.

19 (x) In a space controlled or regulated by a meter on a public  
20 highway or in a publicly owned parking area or structure, if the  
21 allowable time for parking indicated on the meter has expired,  
22 unless the vehicle properly displays 1 or more of the items listed  
23 in section 675(8).

24 (y) On a street or highway in such a way as to obstruct the  
25 delivery of mail to a rural mailbox by a carrier of the United  
26 States postal service.

27 (z) In a place or in a manner that blocks the use of an alley.

28 (aa) In a place or in a manner that blocks access to a space  
29 clearly designated as a fire lane.



1           **(bb) On a streetcar track or in a manner that blocks, delays,**  
 2 **or otherwise interferes with the movement of a streetcar on a**  
 3 **streetcar track.**

4           (2) A person shall not move a vehicle not owned by the person  
 5 into a prohibited area **under subsection (1)** or away from a curb a  
 6 distance that makes the parking unlawful.

7           (3) A bus, for the purpose of taking on or discharging  
 8 passengers, may be stopped at a place described in subsection  
 9 (1) (b), (d), or (f) or on the roadway side of a vehicle illegally  
 10 parked in a legally designated bus loading zone. A bus, for the  
 11 purpose of taking on or discharging a passenger, may be stopped at  
 12 a place described in subsection (1) (n) if the place is posted by an  
 13 appropriate bus stop sign, except that a bus shall not stop at such  
 14 a place if the stopping is specifically prohibited by the  
 15 responsible local authority, the state transportation department,  
 16 or the director of the department of state police.

17           (4) A person who violates this section is responsible for a  
 18 civil infraction.

19           Sec. 675d. (1) Except as provided in subsection (2), a law  
 20 enforcement agency or a local unit of government may implement and  
 21 administer a program to authorize and utilize persons other than  
 22 police officers as volunteers to issue citations for the following  
 23 violations:

24           (a) Parking on a sidewalk in violation of section 674(1) (a) or  
 25 a local ordinance substantially corresponding to section 674(1) (a).

26           (b) Parking in front of a public or private driveway in  
 27 violation of section 674(1) (b) or a local ordinance substantially  
 28 corresponding to section 674(1) (b).

29           (c) Parking within 15 feet of a fire hydrant in violation of





1 section 674(1)(d) or a local ordinance substantially corresponding  
2 to section 674(1)(d).

3 (d) Parking on a crosswalk in violation of section 674(1)(e)  
4 or a local ordinance substantially corresponding to section  
5 674(1)(e).

6 (e) Parking within 20 feet of a crosswalk or, if there is not  
7 a crosswalk, within 15 feet of the intersection of property lines  
8 at an intersection of highways, in violation of section 674(1)(f)  
9 or a local ordinance substantially corresponding to section  
10 674(1)(f).

11 (f) Parking at a place where an official sign prohibits  
12 stopping or parking in violation of section 674(1)(n) or a local  
13 ordinance substantially corresponding to section 674(1)(n). This  
14 subdivision does not authorize a volunteer to issue a citation for  
15 any other violation set forth in section 674 or a local ordinance  
16 substantially corresponding to section 674.

17 (g) Parking in a space reserved for use by disabled persons in  
18 violation of section 674(1)(s) or a local ordinance substantially  
19 corresponding to section 674(1)(s).

20 (h) Parking in an access aisle or access lane immediately  
21 adjacent to a space designated for parking by persons with  
22 disabilities in violation of section 674(1)(t) or a local ordinance  
23 substantially corresponding to section 674(1)(t).

24 (i) Parking in violation of an official sign restricting the  
25 period of time for or manner of parking in violation of section  
26 674(1)(w) or a local ordinance substantially corresponding to  
27 section 674(1)(w). This subdivision does not authorize a volunteer  
28 to issue a citation for any other violation set forth in section  
29 674 or a local ordinance substantially corresponding to section



1 674.

2 (j) Parking in a space or in a manner that blocks access to a  
3 fire lane in violation of section 674(1)(aa) or a local ordinance  
4 substantially corresponding to section 674(1)(aa).

5 **(k) Parking in a manner that blocks, delays, or otherwise**  
6 **interferes with the movement of a streetcar on a streetcar track in**  
7 **violation of section 674(1)(bb) or a local ordinance substantially**  
8 **corresponding to section 674(1)(bb).**

9 (2) Before authorizing and utilizing persons other than police  
10 officers to issue citations, the law enforcement agency or local  
11 unit of government shall implement a program to train the persons  
12 to properly issue citations as provided in this section, of which  
13 not less than 8 hours ~~shall~~**must** be in parking enforcement,  
14 conducted by that law enforcement agency or the law enforcement  
15 agency for that local unit of government or, if the local unit of  
16 government does not have a law enforcement agency, by the county  
17 sheriff. A person who successfully completes a program of training  
18 implemented under this section may issue citations as provided in  
19 this section as authorized by the law enforcement agency or local  
20 unit of government. A law enforcement agency of a local unit of  
21 government shall not implement or administer a program under this  
22 section without the specific authorization of the governing body of  
23 that local unit of government. A law enforcement agency shall not  
24 implement or administer a program under this section that would  
25 allow volunteers to issue citations under subsection (1)(a), (b),  
26 (c), (d), (e), (f), or (i) for any violations for which the use of  
27 volunteers is prohibited under a collective bargaining agreement  
28 between that local unit of government and any law enforcement  
29 officers of that local unit of government.



1 (3) As used in this section:

2 (a) "Law enforcement agency" means any of the following:

3 (i) A police agency of a city, village, or township.

4 (ii) A sheriff's department.

5 (iii) The department of state police.

6 (iv) Any other governmental law enforcement agency in this  
 7 state, **including, but not limited to, the transit police unit of a**  
 8 **public body corporate created pursuant to an interlocal agreement**  
 9 **under the urban cooperation act of 1967, 1967 (Ex Sess) PA 7, MCL**  
 10 **124.501 to 124.512, between a city and an authority under the**  
 11 **metropolitan transportation authorities act of 1967, 1967 PA 204,**  
 12 **MCL 124.401 to 124.426.**

13 (b) "Local unit of government" means a state university or  
 14 college or a county, city, village, or township.

15 Sec. 676b. (1) Subject to subsection (2), a person, without  
 16 authority, shall not block, obstruct, impede, or otherwise  
 17 interfere with the normal flow of vehicular, **streetcar**, or  
 18 pedestrian traffic upon a public street or highway in this state,  
 19 by means of a barricade, object, or device, or with his or her  
 20 person. This section does not apply to persons maintaining,  
 21 rearranging, or constructing public utility **or streetcar** facilities  
 22 in or adjacent to a street or highway.

23 (2) Subsection (1) and any provision of the Michigan  
 24 Administrative Code that prohibits a person from standing in a  
 25 roadway other than a limited access highway for the purpose of  
 26 soliciting a ride, employment, or business from the occupant of any  
 27 vehicle do not apply to a person who is soliciting contributions on  
 28 behalf of a charitable or civic organization during daylight hours,  
 29 if all of the following are satisfied:



1 (a) The charitable or civic organization complies with  
2 applicable local government regulations. A local government may  
3 enact or enforce regulations restricting, but not prohibiting, the  
4 activity described in this subsection.

5 (b) The charitable or civic organization maintains at least  
6 \$500,000.00 in liability insurance.

7 (c) The person is 18 years of age or older.

8 (d) The person is wearing high-visibility safety apparel that  
9 meets current American standards promulgated by the International  
10 Safety Equipment Association.

11 (e) The portion of the roadway upon which the solicitation  
12 occurs is not a work zone and is within an intersection where  
13 traffic control devices are present.

14 **(f) The solicitation does not block, delay, or otherwise**  
15 **interfere with the movement of a streetcar on a streetcar track.**

16 (3) A local government or road authority that has jurisdiction  
17 over a roadway upon which solicitation occurs as described in  
18 subsection (2) is not liable for any claim for damages arising out  
19 of the use of the roadway as described in subsection (2).

20 (4) A person who violates this section is responsible for a  
21 civil infraction.

22 (5) A local government that, on ~~the effective date of the~~  
23 ~~amendatory act that added this subsection,~~ **July 27, 2017**, has  
24 enacted or is enforcing regulations that are prohibited under  
25 subsection (2) (a) shall bring those regulations into compliance  
26 with subsection (2) (a) no later than ~~60 days after the effective~~  
27 ~~date of the amendatory act that added this subsection.~~ **September 25,**  
28 **2017.**

29 (6) As used in this section, "charitable or civic

1 organization" means a nonprofit organization that is qualified  
 2 under section 501(c)(3), 501(c)(4), 501(c)(7), 501(c)(8), or  
 3 501(c)(10) of the internal revenue code of 1986, 26 USC 501, or a  
 4 veterans' organization that has tax-exempt status under the  
 5 internal revenue code.

6 **CHAPTER VIA**  
 7 **STREETCARS**

8 **Sec. 790. (1) The driver of a bicycle or vehicle proceeding on**  
 9 **a streetcar track in front of a streetcar shall remove the bicycle**  
 10 **or vehicle from the streetcar track as soon as practicable after a**  
 11 **signal from the operator of the streetcar.**

12 (2) If a streetcar has started to cross an intersection, the  
 13 driver of a bicycle or vehicle shall not drive on or cross the  
 14 streetcar track within the intersection in front of the streetcar.

15 (3) The driver of a bicycle or vehicle, when overtaking and  
 16 passing a streetcar, shall not turn in front of a streetcar so as  
 17 to interfere with or impede the movement of the streetcar.

18 (4) A person who violates this section is responsible for a  
 19 civil infraction.

20 **Sec. 791. (1) A person shall not do any of the following:**

21 (a) Board or attempt to board a streetcar for a purpose other  
 22 than purchasing a streetcar fare, unless the person has purchased  
 23 or is in the process of purchasing the fare or fare medium required  
 24 by the street railway for the use of the street railway system.

25 (b) Interfere with the collection or verification of a fare or  
 26 fare medium for the use of a street railway system.

27 (c) While on a streetcar or in a station that is part of a  
 28 street railway system, fail to carry or refuse to provide on  
 29 request by an officer, employee, or agent of a street railway or



1 police officer, proof of payment of the fare required by the street  
2 railway for the use of the street railway system.

3 (d) Aid another person in violating subdivision (a), (b), or  
4 (c).

5 (2) A person who violates this section is responsible for a  
6 civil infraction.

7 Sec. 791a. (1) Subject to subsection (2), a person shall not  
8 enter, remain, occupy, or use a station that is part of a street  
9 railway system, including a shared station, for a purpose other  
10 than 1 or more of the following:

11 (a) Waiting for or boarding the next arriving streetcar or  
12 other public transit vehicle at a shared station.

13 (b) Disembarking from a streetcar or other public transit  
14 vehicle at a shared station.

15 (c) Purchasing a fare or fare medium for the use of the street  
16 railway system or other public transit system.

17 (2) A person violates subsection (1) only after remaining,  
18 occupying, or using the station for a period of time that exceeds  
19 the period of time necessary for the person to engage in an  
20 activity described in subsection (1)(a) to (c).

21 (3) A person who violates this section is responsible for a  
22 civil infraction.

23 (4) As used in this section, "shared station" means a station  
24 that is part of a street railway system and that is used by both a  
25 street railway and a public transit provider pursuant to an  
26 agreement between the street railway and the public transit  
27 provider.

28 Sec. 791b. (1) A person shall not smoke any substance, use an  
29 e-cigarette, carry lighted tobacco, or spit within or on a



1 streetcar or station that is a part of a street railway system.

2 (2) A person who violates this section is responsible for a  
3 civil infraction.

4 Sec. 791c. (1) A person shall not bring, carry, or transport  
5 an animal other than a service animal on a streetcar or in any area  
6 of a station used by a street railway system.

7 (2) A person who violates this section is responsible for a  
8 civil infraction.

9 (3) As used in this section, "service animal" means that term  
10 as defined in section 502c of the Michigan penal code, 1931 PA 328,  
11 MCL 750.502c.

12 Sec. 791d. (1) A person 2 years of age or older shall not eat,  
13 drink, or carry an open container of food or beverage on a  
14 streetcar or within a station that is part of a street railway  
15 system.

16 (2) Subsection (1) does not restrict or otherwise prohibit a  
17 nursing mother from nursing her child.

18 (3) A person who violates this section is responsible for a  
19 civil infraction.

20 Sec. 791e. (1) A person shall not dispose of garbage, papers,  
21 gum, refuse, or another form of trash, on a streetcar or in a  
22 station that is part of a street railway system, except in  
23 receptacles designated for that purpose on the streetcar or in the  
24 station.

25 (2) A person who violates this section is responsible for a  
26 civil infraction.

27 Sec. 791f. A person shall not bring or carry on a streetcar or  
28 into a station used by a street railway system either of the  
29 following:



1 (a) A package or other object of a size that cannot be  
2 positioned in a manner that permits the passage of persons in the  
3 aisle of a streetcar or the entry and exit of persons through the  
4 doors of a streetcar, or both.

5 (b) A commercial shopping cart.

6 Sec. 791g. A person shall not do either of the following on a  
7 streetcar or within a station that is part of a street railway  
8 system:

9 (a) Play a musical instrument, radio, or an electronic audio  
10 or video playback device, except when used with an earphone  
11 attachment audible only to the person playing the radio, or an  
12 electronic audio or video playback device.

13 (b) Without authorization from the street railway system, make  
14 excessive or unnecessary noise, including boisterous, disruptive,  
15 or unreasonably loud conduct that may interfere with the operation  
16 or safe use of the street railway system, annoy users of the street  
17 railway system, or negatively impact the functions of officers,  
18 employees, or agents of the street railway, or of police officers.

19 (c) A person who violates this section is responsible for a  
20 civil infraction.

21 Sec. 792. (1) If a street authority determines that a bicycle,  
22 vehicle, cargo, or other personal property is parked or standing on  
23 a street in a manner that would block, delay, or otherwise  
24 interfere with the movement of a streetcar on a streetcar track,  
25 the street authority may immediately remove or cause to be removed  
26 the bicycle, vehicle, cargo, or personal property from the street  
27 to the nearest garage or other place of safety. If the street  
28 authority is a street railway, the street railway shall not remove  
29 a bicycle, vehicle, cargo, or personal property under this





1 subsection without first obtaining authorization from a police  
2 officer. The street authority shall report the place to which a  
3 bicycle, vehicle, cargo, or personal property is removed under this  
4 subsection to the nearest law enforcement agency as soon as  
5 practicable.

6 (2) A street authority that removes or causes the removal of  
7 property under subsection (1), and any of the street authority's  
8 officers, employees, or agents, or anyone acting in good faith  
9 under subsection (1), and within the scope of, the authority  
10 conferred under subsection (1), is not liable for any damages or  
11 claims that may arise from the exercise or the failure to exercise  
12 any authority granted under subsection (1), except for an act or  
13 omission amounting to gross negligence. As used in this subsection,  
14 "gross negligence" means that term as defined in section 606a.

15 (3) The owner or carrier, if any, of a bicycle, vehicle,  
16 cargo, or personal property removed pursuant to subsection (1)  
17 shall reimburse the street authority for all documented reasonable  
18 costs incurred in the removal, storage, and return.

19 (4) As used in this section:

20 (a) "Law enforcement agency" means any of the following:

21 (i) The department of state police.

22 (ii) The county sheriff's office.

23 (iii) The police department of a local unit of government.

24 (iv) The transit police unit of a public body corporate created  
25 pursuant to an interlocal agreement under the urban cooperation act  
26 of 1967, 1967 (Ex Sess) PA 7, MCL 124.501 to 124.512, between a  
27 city and an authority under the metropolitan transportation  
28 authorities act of 1967, 1967 PA 204, MCL 124.401 to 124.426.

29 (b) "Local unit of government" means a state university or



1 college or a county, city, village, or township.

2 (c) "Street authority" means a law enforcement agency or a

3 street railway.

