



HOUSE BILL No. 5075

September 19, 1995, Introduced by Rep. Bryant and referred to the Committee on Transportation.

A bill to amend section 714a of Act No. 300 of the Public Acts of 1949, entitled as amended

"Michigan vehicle code,"

being section 257.714a of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 714a of Act No. 300 of the Public Acts
2 of 1949, being section 257.714a of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 714a. (1) ~~A commercial vehicle, except a truck trac-~~
5 ~~tor traversing between terminals at a speed of not to exceed 25~~
6 ~~miles per hour, and a combination of a commercial vehicle and~~
7 ~~trailer or semitrailer, when used on a highway, shall be so con-~~
8 ~~structed or equipped, or so operated, as to prevent water or~~
9 ~~other road surface substances from being thrown from the rear~~
10 ~~wheels of the vehicle or combination at tangents exceeding 22-1/2~~

~~1 degrees measured from the road surface. If a flap type device is~~
~~2 used, it shall not have attached any type of lamp, breakable~~
~~3 reflective material, or reflecting buttons, nor may the device~~
~~4 extend beyond the 96 inch maximum width of the vehicle or~~
5 combination. A MOTOR VEHICLE, TRAILER, OR SEMITRAILER OPERATED
6 ON THE HIGHWAYS OF THIS STATE SHALL BE EQUIPPED WITH A FENDER,
7 EXCEPT AS PROVIDED IN SUBSECTION (3).

8 (2) A MOTOR VEHICLE, TRAILER, OR SEMITRAILER SHALL BE
9 EQUIPPED WITH A FLAP TYPE DEVICE INSTALLED IN SUCH A MANNER SO AS
10 TO PREVENT WATER OR OTHER ROAD SURFACE SUBSTANCES FROM BEING
11 THROWN FROM THE WHEELS TO THE REAR OF THE VEHICLE, EXCEPT AS PRO-
12 VIDED IN SUBSECTION (3). IF A TIRE OR TIRES EXTEND OUTSIDE THE
13 OUTERMOST PORTION OF THE VEHICLE BODY OR FENDER, A FLAP TYPE
14 DEVICE SHALL BE INSTALLED PURSUANT TO SUBSECTION (4).

15 (3) THIS SECTION SHALL NOT APPLY TO A VEHICLE CONSTRUCTED IN
16 SUCH A MANNER AS TO PREVENT WATER OR OTHER ROAD SURFACE SUB-
17 STANCES FROM BEING THROWN FROM THE WHEELS OF THE VEHICLE IN COM-
18 PLIANCE WITH SUBSECTION (4), OR TO A TRUCK TRACTOR TRAVERSING
19 BETWEEN TERMINALS AT A SPEED NOT EXCEEDING 25 MILES PER HOUR.

20 (4) A VEHICLE SHALL BE CONSIDERED IN COMPLIANCE WITH THIS
21 SECTION IF A TANGENT AS MEASURED FROM THE REARMOST PORTION OF THE
22 TIRE AT THE POINT OF CONTACT WITH THE ROAD SURFACE TO THE REAR OF
23 THE VEHICLE OR FLAP TYPE DEVICE DOES NOT EXCEED 22-1/2 DEGREES.