

HOUSE BILL NO. 5356

September 30, 2021, Introduced by Reps. Steven Johnson, LaGrand, Cavanagh, Thanedar, Young and Markkanen and referred to the Committee on Judiciary.

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending sections 683 and 708a (MCL 257.683 and 257.708a),
section 683 as amended by 2005 PA 179.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 683. (1) ~~A person~~**An individual** shall not drive or move
2 or the owner shall not cause or knowingly permit to be driven or
3 moved on a highway a vehicle or combination of vehicles that is in
4 such an unsafe condition as to endanger ~~a person,~~**an individual**, or

1 that does not contain those parts or is not at all times equipped
2 with lamps and other equipment in proper condition and adjustment
3 as required in sections 683 to 711, or that is equipped in a manner
4 in violation of sections 683 to 711. ~~A person~~ **An individual** shall
5 not do an act forbidden or fail to perform an act required under
6 sections 683 to 711.

7 (2) ~~A~~ **Except as otherwise provided in this subsection, a**
8 police officer on reasonable grounds shown may stop ~~a motor vehicle~~
9 and inspect ~~the~~ **a** motor vehicle, and if a defect in equipment is
10 found, the **police** officer may issue the driver a citation for a
11 violation of a provision of sections 683 to 711. **A police officer**
12 **shall not stop and inspect a motor vehicle, or issue a driver a**
13 **citation, solely on the basis that the motor vehicle is equipped**
14 **with a chipped or cracked windshield.**

15 (3) In order to be classified as a motor carrier enforcement
16 officer, a police officer must have training equal to the minimum
17 training requirements, including any annual training updates,
18 established by the department of state police for an officer of the
19 motor carrier division of the department of state police. A police
20 officer who has received training equal to these minimum training
21 requirements before the effective date of this section is
22 considered a motor carrier enforcement officer for purposes of this
23 act.

24 (4) Sections 683 to 711 ~~shall~~ **do** not prohibit the use of
25 additional parts and accessories on a vehicle that are not
26 inconsistent with those sections.

27 (5) The provisions of sections 683 to 711 with respect to
28 equipment on vehicles ~~shall~~ **do** not apply to implements of
29 husbandry, road machinery, road rollers, or farm tractors, except

as specifically provided in sections 683 to 711.

(6) Except as otherwise provided in section 698 or 707d, ~~a person~~**an individual** who violates a provision of sections 683 to 711 with respect to equipment on vehicles is responsible for a civil infraction.

Sec. 708a. (1) ~~A~~**Except as otherwise provided in this section,**
 a motor vehicle ~~shall~~**must** not be operated on the public highways of this state unless it is equipped with a windshield of sufficient dimensions to protect the driver and occupants from insects, other airborne objects, and highway surface water and debris, when the motor vehicle is moving forward. ~~A farm tractor, other implement of husbandry, and historic vehicles as defined in section 803a are exempt from this section.~~**A motor vehicle is not operated in violation of this subsection solely by being equipped with a chipped or cracked windshield.**

(2) ~~When~~**Except as otherwise provided in subsection (3), if** a motorcycle operated on the public highways of this state in excess of 35 miles per hour is not equipped with a windshield, the operator shall wear goggles with transparent lenses, ~~or a transparent face shield, or eyeglasses, which goggles, eyeglasses, or face shield shall be~~**that must be made** of shatter resistant material and ~~of~~**be a** sufficient size to protect ~~his~~**the operator's** eyes against insects, other airborne ~~material,~~**objects,** and highway surface water and debris.

(3) This section does not apply to any of the following:

(a) A farm tractor.

(b) An implement of husbandry.

(c) A historic vehicle.