

HOUSE BILL NO. 4541

March 18, 2021, Introduced by Reps. Filler, Tyrone Carter, Tate and Scott and referred to the Committee on Government Operations.

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**

1 124.426, who is licensed under the Michigan commission on law
2 enforcement standards act, 1965 PA 203, MCL 28.601 to 28.615.

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

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

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

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

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

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

26 Sec. 64b. "Street railway system" means that term as defined
27 under section 507 of the recodified tax increment financing act,
28 2018 PA 57, MCL 125.4507.

29 Sec. 69. "Traffic" means pedestrians, ridden or herded

1 animals, vehicles, ~~street cars~~**streetcars**, and other conveyances
2 either singly or together while using any highway for purposes of
3 travel.

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

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

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

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

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

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

1 civil action as evidence that a serious impairment of bodily
2 function has or has not resulted from the accident.

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

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

1 (7) The owner or carrier, if any, of a motor vehicle, cargo,
2 or personal property removed or disposed of under subsection (5)
3 shall reimburse the public agency, departments, **street railway**, and
4 towing companies, if any, for all documented reasonable costs
5 incurred in that removal and disposal.

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

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

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

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

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

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

1 traffic and in any left-hand lane lawfully available to traffic
2 moving in the same direction of travel for a reasonable distance
3 before making a left turn **or to avoid blocking, delaying, or**
4 **otherwise interfering with the movement of a streetcar on a**
5 **streetcar track.**

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

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

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

27 (2) A motorcycle is entitled to full use of a lane, and a
28 motor vehicle ~~shall~~**must** not be driven in such a manner as to
29 deprive a motorcycle of the full use of a lane. This subsection

1 does not apply to motorcycles operated 2 abreast in a single lane
 2 **or to the operation of a motorcycle in a manner that blocks,**
 3 **delays, or otherwise interferes with the movement of a streetcar on**
 4 **a streetcar track.**

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

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

13 (5) ~~(4)~~—A person operating a motorcycle, moped, low-speed
 14 vehicle, electric personal assistive mobility device, or electric
 15 skateboard shall not pass between lines of traffic, but may pass on
 16 the left of traffic moving in his or her direction in the case of a
 17 2-way street or on the left or right of traffic in the case of a 1-
 18 way street, in an unoccupied lane.

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

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

27 (8) ~~(7)~~—A low-speed vehicle or commercial quadricycle ~~shall~~
 28 **must not** be operated at a speed of ~~not~~ more than 25 miles per hour.
 29 A low-speed vehicle ~~shall~~**must** not be operated on a highway or

1 street with a speed limit of more than 35 miles per hour except for
2 the purpose of crossing that highway or street. A commercial
3 quadricycle ~~shall~~**must** not be operated on a highway or street with
4 a speed limit of more than 45 miles per hour except for the purpose
5 of crossing that highway or street. An individual shall not operate
6 a commercial quadricycle that is equipped with a motor unless he or
7 she has a valid operator's license issued under this act. The state
8 transportation department may prohibit the operation of a low-speed
9 vehicle or commercial quadricycle on any highway or street under
10 its jurisdiction if it determines that the prohibition is necessary
11 in the interest of public safety.

12 (9) ~~(8)~~—This section does not apply to a police officer in the
13 performance of his or her official duties.

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

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

27 (12) ~~(11)~~—The governing body of a county, a city, a village,
28 an entity created under the urban cooperation act of 1967, 1967 (Ex
29 Sess) PA 7, MCL 124.501 to 124.512, or a township may, by ordinance

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

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

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

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

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

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

3 (b) When preparing to turn left.

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

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

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

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

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

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

27 (3) An individual may park a bicycle or an electric skateboard
28 equipped with handlebars on a highway or street at any location
29 where parking is allowed for motor vehicles, may park at any angle

1 to the curb or the edge of the highway, and may park abreast of
2 another bicycle or electric skateboard equipped with handlebars.

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

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

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

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

1 (c) The necessary costs for ~~such removal shall become~~ **under**
 2 **this section are** a lien ~~upon such~~ **on the bicycle or** vehicle and the
 3 person into whose custody the **bicycle or** vehicle is given may
 4 retain ~~it~~ **the bicycle or vehicle** until the expenses involved ~~have~~
 5 ~~been~~ **are** paid.

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

10 (a) On a sidewalk.

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

12 (c) Within an intersection.

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

14 (e) On a crosswalk.

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

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

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

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

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

29 (k) Alongside or opposite a street excavation or obstruction,

1 if the stopping, standing, or parking would obstruct traffic.

2 (l) On the roadway side of a vehicle stopped or parked at the
3 edge or curb of a street.

4 (m) Upon a bridge or other elevated highway structure or
5 within a highway tunnel.

6 (n) At a place where an official sign prohibits stopping or
7 parking.

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

11 (p) In front of a theater.

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

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

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

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

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

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

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

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

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

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

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

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

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

26 (y) On a street or highway in such a way as to obstruct the
27 delivery of mail to a rural mailbox by a carrier of the United
28 States ~~postal service.~~ **Postal Service.**

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

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

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

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

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

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

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

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

28 (b) Parking in front of a public or private driveway in
29 violation of section 674(1)(b) or a local ordinance substantially

1 corresponding to section 674(1)(b).

2 (c) Parking within 15 feet of a fire hydrant in violation of
3 section 674(1)(d) or a local ordinance substantially corresponding
4 to section 674(1)(d).

5 (d) Parking on a crosswalk in violation of section 674(1)(e)
6 or a local ordinance substantially corresponding to section
7 674(1)(e).

8 (e) Parking within 20 feet of a crosswalk or, if there is not
9 a crosswalk, within 15 feet of the intersection of property lines
10 at an intersection of highways, in violation of section 674(1)(f)
11 or a local ordinance substantially corresponding to section
12 674(1)(f).

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

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

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

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

1 to issue a citation for any other violation set forth in section
 2 674 or a local ordinance substantially corresponding to section
 3 674.

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

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

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

1 between that local unit of government and any law enforcement
2 officers of that local unit of government.

3 (3) As used in this section:

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

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

6 (ii) A sheriff's department.

7 (iii) The department of state police.

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

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

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

25 (2) Subsection (1) and any provision of the Michigan
26 Administrative Code that prohibits a person from standing in a
27 roadway other than a limited access highway for the purpose of
28 soliciting a ride, employment, or business from the occupant of any
29 vehicle do not apply to a person who is soliciting contributions on

1 behalf of a charitable or civic organization during daylight hours,
2 if all of the following are satisfied:

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

7 (b) The charitable or civic organization maintains at least
8 \$500,000.00 in liability insurance.

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

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

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

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

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

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

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

1 2017.

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

8 **CHAPTER VIA**

9 **STREETCARS**

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

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

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

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

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

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

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

29 (c) While on a streetcar or in a station that is part of a

1 street railway system, fail to carry or refuse to provide on
2 request by an officer, employee, or agent of a street railway or
3 police officer, proof of payment of the fare required by the street
4 railway for the use of the street railway system.

5 (d) Aid another person in violating subdivision (a), (b), or
6 (c).

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

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

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

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

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

19 (d) Performing an activity that the person is licensed to
20 perform or is authorized to perform under a state permit.

21 (e) Waiting for up to 10 minutes for another passenger to
22 disembark from a streetcar.

23 (2) A person violates subsection (1) only after remaining,
24 occupying, or using the station for a period of time that exceeds
25 the period of time necessary for the person to engage in an
26 activity described in subsection (1)(a) to (e).

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

29 (4) As used in this section, "shared station" means a station

1 that is part of a street railway system and that is used by both a
2 street railway and a public transit provider pursuant to an
3 agreement between the street railway and the public transit
4 provider.

5 Sec. 791b. (1) A person shall not smoke any substance, use an
6 e-cigarette, carry lighted tobacco, or spit within or on a
7 streetcar or station that is a part of a street railway system.

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

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

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

16 (3) As used in this section:

17 (a) "Qualified animal" means an animal that is not more than
18 25 pounds and is controlled in a cage.

19 (b) "Service animal" means that term as defined in section
20 502c of the Michigan penal code, 1931 PA 328, MCL 750.502c.

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

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

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

29 Sec. 791e. (1) A person shall not dispose of garbage, papers,

1 gum, refuse, or another form of trash, on a streetcar or in a
2 station that is part of a street railway system, except in
3 receptacles designated for that purpose on the streetcar or in the
4 station.

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

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

10 (a) A package or other object of a size that cannot be
11 positioned in a manner that permits the passage of persons in the
12 aisle of a streetcar or the entry and exit of persons through the
13 doors of a streetcar, or both.

14 (b) A commercial shopping cart.

15 Sec. 791g. (1) A person shall not engage in disruptive conduct
16 that interferes with the operation or safe use of the street
17 railway system, or negatively impacts the functions of officers,
18 employees, or agents of the street railway, or of police officers.

19 (2) A street railway system may issue a permit for a person to
20 play live music within a station. A person with a permit issued
21 under this subsection may play live music as provided in the
22 permit.

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

25 Sec. 792. (1) If a street authority determines that a bicycle,
26 vehicle, cargo, or other personal property is parked or standing on
27 a street in a manner that would block, delay, or otherwise
28 interfere with the movement of a streetcar on a streetcar track,
29 the street authority may immediately remove or cause to be removed

1 the bicycle, vehicle, cargo, or personal property from the street
 2 to the nearest garage, storage facility, or other place of safety.
 3 If the street authority is a street railway, the street railway
 4 shall not remove a bicycle, vehicle, cargo, or personal property
 5 under this subsection without first obtaining authorization from a
 6 police officer or notifying a law enforcement agency. The street
 7 authority shall report the place to which a bicycle, vehicle,
 8 cargo, or personal property is removed under this subsection to the
 9 nearest law enforcement agency as soon as practicable.

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

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

23 (4) As used in this section:

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

25 (i) The department of state police.

26 (ii) The county sheriff's office.

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

28 (iv) The transit police unit of a public body corporate created
 29 pursuant to an interlocal agreement under the urban cooperation act

1 of 1967, 1967 (Ex Sess) PA 7, MCL 124.501 to 124.512, between a
2 city and an authority under the metropolitan transportation
3 authorities act of 1967, 1967 PA 204, MCL 124.401 to 124.426.

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

6 (c) "Street authority" means a law enforcement agency or a
7 street railway.