TRAFFIC ORDINANCES AT STATE UNIVERSITIES AND COLLEGES

Act 291 of 1967

AN ACT to authorize state universities and colleges to enact parking, traffic and pedestrian ordinances and to provide for the enforcement of the ordinances; and to dispose of fines collected.

History: 1967, Act 291, Imd. Eff. Aug. 1, 1967

The People of the State of Michigan enact:

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390.891 Parking, traffic, and pedestrian ordinances; violation as misdemeanor or civil infraction; enforcement; persons authorized to issue and serve citations for persons with disabilities ordinance violations; conformity with uniform traffic code.

Sec. 1.

The governing boards of state universities and colleges may each enact parking, traffic, and pedestrian ordinances for the government and control of their respective campuses. If an ordinance is enacted, the governing board shall specify whether a particular violation is a misdemeanor or a civil infraction. Enforcement of the ordinance shall be by law enforcement officers of this state or the county, township, or city where the violation of the ordinance occurs. The governing board of a state university or college may authorize a person other than a law enforcement officer to issue and serve a citation for a violation of the ordinance pertaining to parking for persons with disabilities if the governing board complies with the requirements of section 675d of the Michigan vehicle code, 1949 PA 300, MCL 257.675d. The ordinance shall be in substantial conformity with the uniform traffic code promulgated pursuant to 1956 PA 62, MCL 257.951 to 257.954.

History: 1967, Act 291, Imd. Eff. Aug. 1, 1967 ;-- Am. 1978, Act 515, Eff. Aug. 1, 1979 ;-- Am. 1992, Act 229, Imd. Eff. Oct. 16, 1992 ;-- Am. 1998, Act 441, Imd. Eff. Dec. 30, 1998

390.892 Violation as misdemeanor; penalty; enforcement; disposition of fines and costs.

Sec. 2.

If violation of a particular provision of the ordinance is designated a misdemeanor pursuant to section 1, that violation is punishable by a fine of not to exceed $25.00 for each violation and may be enforced in any court having jurisdiction and venue over misdemeanors in the political subdivision where the violation occurs. Fines collected by the court for these ordinance violations shall be paid to the treasurer of the political subdivision in which the offense is tried within 30 days after collection, and costs shall be handled in the same manner as provided for costs imposed for violation of misdemeanors under state statutes.

History: 1967, Act 291, Imd. Eff. Aug. 1, 1967 ;-- Am. 1978, Act 515, Eff. Aug. 1, 1979

390.892a Violation as civil infraction; civil fines; limitation; conflict with act; misdemeanor penalty prohibited; processing of violation.

Sec. 2a.

(1) The governing board of a state university or college that enacts an ordinance under section 1 may establish a

civil fine for any violation of the ordinance designated as a civil infraction by the governing board.

(2) If a civil infraction included in an ordinance enacted by the governing board of a state university or college under section 1 substantially corresponds to a provision of the Michigan vehicle code, 1949 PA 300, MCL 257.1 to 257.923, a civil fine established by the governing board for that infraction shall not exceed the maximum civil fine for the substantially corresponding provision of that act described in section 907 of the Michigan vehicle code, 1949 PA 300, MCL 257.907. A civil fine in excess of the amount prescribed in section 907 of the Michigan vehicle code, 1949 PA 300, MCL 257.907, is in conflict with that act and is void to the extent of the conflict.

(3) An ordinance enacted under section 1 shall not impose a misdemeanor penalty for an act or omission that is a civil infraction under the Michigan vehicle code, 1949 PA 300, MCL 257.1 to 257.923.

(4) Except as provided in section 3, the violation of a provision designated as a civil infraction in an ordinance enacted under section 1 shall be processed in the same manner as a civil infraction under the Michigan vehicle code, 1949 PA 300, MCL 257.1 to 257.923.

History: Add. 1978, Act 515, Eff. Aug. 1, 1979 ;-- Am. 1979, Act 56, Eff. Aug. 1, 1979 ;-- Am. 1991, Act 42, Eff. Sept. 1, 1991 ;-- Am. 1998, Act 441, Imd. Eff. Dec. 30, 1998 ;-- Am. 2010, Act 262, Imd. Eff. Dec. 14, 2010

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390.893 Parking violations bureau; establishment; purpose; operating expense.

Sec. 3.

The governing board of a state university or college may establish a parking violations bureau as an exclusive agency to accept admissions of responsibility in cases of violation of any university or college parking ordinance and to collect and retain fines and costs as prescribed in the ordinance if the violation is designated a civil infraction. The expense of operating the bureau shall be borne by the governing board and the personnel of the bureau shall be university or college employees.

History: Add. 1972, Act 372, Imd. Eff. Jan. 9, 1973 ;-- Am. 1978, Act 515, Eff. Aug. 1, 1979