

HOUSE BILL No. 5945

May 8, 2018, Introduced by Reps. Lasinski, Elder, Sneller, Dianda, Chirkun, Brinks, Graves, Lilly, Victory, Howell, Frederick, Pagel, Brann, Peterson, Yaroch, Roberts, Theis, VanderWall, VanSingel, Sabo, Albert, Calley, Phelps and Zemke and referred to the Committee on Transportation and Infrastructure.

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 726 (MCL 257.726), as amended by 2008 PA 539.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 726. (1) ~~Local~~**SUBJECT TO SUBSECTION (4), LOCAL**
2 authorities and county road commissions with respect to highways
3 under their jurisdiction, except state trunk line highways, by
4 ordinance or resolution, may do any of the following:

5 (a) Prohibit the operation of trucks or other commercial
6 vehicles on designated highways or streets.

7 (b) Impose limitations as to the weight of trucks or other
8 commercial vehicles on designated highways or streets.

1 (c) Provide that only certain highways or streets may be used
2 by trucks or other commercial vehicles.

3 (2) Any prohibitions, limitations, or truck route designations
4 established under subsection (1) shall be designated by appropriate
5 signs placed on the highways or streets. The design and placement
6 of the signs shall be consistent with the requirements of section
7 608.

8 (3) If a township has established ~~any~~^A prohibition or
9 limitation under subsection (1) on any county primary road that an
10 adjoining township determines diverts traffic onto a border highway
11 or street shared by the township and the adjoining township, the
12 adjoining township may submit a written objection to the county
13 road commission having jurisdiction over the county primary road,
14 along with a copy to the township that established the prohibition
15 or limitation, ~~on or before the later of March 1, 2009, or 60 days~~
16 after the township approves the prohibition or limitation. The
17 written objection shall explain how the prohibition or limitation
18 diverts traffic onto the border highway or street shared by the
19 township and the adjoining township. The county road commission
20 shall then investigate the objection. The township and adjoining
21 township shall cooperate with that investigation and negotiate in
22 good faith to resolve the objection. If the objection is not
23 resolved within 60 days after the township receives the copy of the
24 written objection, the county road commission ~~has the authority to,~~
25 ~~and shall~~ ^{either} approve or void the prohibition or limitation
26 that is the subject of the objection within 60 days ~~thereafter,~~
27 ~~which~~ **AFTER THE 60-DAY PERIOD DESCRIBED IN THIS SUBSECTION, AND THE**

1 decision shall be final. ~~For purposes of~~ **AS USED IN** this
2 subsection, "county primary road" means a highway or street
3 designated as a county primary road ~~pursuant to~~ **UNDER** 1951 PA 51,
4 MCL 247.671 to 247.675.

5 **(4) AN ORDINANCE OR RESOLUTION DESCRIBED IN SUBSECTION (1) (A)**
6 **DOES NOT APPLY TO A VEHICLE THAT IS USED TO TRANSPORT AGRICULTURAL**
7 **PRODUCTS, FARM MACHINERY, FARM SUPPLIES, OR A COMBINATION OF THESE**
8 **ITEMS, TO OR FROM A FARM OR AS NECESSARY FOR AGRICULTURAL**
9 **PRODUCTION.**

10 **(5)** ~~(4)~~ A person who violates a prohibition, limitation, or
11 truck route designation established ~~pursuant to~~ **UNDER** subsection
12 (1) is responsible for a civil infraction.

13 Enacting section 1. This amendatory act takes effect 90 days
14 after the date it is enacted into law.