

Act No. 45
Public Acts of 1994
Approved by the Governor
March 22, 1994
Filed with the Secretary of State
March 23, 1994

**STATE OF MICHIGAN
87TH LEGISLATURE
REGULAR SESSION OF 1994**

Introduced by Senators McManus DeGrow Koivisto Pridma and Kelly

ENROLLED SENATE BILL No. 310

AN ACT to amend section 2 of Act No 205 of the Public Acts of 1941 entitled as amended An act to provide for the construction establishment opening use discontinuing vacating closing altering improvement and maintenance of limited access highways and facilities ancillary to those highways to permit the acquiring of property and property rights and the closing or other treatment of intersecting roads for these purposes to provide for the borrowing of money and for the issuing of bonds or notes payable from special funds for the acquisition construction or improvement of such highways and to provide for the receipt and expenditure of funds generated from the facilities as amended by Act No 243 of the Public Acts of 1992 being section 252 52 of the Michigan Compiled Laws

The People of the State of Michigan enact

Section 1 Section 2 of Act No 205 of the Public Acts of 1941 as amended by Act No 243 of the Public Acts of 1992 being section 252 52 of the Michigan Compiled Laws is amended to read as follows

Sec 2 (1) The state transportation department boards of county road commissioners and cities and villages either acting alone or in cooperation with each other or with any federal state or local agency having authority to participate in the construction and maintenance of highways are hereby authorized to establish open discontinue vacate close alter improve maintain and provide for the public use of limited access highways However within cities and villages that authority shall continue to be subject to municipal consent as now provided by section 1(i) of Act No 352 of the Public Acts of 1925 as amended being section 213 171 of the Michigan Compiled Laws

(2) The state transportation department shall allow the installation of only vending machines at selected sites on the limited access highway system to dispense food drink and other articles as the state transportation department determines are appropriate The state transportation department shall allow the installation of only vending machines at selected travel information centers Following a 2 year trial period the state transportation department shall use its discretion with the advice of the commission for the blind to allow only vending machines at other locations on the limited access highway system The vending machines shall only be operated by the commission for the blind which is designated as the state licensing agency under section 2(a)(5) chapter 638 49 Stat 1559 20 U S C 107a Except as otherwise provided in this section no other commercial enterprise shall be authorized or conducted within or on property acquired for or designated as a limited access highway The commission for the blind shall require evidence of liability insurance and monitor compliance as it pertains to only vending machines in the designated areas holding harmless the state transportation department

(3) In conjunction with the exemption granted by federal law from the restrictions contained in section 1 of Public Law 85 767 72 Stat 895 23 U S C 111 this section shall not prohibit the use of facilities located in part on the right of way of I 94 in the vicinity of the interchange of I 94 and I 69 business loop/I 94 business loop for the sale of only those articles which are for export and consumption outside the United States

(4) This section shall not prohibit the use of facilities located in the vicinity of the international bridge in the city of Sault Ste Marie for the sale of only those articles which are for export and consumption outside the United States to the extent that such use is not restricted by federal law

(5) This section shall not prohibit the operation of customs brokering facilities on state owned property available for such use at the sites of the blue water bridge in Port Huron and the international bridge in Sault Ste Marie

(6) The state transportation department may enter into a lease for facilities described in subsection (3) (4) or (5) the revenue from which shall be deposited in the state trunk line fund if attributable to the blue water bridge site or in the fund created pursuant to section 7 of Act No 99 of the Public Acts of 1954 being section 254 227 of the Michigan Compiled Laws if attributable to the international bridge site

(7) This section shall not prohibit the use of facilities located at rest areas or welcome centers to distribute either directly or through electronic technologies free travel related information or assistance or both to the traveling public if the distribution is approved by the state transportation department

(8) The state transportation department may enter into agreements for the activities described in subsection (7) the revenue from which shall be deposited in the state trunk line fund

This act is ordered to take immediate effect

Secretary of the Senate

Co Clerk of the House of Representatives

Approved

Governor