

S.B. 378

A bill to amend 1967 PA 291, entitled

"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,"

by amending sections 1 and 2a (MCL 390.891 and 390.892a), section 1 as amended by 1992 PA 229 and section 2a as amended by 1991 PA 42.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. The governing boards of state universities and col-
2 leges may each enact parking, traffic, and pedestrian ordinances
3 for the government and control of their respective campuses. If
4 an ordinance is enacted, the governing board shall specify
5 whether a particular violation is a misdemeanor or a civil
6 infraction. Enforcement of the ordinance shall be by law
7 enforcement officers of this state or the county, township, or

1 city where the violation of the ordinance occurs. The governing
2 board of a state university or college may authorize a person
3 other than a law enforcement officer to issue and serve a
4 citation for a violation of the ordinance pertaining to
5 ~~handicapper~~ parking FOR PERSONS WITH DISABILITIES if the gov-
6 erning board complies with the requirements of section 675d of
7 the Michigan vehicle code, ~~Act No. 300 of the Public Acts of~~
8 ~~1949, being section 257.675d of the Michigan Compiled Laws~~ 1949
9 PA 300, MCL 257.675D. The ordinance shall be in substantial con-
10 formity with the uniform traffic code promulgated pursuant to
11 ~~Act No. 62 of the Public Acts of 1956, being sections 257.951~~
12 ~~to 257.954 of the Michigan Compiled Laws~~ 1956 PA 62, MCL 257.951
13 TO 257.954.

14 Sec. 2a. If the violation of a particular provision of the
15 ordinance is designated a civil infraction pursuant to section 1,
16 the governing board may establish civil sanctions for those civil
17 infractions, but a civil fine shall not be more than \$25.00. If
18 the governing board establishes civil sanctions for a violation
19 of a particular provision of the ordinance designated a civil
20 infraction that prohibits parking in a parking space reserved for
21 use by ~~handicappers~~ PERSONS WITH DISABILITIES substantially
22 corresponding to section 674(1)(s) of the Michigan vehicle code,
23 ~~Act No. 300 of the Public Acts of 1949, being section 257.674 of~~
24 ~~the Michigan Compiled Laws~~ 1949 PA 300, MCL 257.674, the govern-
25 ing board shall establish a civil fine of not less than \$50.00 or
26 more than \$100.00. A civil sanction in excess of that prescribed
27 in ~~Act No. 300 of the Public Acts of 1949, as amended, being~~

1 ~~sections 257.1 to 257.923 of the Michigan Compiled Laws~~ THE
2 MICHIGAN VEHICLE CODE, 1949 PA 300, MCL 257.1 TO 257.923, is in
3 conflict with that act and is void to the extent of the
4 conflict. The ordinance shall not impose a misdemeanor penalty
5 for an act or omission which is a civil infraction under ~~Act~~
6 ~~No. 300 of the Public Acts of 1949, as amended~~ THE MICHIGAN
7 VEHICLE CODE, 1949 PA 300, MCL 257.1 TO 257.923. Except as pro-
8 vided in section 3, the violation of a provision designated a
9 civil infraction in the ordinance shall be processed in the same
10 manner as a civil infraction under ~~Act No. 300 of the Public~~
11 ~~Acts of 1949, as amended~~ THE MICHIGAN VEHICLE CODE, 1949 PA 300,
12 MCL 257.1 TO 257.923.

13 Enacting section 1. This amendatory act does not take
14 effect unless Senate Bill No. _____ or House Bill No. _____
15 (request no. 01839'97) of the 89th Legislature is enacted into
16 law.