

HOUSE BILL NO. 4605

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending section 676a (MCL 257.676a), as amended by 1998 PA
224.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 676a. (1) Except as otherwise provided in this sec-
2 tion, a person, firm, or corporation who sells or offers for
3 sale, or displays or attempts to display for sale, goods, wares,
4 produce, fruit, vegetables, or merchandise within the
5 right-of-way of a highway outside of the corporate limits of a
6 city or village, or within the right-of-way of a state trunk line
7 highway, is responsible for a civil infraction.

8 (2) This section does not interfere with a permanently
9 established business that, as of September 27, 1957, was located
10 on or partially on private property or grant to the owner of that

1 business additional rights or authority that the owner did not
2 possess on September 27, 1957, or diminish the legal rights or
3 duties of the authority having jurisdiction of the right-of-way.

4 (3) In conjunction with the exemption granted by federal law
5 from the restrictions contained in section 111 of title 23 of the
6 United States Code, 23 U.S.C. 111, and described in the "manual
7 on uniform traffic control devices for streets and highways",
8 U.S. department of transportation and federal highway administra-
9 tion, part 2g (LOGOS), this section does not prohibit the use of
10 a facility located in part on the right-of-way of I-94 in the
11 vicinity of the interchange of I-94 and I-69 business loop/I-94
12 business loop for the sale of only those articles which are for
13 export and consumption outside the United States.

14 ~~(4) The state transportation department shall conduct a~~
15 ~~study for a period of not less than 3 years to evaluate the~~
16 ~~potential benefit to the traveling public of logo signing within~~
17 ~~the right-of-way of limited access highways. Not later than~~
18 ~~December 31, 1998, the state transportation department shall~~
19 ~~issue a written report on the study, which shall include the eco-~~
20 ~~nomic impact of logo signing on the outdoor advertising industry,~~
21 ~~the benefits of logo signing to the motoring public and local~~
22 ~~businesses, the acceptance of logo signing by the motoring~~
23 ~~public, and the proposed standards for logo signing recommended~~
24 ~~by the state transportation commission. The study shall include~~
25 ~~a pilot program for logo signing at not more than 60~~
26 ~~interchanges. However, not less than 30 days before the~~
27 ~~implementation date of the pilot program, any proposed agreement~~

HB 4605, As Passed Senate, June 2, 1999

House Bill No. 4605 as amended May 26, 1999

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1 ~~specifying a location for the pilot program shall be reported to~~
2 ~~the senate and house of representatives standing committees that~~
3 ~~consider transportation-related legislation.~~ THIS SECTION DOES
4 NOT PROHIBIT THE USE OF LOGO SIGNAGE WITHIN THE RIGHT-OF-WAY OF
5 LIMITED ACCESS HIGHWAYS. FOR PURPOSES OF THIS SUBSECTION, "LOGO
6 SIGNAGE" MEANS A SIGN CONTAINING THE TRADEMARK OR OTHER SYMBOL
7 THAT IDENTIFIES A BUSINESS IN A MANNER AND AT LOCATIONS APPROVED
8 BY THE STATE TRANSPORTATION DEPARTMENT. ~~Any~~ THE STATE TRANSPORTATION
DEPARTMENT MAY ENTER INTO AGREEMENTS TO ALLOW LOGO SIGNAGE, AND ANY
revenue received by
9 the state transportation department under this subsection shall
10 be deposited into the ~~Michigan transportation fund established under~~
11 ~~section 10 of 1951 PA 51, MCL 247.660.~~ STATE TRUNK LINE FUND
ESTABLISHED UNDER SECTION 11 OF 1951 PA 51, MCL 247.661.
12 Enacting section 1. This amendatory act does not take
13 effect unless Senate Bill No. _____ or House Bill No. _____
14 (request no. 01136'99) of the 90th Legislature is enacted into
15 law.