

**SUBSTITUTE FOR  
SENATE BILL NO. 1127**

A bill to amend 1941 PA 205, entitled

"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,"

by amending section 2 (MCL 252.52), as amended by 2002 PA 150.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 2. (1) The state transportation department, a board of  
2       county road commissioners, or a city or village, acting alone or in  
3       cooperation with each other or with a federal, state, or local  
4       agency having authority to participate in the construction and  
5       maintenance of highways, may establish, open, discontinue, vacate,

1 close, alter, improve, maintain, and provide for the public use of  
2 limited access highways, subject to section 1(i) of 1925 PA 352,  
3 MCL 213.171.

4 (2) The state transportation department shall allow only the  
5 installation of vending machines at selected sites on the limited  
6 access highway system to dispense food, drink, and other articles  
7 that the state transportation department determines appropriate.

8 The state transportation department shall allow only the  
9 installation of vending machines at selected travel information  
10 centers. Following a 2-year trial period the state transportation  
11 department shall use its discretion with the advice of the  
12 commission for the blind to allow only vending machines at other  
13 locations on the limited access highway system. The vending  
14 machines shall be operated solely by the commission for the blind,  
15 which is designated as the state licensing agency under ~~section~~  
16 ~~2(a)(5) of chapter 638, 49 Stat. 1559,~~ 20 ~~U.S.C.~~ **USC** 107a.

17 Except as otherwise provided in this section, no other commercial  
18 enterprise shall be authorized or conducted within or on property  
19 acquired for or designated as a limited access highway. The  
20 commission for the blind shall require evidence of liability  
21 insurance and monitor compliance as it pertains to only vending  
22 machines in the designated areas, holding harmless the state  
23 transportation department.

24 (3) In conjunction with the exemption granted by federal law  
25 from the restrictions contained in section 111 of title 23 of the  
26 United States Code, 23 ~~U.S.C.~~ **USC** 111, and described in the  
27 "manual on uniform traffic control devices for streets and

1 highways", U.S. department of transportation and federal highway  
2 administration, part 2g (LOGOS), this section does not prohibit the  
3 use of facilities located in part on the right-of-way of I-94 in  
4 the vicinity of the interchange of I-94 and I-69 business loop/I-94  
5 business loop for the sale of only those articles which are for  
6 export and consumption outside the United States.

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

12 (5) This section does not prohibit the operation of customs  
13 brokering facilities on state owned property available for that use  
14 at the sites of the blue water bridge in Port Huron and the  
15 international bridge in Sault Ste. Marie.

16 (6) The state transportation department may enter into a lease  
17 for facilities described in subsection (3), (4), or (5), the  
18 revenue from which shall be deposited in the state trunk line fund  
19 if attributable to the blue water bridge site or in the fund  
20 created under section 7 of 1954 PA 99, MCL 254.227, if attributable  
21 to the international bridge site.

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

27 (8) The state transportation department may enter into

1 agreements for the activities described in subsection (7), the  
2 revenue from which shall be deposited in the state trunk line fund.

3 (9) The state transportation department may enter into  
4 agreements to authorize the use of property acquired for or  
5 designated as a limited access highway or acquired for or  
6 designated for ancillary purposes for the installation, operation,  
7 and maintenance of commercial or noncommercial electronic devices  
8 and related structures so long as the electronic devices and  
9 related structures are intended to assist in providing travel  
10 related information to motorists who subscribe to travel related  
11 information services, the public, or the state transportation  
12 department. All revenue generated by the agreements shall be  
13 deposited in the state trunk line fund. The state transportation  
14 department may accept facilities or in-kind services to be used for  
15 public purposes in lieu of, or in addition to, monetary  
16 compensation.

17 (10) THE STATE TRANSPORTATION DEPARTMENT SHALL POST SIGNS  
18 INDICATING THAT THE RIGHT LANE OF A 4-LANE LIMITED ACCESS HIGHWAY  
19 IS FOR DRIVING AND THE LEFT LANE OF A 4-LANE LIMITED ACCESS HIGHWAY  
20 IS FOR PASSING ON EACH 4-LANE LIMITED ACCESS HIGHWAY SUBJECT TO  
21 THIS ACT THAT THE STATE TRANSPORTATION DEPARTMENT CONSIDERS IS AN  
22 APPROPRIATE LIMITED ACCESS HIGHWAY FOR SIGN PLACEMENT. THE SIGNS  
23 SHALL BE PLACED AT THE MICHIGAN BORDER OF EACH 4-LANE LIMITED  
24 ACCESS HIGHWAY SUBJECT TO THIS ACT AND AT OTHER LOCATIONS OF EACH  
25 4-LANE LIMITED ACCESS HIGHWAY SUBJECT TO THIS ACT THAT THE STATE  
26 TRANSPORTATION DEPARTMENT CONSIDERS APPROPRIATE. THE STATE  
27 TRANSPORTATION DEPARTMENT SHALL DETERMINE THE SIZE AND THE DESIGN

1   **OF THE SIGNS.**

2           (11) ~~—(10)—~~ This section does not prohibit the use of logo  
3   signage within the right-of-way of limited access highways. For  
4   purposes of this subsection, "logo signage" means a sign containing  
5   the trademark or other symbol that identifies a business in a  
6   manner and at locations approved by the state transportation  
7   department. The state transportation department may enter into  
8   agreements to allow logo signage, and any revenue received by the  
9   state transportation department under this subsection shall be  
10  deposited into the state trunk line fund established under section  
11  11 of 1951 PA 51, MCL 247.661.

12          (12) ~~—(11)—~~ At the request of a hospital that provides 24-hour  
13  emergency care, the state transportation department shall place and  
14  maintain signs on all limited access highways that indicate exits  
15  that are within 2 miles of that hospital. The signs shall indicate  
16  the name of the hospital or the name of the nonprofit corporation  
17  that owns or operates the hospital and the exit number of the exit  
18  that is within the 2 miles of the hospital. At least 1 sign shall  
19  be placed for each exit that is within 2 miles of a requesting  
20  hospital that provides 24-hour emergency care. The cost of placing  
21  and maintaining the sign shall be paid by the hospital requesting  
22  the signs. The state transportation department shall adopt  
23  guidelines specifying the size, shape, design, number, and  
24  placement of the signs authorized under this subsection. The state  
25  transportation department shall not remove signs on limited access  
26  highways that exist on the effective date of the amendatory act  
27  that added this subsection and that indicate exits within 10 miles

1 of a hospital that provides 24-hour emergency care but that do not  
2 otherwise satisfy the requirements of this subsection. As used in  
3 this subsection, "hospital" means a health facility that is  
4 licensed under part 215 of the public health code, 1978 PA 368, MCL  
5 333.21501 to 333.21568.