

HOUSE BILL No. 4888

August 16, 2017, Introduced by Rep. Lauwers and referred to the Committee on Transportation and Infrastructure.

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending section 676b (MCL 257.676b).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 676b. (1) ~~A~~**SUBJECT TO SUBSECTION (2)**, A person, without
2 authority, shall not block, obstruct, impede, or otherwise
3 interfere with the normal flow of vehicular or pedestrian traffic
4 upon a public street or highway in this state, by means of a
5 barricade, object, or device, or with his or her person. This
6 section ~~shall~~**DOES** not apply to persons maintaining, rearranging,
7 or constructing public utility facilities in or adjacent to a
8 street or highway.

1 (2) SUBSECTION (1) AND ANY PROVISION OF THE MICHIGAN
2 ADMINISTRATIVE CODE THAT PROHIBITS A PERSON FROM STANDING IN A
3 ROADWAY OTHER THAN A LIMITED ACCESS HIGHWAY FOR THE PURPOSE OF
4 SOLICITING A RIDE, EMPLOYMENT, OR BUSINESS FROM THE OCCUPANT OF ANY
5 VEHICLE DO NOT APPLY TO A PERSON WHO IS SOLICITING CONTRIBUTIONS ON
6 BEHALF OF A CHARITABLE OR CIVIC ORGANIZATION DURING DAYLIGHT HOURS,
7 IF ALL OF THE FOLLOWING ARE SATISFIED:

8 (A) THE CHARITABLE OR CIVIC ORGANIZATION COMPLIES WITH
9 APPLICABLE LOCAL GOVERNMENT REGULATIONS. A LOCAL GOVERNMENT MAY
10 ENACT OR ENFORCE REGULATIONS RESTRICTING, BUT NOT PROHIBITING, THE
11 ACTIVITY DESCRIBED IN THIS SUBSECTION.

12 (B) THE CHARITABLE OR CIVIC ORGANIZATION MAINTAINS AT LEAST
13 \$500,000.00 IN LIABILITY INSURANCE.

14 (C) THE PERSON IS 18 YEARS OF AGE OR OLDER.

15 (D) THE PERSON IS WEARING HIGH-VISIBILITY SAFETY APPAREL THAT
16 MEETS CURRENT AMERICAN STANDARDS PROMULGATED BY THE INTERNATIONAL
17 SAFETY EQUIPMENT ASSOCIATION.

18 (E) THE PORTION OF THE ROADWAY UPON WHICH THE SOLICITATION
19 OCCURS IS NOT A WORK ZONE AND IS WITHIN AN INTERSECTION WHERE
20 TRAFFIC CONTROL DEVICES ARE PRESENT.

21 (3) A LOCAL GOVERNMENT OR ROAD AUTHORITY THAT HAS JURISDICTION
22 OVER A ROADWAY UPON WHICH SOLICITATION OCCURS AS DESCRIBED IN
23 SUBSECTION (2) IS NOT LIABLE FOR ANY CLAIM FOR DAMAGES ARISING OUT
24 OF THE USE OF THE ROADWAY AS DESCRIBED IN SUBSECTION (2).

25 (4) ~~(2)~~—A person who violates this section is responsible for
26 a civil infraction.

27 (5) A LOCAL GOVERNMENT THAT, ON THE EFFECTIVE DATE OF THE

1 AMENDATORY ACT THAT ADDED THIS SUBSECTION, HAS ENACTED OR IS
2 ENFORCING REGULATIONS THAT ARE PROHIBITED UNDER SUBSECTION (2) (A)
3 SHALL BRING THOSE REGULATIONS INTO COMPLIANCE WITH SUBSECTION
4 (2) (A) NO LATER THAN 60 DAYS AFTER THE EFFECTIVE DATE OF THE
5 AMENDATORY ACT THAT ADDED THIS SUBSECTION.

6 (6) AS USED IN THIS SECTION, "CHARITABLE OR CIVIC
7 ORGANIZATION" MEANS A NONPROFIT ORGANIZATION THAT IS QUALIFIED
8 UNDER SECTION 501(C) (3) , 501(C) (4) , OR 501(C) (8) OF THE INTERNAL
9 REVENUE CODE, 26 USC 501, OR A VETERANS' ORGANIZATION THAT HAS TAX-
10 EXEMPT STATUS UNDER THE INTERNAL REVENUE CODE.