

SENATE BILL No. 1490

November 9, 2006, Introduced by Senator GILBERT and referred to the Committee on Transportation.

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending section 726 (MCL 257.726), as amended by 1983 PA 107.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 726. (1) Local authorities and county road commissions
2 with respect to highways under their jurisdiction, except state
3 trunk line highways, by ordinance or resolution, may do any of the
4 following:

5 (a) Prohibit the operation of trucks or other commercial
6 vehicles on designated highways or streets.

7 (b) Impose limitations as to the weight of trucks or other
8 commercial vehicles on designated highways or streets.

9 (c) Provide that only certain highways or streets may be used
10 by trucks or other commercial vehicles.

1 (2) Any prohibitions, limitations, or truck route designations
2 established under subsection (1) shall be designated by appropriate
3 signs placed on the highways or streets. The design and placement
4 of the signs shall be consistent with the requirements of section
5 608.

6 (3) A person who violates a prohibition, limitation, or truck
7 route designation established pursuant to subsection (1) is
8 responsible for a civil infraction.

9 (4) LOCAL AUTHORITIES AND COUNTY ROAD COMMISSIONS MAY, BY
10 ORDINANCE OR RESOLUTION, PROHIBIT THE USE OF COMPRESSION BRAKES ON
11 THOSE PORTIONS OF STATE TRUNK LINE HIGHWAYS THAT FALL WITHIN THEIR
12 LIMITS AND THAT LIE WITHIN 200 YARDS OF A RESIDENTIAL AREA. A LOCAL
13 AUTHORITY OR COUNTY ROAD COMMISSION THAT PROHIBITS THE USE OF
14 COMPRESSION BRAKES UNDER THIS SUBSECTION SHALL INDICATE THAT
15 PROHIBITION BY APPROPRIATE SIGNS PLACED ON THE STATE TRUNK LINE
16 HIGHWAYS. THE SIGNS SHALL CONFORM TO THE REQUIREMENTS OF SECTION
17 608. THE COST OF ERECTING SIGNS UNDER THIS SUBSECTION SHALL BE
18 BORNE EQUALLY BY THE LOCAL AUTHORITY OR COUNTY ROAD COMMISSION
19 WHERE THE SIGNS ARE PLACED AND THE STATE TRANSPORTATION DEPARTMENT.
20 AS USED IN THIS SUBSECTION, "COMPRESSION BRAKES" MEANS BRAKES
21 COMMONLY KNOWN AS "JAKE BRAKES".

22 (5) A PERSON WHO VIOLATES AN ORDINANCE OR RESOLUTION
23 PROHIBITING THE USE OF COMPRESSION BRAKES UNDER SUBSECTION (4) IS
24 RESPONSIBLE FOR A CIVIL INFRACTION.