

SUBSTITUTE FOR  
HOUSE BILL NO. 5351

A bill to amend 1949 PA 300, entitled  
"Michigan vehicle code,"  
(MCL 257.1 to 257.923) by adding section 611a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1           SEC. 611A. (1) AN OWNER OR EMPLOYEE OF AN ENTITY PERFORMING  
2 CONSTRUCTION, MAINTENANCE, SURVEYING, OR UTILITY WORK WITHIN A WORK  
3 ZONE MAY DIRECT TRAFFIC WITHIN THAT WORK ZONE IF BOTH OF THE  
4 FOLLOWING APPLY:

5           (A) THE DEPARTMENT OF TRANSPORTATION, THE LOCAL AUTHORITY, OR  
6 THE COUNTY ROAD COMMISSION, WITHIN ITS RESPECTIVE JURISDICTION,  
7 AUTHORIZES THAT OWNER OR EMPLOYEE TO DIRECT TRAFFIC DUE TO SAFETY  
8 OR WORK REQUIREMENTS. THE AUTHORIZATION SHALL BE ISSUED IN THE  
9 MANNER CONSIDERED APPROPRIATE BY THE DEPARTMENT OF TRANSPORTATION,

1 THE LOCAL AUTHORITY, OR THE COUNTY ROAD COMMISSION, AND MAY BE  
2 GENERAL OR SPECIFIC. THE AUTHORIZATION MAY ESTABLISH THE CONDITIONS  
3 UNDER WHICH THE OWNER OR EMPLOYEE MAY DIRECT TRAFFIC, AND MAY ALLOW  
4 THE OWNER OR EMPLOYEE TO DIRECT TRAFFIC IN DISREGARD OF AN EXISTING  
5 TRAFFIC CONTROL DEVICE.

6 (B) THE OWNER OR EMPLOYEE IS PROPERLY TRAINED, EQUIPPED, AND  
7 ATTIRED IN CONFORMANCE WITH THE MANUAL OF UNIFORM TRAFFIC CONTROL  
8 DEVICES AUTHORIZED UNDER SECTION 608.

9 (2) THE OPERATOR OF A MOTOR VEHICLE WHO FAILS TO COMPLY WITH  
10 THE DIRECTIONS OF AN OWNER OR EMPLOYEE DIRECTING TRAFFIC UNDER THIS  
11 SECTION, INCLUDING A DIRECTION MADE IN DISREGARD OF AN EXISTING  
12 TRAFFIC CONTROL DEVICE, IS RESPONSIBLE FOR A CIVIL INFRACTION.