

HOUSE BILL No. 6380

August 19, 2010, Introduced by Reps. Slezak, Sheltroun, Lori, Bolger, Neumann and Crawford and referred to the Committee on Tourism, Outdoor Recreation and Natural Resources.

A bill to amend 1969 PA 200, entitled

"An act to regulate driveways, banners, events, and parades upon and over highways; to provide for the promulgation of rules; to prescribe requirements for the issuance of permits; and to provide for the issuance of those permits,"

by amending sections 3, 6, and 9 (MCL 247.323, 247.326, and 247.329), as amended by 1981 PA 177.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 3. A permit to temporarily close a highway, or a portion
2 of the highway, for a parade, celebration, festival, or similar
3 activity, and a permit for banners, decorations, or similar objects
4 to overhang the traveled way of a highway, may be issued by the
5 highway authority only if requested by an authorized official
6 designated by resolution of the governing body of a city,

1 incorporated village, or township. Requests for temporary closing
2 of highways shall indicate the time and date the highway is to be
3 closed to traffic, the date and time the highway is to be reopened
4 to traffic, and other information as the highway authority may
5 require. A permit shall not be issued for the partial or complete
6 closing of a highway unless the highway authority is satisfied that
7 adequate arrangements have been made for the handling of highway
8 traffic during such closure. Permits for banners, decorations, or
9 similar objects over the traveled way of a highway shall require
10 that they be securely fastened and be at least 18 feet above the
11 surface of the traveled way. This section does not apply to a
12 racing event for which a permit has been issued under the ~~city~~
13 **MUNICIPAL** motor vehicle racing act, ~~of 1981.~~ **1981 PA 178, MCL**
14 **257.1701 TO 257.1712.**

15 Sec. 6. A permit shall not be issued unless all the
16 requirements of this act, and of rules made pursuant to section 5,
17 are met. A permit may be revoked by the highway authority issuing
18 it if at any time the permitted object, use, or activity fails to
19 meet the requirements of this act or rules made in accordance with
20 section 5. This section does not apply to a permit issued by a ~~city~~
21 **MUNICIPALITY** under the ~~city~~ **MUNICIPAL** motor vehicle racing act, ~~of~~
22 ~~1981.~~ **1981 PA 178, MCL 257.1701 TO 257.1712.**

23 Sec. 9. (1) Except as provided in subsection (2), the state
24 transportation commission by resolution may authorize any city or
25 village to issue on behalf of the state the permits required by
26 this act with respect to state trunk line highways within the
27 corporate limits of the city or village provided the permits are

1 issued pursuant to this act and rules promulgated under this act,
2 subject to conditions as the commission may prescribe and subject
3 to acceptance of that authority by the governing body of the city
4 or village.

5 (2) A permit issued by a ~~city~~**MUNICIPALITY** under the ~~city~~
6 **MUNICIPAL** motor vehicle racing act, ~~of 1981~~**1981 PA 178, MCL**
7 **257.1701 TO 257.1712**, shall be considered to be a permit issued for
8 all purposes under this act regarding any highway located within
9 the limits of the ~~city~~**MUNICIPALITY**.

10 Enacting section 1. This amendatory act does not take effect
11 unless Senate Bill No.____ or House Bill No. 6377(request no.
12 06875'10) of the 95th Legislature is enacted into law.