

Act No. 87  
Public Acts of 1990  
Approved by the Governor  
May 29, 1990  
Filed with the Secretary of State  
May 30, 1990

**STATE OF MICHIGAN  
85TH LEGISLATURE  
REGULAR SESSION OF 1990**

Introduced by Reps. Hertel and Stupak

# **ENROLLED HOUSE BILL No. 5256**

AN ACT to amend section 676a of Act No. 300 of the Public Acts of 1949, entitled as amended "An act to provide for the registration, titling, sale, transfer, and regulation of vehicles operated upon the public highways of this state or any other place open to the general public and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of owners and operators of vehicles and service of process on residents and nonresidents; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state agencies; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date," being section 257.676a of the Michigan Compiled Laws.

*The People of the State of Michigan enact:*


Section 1. Section 676a of Act No. 300 of the Public Acts of 1949, being section 257.676a of the Michigan Compiled Laws, is amended to read as follows:


Sec. 676a. (1) Except as otherwise provided in this section, a person, firm, or corporation who sells or offers for sale, or displays or attempts to display for sale, goods, wares, produce, fruit, vegetables, or merchandise within the right-of-way of a highway outside of the corporate limits of a city or village, or within the right-of-way of a state trunk line highway, is responsible for a civil infraction.

(2) This section shall not interfere with a permanently established business presently located on or partially on private property or grant to the owner of that business additional rights or authority that the owner may not now possess, or diminish the legal rights or duties of the authority having jurisdiction of the right-of-way.

(3) In conjunction with the exemption granted by federal law from the restrictions contained in section 1 of Public Law 85-767, 23 U.S.C. 111, this section shall not prohibit the use of a facility located in part on the right-of-way of I-94 in the vicinity of the interchange of I-94 and I-69 business loop/I-94 business loop for the sale of only those articles which are for export and consumption outside the United States.

This act is ordered to take immediate effect.

  
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Clerk of the House of Representatives.

  
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Secretary of the Senate.

Approved.....

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Governor.