

HOUSE BILL No. 4382

March 21, 2017, Introduced by Reps. Singh, Theis, Wittenberg, Lucido, Faris and Gay-Dagnogo and referred to the Committee on Law and Justice.

A bill to amend 1937 PA 10, entitled

"An act to define the use of travel aids by blind persons; to provide protection against accidents to such persons; to require instruction and examination in certain circumstances; and to provide penalties for violation hereof,"

by amending sections 1a and 3 (MCL 752.51a and 752.53), section 1a as amended by 2002 PA 401 and section 3 as amended by 1986 PA 62.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1a. As used in this act:

2 (a) "Blind" means a person who has a visual acuity of 20/200
3 or less in the better eye with correction, or has limitation of his
4 or her field of vision such that the widest diameter of the visual
5 field subtends an angular distance not greater than 20 degrees.

6 (b) "Cane" means an aid used by a blind pedestrian for travel
7 and identification purposes that is **PREDOMINANTLY** white **OR METALLIC**

1 in color with or without a red tip.

2 (c) "Crosswalk" means that term as defined in section 10 of
3 the Michigan vehicle code, 1949 PA 300, MCL 257.10.

4 (d) "Dog guide" means a dog, in harness, that has been
5 formally trained and that is used by a blind person as a travel
6 aid.

7 (e) "Walker" means an aid used by a blind pedestrian for
8 travel and identification purposes that is white in color or has
9 white legs with or without a red tip.

10 Sec. 3. **(1)** A person who violates section 2(1) is guilty of a
11 misdemeanor ~~—~~punishable by imprisonment for not more than 90 days
12 ~~—~~or by a fine of not ~~more~~**LESS** than \$100.00 **AND NOT MORE THAN**
13 **\$500.00**, or both.

14 **(2) A PERSON WHO VIOLATES SECTION 2(1) CAUSING INJURY TO A**
15 **BLIND PERSON, OR HIS OR HER DOG GUIDE, IS GUILTY OF A MISDEMEANOR**
16 **PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 1 YEAR OR A FINE OF**
17 **NOT MORE THAN \$1,000.00, OR BOTH.**

18 **(3) A PERSON WHO VIOLATES SECTION 2(1) CAUSING THE DEATH OF A**
19 **BLIND PERSON, OR HIS OR HER DOG GUIDE, IS GUILTY OF A FELONY**
20 **PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 15 YEARS OR A FINE OF**
21 **NOT MORE THAN \$7,500.00, OR BOTH.**

22 Enacting section 1. This amendatory act takes effect 90 days
23 after the date it is enacted into law.