

HOUSE BILL NO. 4395

March 19, 2019, Introduced by Reps. Wittenberg, Elder, Kuppa, Manoogian, Sabo, Brixie, LaGrand, Ellison, Peterson, Gay-Dagnogo and Miller and referred to the Committee on Transportation.

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending section 636 (MCL 257.636), as amended by 2018 PA 279.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 636. (1) The following rules govern the overtaking and
2 passing of vehicles proceeding in the same direction, subject to
3 ~~the limitations, exceptions, and special rules stated in sections~~
4 637 to 643a:

5 (a) The driver of a vehicle overtaking another vehicle

1 proceeding in the same direction shall pass at a safe distance to
2 the left of that vehicle, and when safely clear of the overtaken
3 vehicle shall take up a position as near the right-hand edge of the
4 main traveled portion of the highway as is practicable.

5 (b) Except when overtaking and passing on the right is
6 permitted, the driver of an overtaken vehicle shall give way to the
7 right in favor of the overtaking vehicle ~~on audible signal~~ and
8 shall not increase the speed of his or her vehicle until completely
9 passed by the overtaking vehicle.

10 (2) The driver of a motor vehicle overtaking a bicycle
11 proceeding in the same direction shall pass at a safe distance of
12 at least 3 feet to the left of that bicycle or, if it is
13 impracticable to pass the bicycle at a distance of 3 feet to the
14 left, at a safe distance to the left of that bicycle at a safe
15 speed, and when safely clear of the overtaken bicycle shall take up
16 a position as near the right-hand edge of the main traveled portion
17 of the highway as is practicable.

18 (3) Notwithstanding section 640, if it is safe to do so, the
19 driver of a vehicle overtaking a bicycle proceeding in the same
20 direction may overtake and pass the bicycle in a no-passing zone.

21 (4) A person who violates this section is responsible for a
22 civil infraction.

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