

# HOUSE BILL No. 5312

November 6, 1991, Introduced by Reps. Trim, Bender, Webb and Griffin and referred to the Committee on Judiciary.

A bill to amend section 653 of Act No. 300 of the Public Acts of 1949, entitled as amended  
"Michigan vehicle code,"  
being section 257.653 of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 653 of Act No. 300 of the Public Acts of  
2 1949, being section 257.653 of the Michigan Compiled Laws, is  
3 amended to read as follows:

4 Sec. 653. (1) Upon the immediate approach of an authorized  
5 emergency vehicle equipped with not less than 1 lighted flashing,  
6 rotating, or oscillating lamp exhibiting a red or blue light vis-  
7 ible under normal atmospheric condition from a distance of 500  
8 feet to the front of the vehicle and when the driver is giving  
9 audible signal by siren, exhaust whistle, or bell:

1 (a) The driver of another vehicle shall yield the right of  
2 way and shall immediately drive to a position parallel to and as  
3 close as possible to the right-hand edge or curb of the roadway,  
4 clear of an intersection, and shall stop and remain in that posi-  
5 tion until the authorized emergency vehicle has passed, except  
6 when otherwise directed by a police officer.

7 (b) The operator of a streetcar shall immediately stop the  
8 car, clear of an intersection, and shall keep it in that position  
9 until the authorized emergency vehicle has passed, except when  
10 otherwise directed by a police officer.

11 (2) IN A PROCEEDING FOR A VIOLATION OF SUBSECTION (1), PROOF  
12 THAT THE PARTICULAR VEHICLE DESCRIBED IN THE CITATION WAS IN VIO-  
13 LATION OF SUBSECTION (1), TOGETHER WITH PROOF THAT THE DEFENDANT  
14 NAMED IN THE CITATION WAS, AT THE TIME OF THE VIOLATION, THE REG-  
15 ISTERED OWNER OF THE VEHICLE, SHALL CONSTITUTE IN EVIDENCE A PRE-  
16 SUMPTION THAT THE REGISTERED OWNER OF THE VEHICLE WAS THE DRIVER  
17 OF THE VEHICLE AT THE TIME OF THE VIOLATION.

18 (3) ~~-(2)-~~ This section does not relieve the driver of an  
19 authorized emergency vehicle from the duty to drive with due  
20 regard for the safety of persons using the highway.

21 (4) ~~-(3)-~~ A person who violates this section is ~~responsible~~  
22 ~~for a civil infraction~~ GUILTY OF A MISDEMEANOR.