

# SENATE BILL No. 1413

September 17, 2002, Introduced by Senator GARCIA and referred to the Committee on Transportation and Tourism.

A bill to amend 1949 PA 300, entitled  
"Michigan vehicle code,"  
by amending sections 634, 649, and 650 (MCL 257.634, 257.649, and 257.650), section 634 as amended by 1989 PA 346.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 634. (1) Upon each roadway of sufficient width, the  
2 driver of a vehicle shall drive the vehicle upon the right half  
3 of the roadway, except as follows:

4       (a) When overtaking and passing another vehicle proceeding  
5 in the same direction under the rules governing that movement.

6       (b) When the right half of a roadway is closed to traffic  
7 while under construction or repair or when an obstruction exists  
8 making it necessary to drive to the left of the center of the  
9 highway. A driver who is driving on the left half of a roadway  
10 under this subdivision shall yield the right-of-way to an

1 oncoming vehicle traveling in the proper direction upon the  
2 unobstructed portion of the roadway.

3 (c) When a vehicle operated by a state agency or a local  
4 authority or an agent of a state agency or local authority is  
5 engaged in work on the roadway.

6 (d) Upon a roadway divided into 3 marked lanes for traffic  
7 under the rules applicable on the roadway.

8 (2) Upon a roadway having 2 or more lanes for travel in 1  
9 direction, the driver of a vehicle shall drive the vehicle in the  
10 extreme right-hand lane available for travel except as otherwise  
11 provided in this section. However, the driver of a vehicle may  
12 drive the vehicle in any lane lawfully available to traffic  
13 moving in the same direction of travel when the lanes are occu-  
14 pied by vehicles moving in substantially continuous lanes of  
15 traffic and in any left-hand lane lawfully available to traffic  
16 moving in the same direction of travel for a reasonable distance  
17 before making a left turn.

18 (3) This section shall not be construed to prohibit a vehi-  
19 cle traveling in the appropriate direction from traveling in any  
20 lane of a freeway having 3 or more lanes for travel in the same  
21 direction. However, a city, village, township, or county may not  
22 enact an ordinance which regulates the same subject matter as any  
23 provision of this subsection. The driver of a truck with a gross  
24 weight of more than 10,000 pounds, a truck tractor, or a combina-  
25 tion of a vehicle and trailer or semitrailer shall drive the  
26 vehicle or combination of vehicles only in either of the 2 lanes  
27 farthest to the right, except for a reasonable distance when

1 making a left turn or where a special hazard exists that requires  
2 the use of an alternative lane for safety reasons.

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

5 (5) A PERSON FOUND RESPONSIBLE FOR A CIVIL INFRACTION FOR A  
6 VIOLATION OF THIS SECTION, THAT CAUSES INJURY TO ANOTHER INDIVID-  
7 UAL WHO IS OPERATING OR RIDING ON A MOTORCYCLE, IS SUBJECT TO A  
8 FINE 5 TIMES THE FINE OTHERWISE PRESCRIBED FOR A VIOLATION OF  
9 THIS SECTION.

10 Sec. 649. (1) The driver of a vehicle approaching an inter-  
11 section shall yield the right of way to a vehicle which has  
12 entered the intersection from a different highway.

13 (2) When 2 vehicles enter an intersection from different  
14 highways at approximately the same time, the driver of the vehi-  
15 cle on the left shall yield the right of way to the vehicle on  
16 the right.

17 (3) The right of way rules declared in subsections (1) and  
18 (2) are modified at through highways and otherwise as stated in  
19 this chapter.

20 (4) The driver of a vehicle approaching a yield sign, in  
21 obedience to the sign, shall slow down to a speed reasonable for  
22 the existing conditions and shall yield the right of way to a  
23 vehicle in the intersection or approaching on another highway so  
24 closely as to constitute an immediate hazard during the time the  
25 driver would be moving across or within the intersection.  
26 However, if required for safety to stop, the driver shall stop  
27 before entering the crosswalk on the near side of the

1 intersection or, if there is not a crosswalk, at a clearly marked  
2 stop line; but if there is not a crosswalk or a clearly marked  
3 stop line, then at the point nearest the intersecting roadway  
4 where the driver has a view of approaching traffic on the inter-  
5 secting roadway.

6 (5) The driver of a vehicle traveling at an unlawful speed  
7 shall forfeit a right of way which the driver might otherwise  
8 have under this section.

9 (6) Except when directed to proceed by a police officer, the  
10 driver of a vehicle approaching a stop intersection indicated by  
11 a stop sign shall stop before entering the crosswalk on the near  
12 side of the intersection, or if there is not a crosswalk shall  
13 stop at a clearly marked stop line; or if there is not a cross-  
14 walk or a clearly marked stop line, then at the point nearest the  
15 intersecting roadway where the driver has a view of approaching  
16 traffic on the intersecting roadway. After having stopped, the  
17 driver shall yield the right of way to a vehicle which has  
18 entered the intersection from another highway or which is  
19 approaching so closely on the highway as to constitute an immedi-  
20 ate hazard during the time when the driver would be moving across  
21 or within the intersection.

22 (7) When a vehicle approaches the intersection of a highway  
23 from an intersecting highway or street which is intended to be,  
24 and is constructed as, a merging highway or street, and is  
25 plainly marked at the intersection with appropriate merge signs,  
26 the vehicle shall yield right of way to a vehicle so close as to  
27 constitute an immediate hazard on the highway about to be entered

1 and shall adjust its speed so as to enable it to merge safely  
2 with the through traffic.

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

5 (9) A PERSON FOUND RESPONSIBLE FOR A CIVIL INFRACTION FOR A  
6 VIOLATION OF THIS SECTION, THAT CAUSES INJURY TO ANOTHER INDIVID-  
7 UAL WHO IS OPERATING OR RIDING ON A MOTORCYCLE, IS SUBJECT TO A  
8 FINE 5 TIMES THE FINE OTHERWISE PRESCRIBED FOR A VIOLATION OF  
9 THIS SECTION.

10 Sec. 650. (1) The driver of a vehicle within an intersec-  
11 tion intending to turn to the left shall yield the right of way  
12 to a vehicle approaching from the opposite direction which is  
13 within the intersection or so close to the intersection as to  
14 constitute an immediate hazard; but the driver, having so yielded  
15 and having given a signal when and as required by this chapter,  
16 may make the left turn and the drivers of all other vehicles  
17 approaching the intersection from the opposite direction shall  
18 yield the right of way to the vehicle making the left turn. At  
19 an intersection at which a traffic signal is located, a driver  
20 intending to make a left turn shall permit vehicles bound  
21 straight through in the opposite direction which are waiting a go  
22 signal to pass through the intersection before making the turn.

23 (2) A person who violates this section is responsible for a  
24 civil infraction.

25 (3) A PERSON FOUND RESPONSIBLE FOR A CIVIL INFRACTION FOR A  
26 VIOLATION OF THIS SECTION, THAT CAUSES INJURY TO ANOTHER  
27 INDIVIDUAL WHO IS OPERATING OR RIDING ON A MOTORCYCLE, IS SUBJECT

1 TO A FINE 5 TIMES THE FINE OTHERWISE PRESCRIBED FOR A VIOLATION  
2 OF THIS SECTION.