

HOUSE BILL No. 5523

March 24, 2016, Introduced by Reps. Forlini, Kelly, Lane and Hughes and referred to the Committee on Criminal Justice.

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending section 618 (MCL 257.618), as amended by 2005 PA 3.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 618. (1) The driver of a vehicle who knows or who has
2 reason to believe that he **OR SHE** has been involved in an accident
3 upon public or private property that is open to travel by the
4 public shall immediately stop his or her vehicle at the scene of
5 the accident and shall remain there until the requirements of
6 section 619 are fulfilled or immediately report the accident to the
7 nearest or most convenient police agency or officer to fulfill the
8 requirements of section 619(a) and (b) if there is a reasonable and
9 honest belief that remaining at the scene will result in further
10 harm. The stop shall be made without obstructing traffic more than
11 is necessary.

1 (2) IN A PROCEEDING FOR A VIOLATION OF SUBSECTION (1), PROOF
2 THAT THE PARTICULAR VEHICLE DESCRIBED IN THE CITATION, COMPLAINT,
3 OR WARRANT WAS USED IN THE VIOLATION, TOGETHER WITH PROOF THAT THE
4 DEFENDANT NAMED IN THE CITATION, COMPLAINT, OR WARRANT WAS THE
5 REGISTERED OWNER OF THE VEHICLE AT THE TIME OF THE VIOLATION,
6 CONSTITUTES A REBUTTABLE PRESUMPTION THAT THE REGISTERED OWNER OF
7 THE VEHICLE WAS THE DRIVER OF THE VEHICLE AT THE TIME OF THE
8 VIOLATION.

9 (3) ~~(2)~~—If an individual violates ~~the requirements of~~
10 subsection (1) and the accident results in damage to a vehicle
11 operated by or attended by any individual, the individual is guilty
12 of a misdemeanor punishable by ~~imprisonment for not more than 90~~
13 ~~days or a fine of not more than \$100.00, or both.~~ **1 OR MORE OF THE**
14 **FOLLOWING:**

15 (A) IMPRISONMENT FOR NOT MORE THAN 90 DAYS.

16 (B) A FINE OF NOT MORE THAN \$100.00.

17 (C) COMMUNITY SERVICE FOR NOT MORE THAN 100 HOURS.

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