SUBSTITUTE FOR

HOUSE BILL NO. 4185

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

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 636. (1) The following rules shall govern the overtaking
- 2 and passing of vehicles proceeding in the same direction, subject
- 3 to those THE limitations, exceptions, and special rules stated in
- 4 sections 637 to 643a:
- 5 (a) The driver of a vehicle overtaking another vehicle
- 6 proceeding in the same direction shall pass at a safe distance to
- 7 the left of that vehicle, and when safely clear of the overtaken
- 8 vehicle shall take up a position as near the right-hand edge of the
- 9 main traveled portion of the highway as is practicable.
- (b) Except when overtaking and passing on the right is

- House Bill No. 4185 as amended June 5, 2018
- 1 permitted, the driver of an overtaken vehicle shall give way to the
- 2 right in favor of the overtaking vehicle on audible signal and
- 3 shall not increase the speed of his or her vehicle until completely
- 4 passed by the overtaking vehicle.
- 5 (2) THE DRIVER OF A MOTOR VEHICLE OVERTAKING A BICYCLE
- 6 PROCEEDING IN THE SAME DIRECTION SHALL PASS AT A SAFE DISTANCE OF
- 7 AT LEAST 3 FEET [] TO THE LEFT OF THAT
- 8 BICYCLE OR, IF IT IS IMPRACTICABLE TO PASS THE BICYCLE AT A
- 9 DISTANCE OF 3 FEET TO THE LEFT, AT A SAFE DISTANCE TO THE LEFT OF
- 10 THAT BICYCLE AT A SAFE SPEED, AND WHEN SAFELY CLEAR OF THE
- 11 OVERTAKEN BICYCLE SHALL TAKE UP A POSITION AS NEAR THE RIGHT-HAND
- 12 EDGE OF THE MAIN TRAVELED PORTION OF THE HIGHWAY AS IS PRACTICABLE.
- 13 (3) NOTWITHSTANDING SECTION 640, IF IT IS SAFE TO DO SO, THE
- 14 DRIVER OF A VEHICLE OVERTAKING A BICYCLE PROCEEDING IN THE SAME
- 15 DIRECTION MAY OVERTAKE AND PASS THE BICYCLE IN A NO-PASSING ZONE.
- 16 (4) (2)—A person who violates this section is responsible for
- 17 a civil infraction.
- 18 Enacting section 1. This amendatory act takes effect 90 days
- 19 after the date it is enacted into law.