

HOUSE BILL No. 4062

January 18, 2017, Introduced by Rep. Kosowski and referred to the Committee on Transportation and Infrastructure.

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending section 634 (MCL 257.634), as amended by 1988 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 of
3 the roadway, except as follows:

4 (a) When overtaking and passing another vehicle proceeding in
5 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 oncoming
11 vehicle traveling in the proper direction upon the unobstructed

1 portion of the roadway.

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

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

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

17 **(3) UPON A ROADWAY HAVING 2 OR MORE LANES FOR TRAVEL IN 1**
18 **DIRECTION, THE DRIVER OF A VEHICLE IN THE EXTREME LEFT-HAND LANE**
19 **SHALL NOT CONTINUE TO OPERATE HIS OR HER VEHICLE IN THAT LANE IF HE**
20 **OR SHE KNOWS OR REASONABLY SHOULD KNOW THAT HE OR SHE IS BEING**
21 **OVERTAKEN IN THAT LANE FROM THE REAR BY A VEHICLE TRAVELING AT A**
22 **HIGHER RATE OF SPEED. THIS SUBSECTION DOES NOT APPLY UNDER ANY OF**
23 **THE FOLLOWING CIRCUMSTANCES:**

24 **(A) TRAFFIC CONDITIONS, INCLEMENT WEATHER, OBSTRUCTIONS,**
25 **HAZARDS, OR COMPLIANCE WITH A LAW OF THIS STATE OR AN OFFICIAL**
26 **TRAFFIC CONTROL DEVICE MAKE IT NECESSARY TO DRIVE IN THE EXTREME**
27 **LEFT-HAND LANE.**

1 (B) THE VEHICLE IS REQUIRED TO BE DRIVEN IN THE EXTREME LEFT-
2 HAND LANE IN ORDER TO EXIT OR TURN LEFT.

3 (C) THE VEHICLE IS AN AUTHORIZED EMERGENCY VEHICLE.

4 (D) THE VEHICLE IS A ROAD MAINTENANCE VEHICLE ENGAGED IN ROAD
5 CONSTRUCTION OR MAINTENANCE. AS USED IN THIS SUBDIVISION, "ROAD
6 MAINTENANCE VEHICLE" MEANS THAT TERM AS DEFINED IN SECTION 653B.

7 (4) ~~(3)~~ This section ~~shall~~ **DOES** not be construed to prohibit a
8 vehicle traveling in the appropriate direction from traveling in
9 any lane of a freeway having 3 or more lanes for travel in the same
10 direction. However, a city, village, township, or county may not
11 enact an ordinance ~~which~~ **THAT** regulates the same subject matter as
12 any provision of this subsection. The driver of a truck with a
13 gross weight of more than 10,000 pounds, a truck tractor, or a
14 combination of a vehicle and trailer or semitrailer shall drive the
15 vehicle or combination of vehicles only in either of the 2 lanes
16 farthest to the right, except for a reasonable distance when making
17 a left turn or where a special hazard exists that requires the use
18 of an alternative lane for safety reasons.

19 (5) ~~(4)~~ A person who violates this section is responsible for
20 a civil infraction.

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