

HOUSE BILL No. 4088

January 25, 2017, Introduced by Rep. Hertel and referred to the Committee on Law and Justice.

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending section 653 (MCL 257.653).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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

8 (a) The driver of another vehicle shall yield the right of way
9 and shall immediately drive to a position parallel to and as close
10 as possible to the right-hand edge or curb of the roadway, clear of
11 an intersection, and shall stop and remain in that position until

1 the authorized emergency vehicle has passed, except when otherwise
2 directed by a police officer.

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

7 (2) This section does not relieve the driver of an authorized
8 emergency vehicle from the duty to drive with due regard for the
9 safety of persons using the highway.

10 (3) ~~A-EXCEPT AS PROVIDED IN SUBSECTIONS (4) AND (5), A~~ person
11 who violates this section is ~~responsible for~~ **GUILTY OF** a ~~civil~~
12 ~~infraction.~~ **MISDEMEANOR PUNISHABLE BY A FINE OF NOT MORE THAN**
13 **\$500.00 OR IMPRISONMENT FOR NOT MORE THAN 90 DAYS, OR BOTH.**

14 (4) **A PERSON WHO VIOLATES THIS SECTION AND CAUSES INJURY TO A**
15 **POLICE OFFICER, FIREFIGHTER, OR OTHER EMERGENCY RESPONSE PERSONNEL**
16 **IN THE IMMEDIATE AREA OF THE APPROACHING AUTHORIZED EMERGENCY**
17 **VEHICLE IS GUILTY OF A FELONY PUNISHABLE BY A FINE OF NOT MORE THAN**
18 **\$1,000.00 OR IMPRISONMENT FOR NOT MORE THAN 2 YEARS, OR BOTH.**

19 (5) **A PERSON WHO VIOLATES THIS SECTION AND CAUSES DEATH TO A**
20 **POLICE OFFICER, FIREFIGHTER, OR OTHER EMERGENCY RESPONSE PERSONNEL**
21 **IN THE IMMEDIATE AREA OF THE APPROACHING AUTHORIZED EMERGENCY**
22 **VEHICLE IS GUILTY OF A FELONY PUNISHABLE BY A FINE OF NOT MORE THAN**
23 **\$7,500.00 OR IMPRISONMENT FOR NOT MORE THAN 15 YEARS, OR BOTH.**

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