

SENATE BILL No. 521

September 6, 2017, Introduced by Senator JONES and referred to the Committee on Transportation.

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending section 649 (MCL 257.649).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 649. (1) The driver of a vehicle approaching an
2 intersection shall yield the right of way to a vehicle ~~which~~ **THAT**
3 has entered the intersection from a different highway.

4 (2) When 2 vehicles enter an intersection from different
5 highways at approximately the same time, the driver of the vehicle
6 on the left shall yield the right of way to the vehicle on the
7 right.

8 (3) The right of way rules ~~declared~~ in subsections (1) and (2)
9 are modified at through highways and otherwise as ~~stated~~ **PROVIDED**
10 **IN SUBSECTION (4) AND** in this chapter.

11 **(4) THE DRIVER OF A VEHICLE APPROACHING AN INTERSECTION THAT**

1 IS CONTROLLED BY A TRAFFIC CONTROL SIGNAL SHALL DO ALL OF THE
2 FOLLOWING, IF THE SIGNAL FACING THE DRIVER EXHIBITS NO COLORED
3 LIGHTS OR COLORED LIGHTED ARROWS, EXHIBITS A COMBINATION OF COLORED
4 LIGHTS OR COLORED LIGHTED ARROWS THAT FAILS TO CLEARLY INDICATE THE
5 ASSIGNMENT OF RIGHT OF WAY, OR THE SIGNALS ARE OTHERWISE
6 MALFUNCTIONING:

7 (A) STOP AT A CLEARLY MARKED STOP LINE, OR, IF THERE IS NO
8 CLEARLY MARKED STOP LINE, STOP BEFORE ENTERING THE CROSSWALK ON THE
9 NEAR SIDE OF THE INTERSECTION, OR, IF THERE IS NO CROSSWALK, STOP
10 BEFORE ENTERING THE INTERSECTION.

11 (B) YIELD THE RIGHT OF WAY TO ALL VEHICLES IN THE INTERSECTION
12 OR APPROACHING ON AN INTERSECTING ROAD, IF THOSE VEHICLES WILL
13 CONSTITUTE AN IMMEDIATE HAZARD DURING THE TIME THE DRIVER IS MOVING
14 ACROSS OR WITHIN THE INTERSECTION.

15 (C) EXERCISE ORDINARY CARE WHILE PROCEEDING THROUGH THE
16 INTERSECTION.

17 (5) SUBSECTION (4) DOES NOT APPLY TO AN INTERSECTION THAT IS
18 CONTROLLED BY A TRAFFIC CONTROL SIGNAL THAT IS FLASHING YELLOW
19 EXCEPT UPON THE OCCURRENCE OF CERTAIN EVENTS, INCLUDING, BUT NOT
20 LIMITED TO, ACTIVATION BY AN EMERGENCY VEHICLE, OR A TRAFFIC
21 CONTROL SIGNAL THAT IS LOCATED IN A SCHOOL ZONE AND IS FLASHING
22 YELLOW ONLY DURING PRESCRIBED PERIODS OF TIME.

23 (6) ~~(4)~~—The driver of a vehicle approaching a yield sign, in
24 obedience to the sign, shall slow down to a speed reasonable for
25 the existing conditions and shall yield the right of way to a
26 vehicle in the intersection or approaching on another highway so
27 closely as to constitute an immediate hazard during the time the

1 driver would be moving across or within the intersection. However,
2 if required for safety to stop, the driver shall stop before
3 entering the crosswalk on the near side of the intersection or, if
4 there is not a crosswalk, at a clearly marked stop line; but if
5 there is not a crosswalk or a clearly marked stop line, then at the
6 point nearest the intersecting roadway where the driver has a view
7 of approaching traffic on the intersecting roadway.

8 (7) ~~(5)~~—The driver of a vehicle traveling at an unlawful speed
9 ~~shall forfeit~~ **FORFEITS** a right of way ~~which~~ **THAT** the driver might
10 otherwise have under this section.

11 (8) ~~(6)~~—Except when directed to proceed by a police officer,
12 the driver of a vehicle approaching a stop intersection indicated
13 by a stop sign shall stop before entering the crosswalk on the near
14 side of the intersection, or if there is not a crosswalk shall stop
15 at a clearly marked stop line; or if there is not a crosswalk or a
16 clearly marked stop line, then at the point nearest the
17 intersecting roadway where the driver has a view of approaching
18 traffic on the intersecting roadway. After having stopped, the
19 driver shall yield the right of way to a vehicle ~~which~~ **THAT** has
20 entered the intersection from another highway or ~~which~~ **THAT** is
21 approaching so closely on the highway as to constitute an immediate
22 hazard during the time when the driver would be moving across or
23 within the intersection.

24 (9) ~~(7)~~—When a vehicle approaches the intersection of a
25 highway from an intersecting highway or street ~~which~~ **THAT** is
26 intended to be, and is constructed as, a merging highway or street,
27 and is plainly marked at the intersection with appropriate merge

1 signs, the vehicle shall yield right of way to a vehicle so close
2 as to constitute an immediate hazard on the highway about to be
3 entered and shall adjust its speed so as to enable it to merge
4 safely with the through traffic.

5 (10) ~~(8)~~—A person who violates this section is responsible for
6 a civil infraction.

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