

HOUSE BILL No. 4304

February 20, 2007, Introduced by Reps. LeBlanc, Miller, Hammel, Hammon, Corriveau, Clemente, Dean and Bauer and referred to the Committee on Transportation.

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 limitations, exceptions, and special rules stated in
4 sections 637 to 643a:

5 (a) The ~~driver~~**OPERATOR** of a vehicle overtaking another
6 vehicle proceeding in the same direction shall pass at a safe
7 distance to the left of that vehicle, and when safely clear of the
8 overtaken vehicle shall take up a position as near the right-hand
9 edge of the main traveled portion of the highway as is practicable.

10 **(B) THE OPERATOR OF A VEHICLE SHALL NOT OVERTAKE AND PASS**

1 ANOTHER VEHICLE OPERATING IN THE SAME LANE OF TRAFFIC WHILE WITHIN
2 AN INTERSECTION REGULATED BY A TRAFFIC CONTROL DEVICE.

3 (C) ~~(b)~~ Except when overtaking and passing on the right is
4 permitted, the ~~driver~~ **OPERATOR** of an overtaken vehicle shall give
5 way to the right in favor of the overtaking vehicle on audible
6 signal and shall not increase the speed of his or her vehicle until
7 completely passed by the overtaking vehicle.

8 (2) A person who violates this section is responsible for a
9 civil infraction.