

# HOUSE BILL No. 4332

February 27, 2007, Introduced by Reps. Wenke, Ward and Dean and referred to the Committee on Transportation.

A bill to amend 1931 PA 328, entitled  
"The Michigan penal code,"  
by amending section 324 (MCL 750.324).

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 324. (1) ~~Any~~ A person who, by the operation of any  
2       vehicle upon ~~any~~ A highway or ~~upon~~ any other property, public or  
3       private, at an immoderate rate of speed or in a careless, reckless,  
4       or negligent manner, but not ~~wilfully~~ **WILLFULLY** or wantonly, ~~shall~~  
5       ~~cause~~ **CAUSES** the death of another, ~~shall be~~ **IS** guilty of a  
6       misdemeanor ~~, punishable by imprisonment in the state prison for~~  
7       not more than 2 years or ~~by~~ a fine of not more than \$2,000.00, or  
8       ~~by both. such fine and imprisonment.~~

9       (2) **FOR PURPOSES OF SUBSECTION (1), A PERSON WHO OPERATES A**  
10      **VEHICLE WHILE FATIGUED IS CONSIDERED TO BE OPERATING THE VEHICLE IN**

1 A RECKLESS MANNER. AS USED IN THIS SUBSECTION, "FATIGUED" MEANS  
2 HAVING BEEN WITHOUT SLEEP FOR A PERIOD OF 24 CONSECUTIVE HOURS OR  
3 LONGER.