

SENATE BILL No. 421

June 30, 2015, Introduced by Senators HERTEL, JONES, KNEZEK, HOOD, SCHMIDT and MARLEAU and referred to the Committee on Judiciary.

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

1 and shall immediately drive to a position parallel to and as close
2 as possible to the right-hand edge or curb of the roadway, clear of
3 an intersection, and shall stop and remain in that position until
4 the authorized emergency vehicle has passed, except when otherwise
5 directed by a police officer.

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

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

13 (3) ~~A-EXCEPT AS PROVIDED IN SUBSECTIONS (4) AND (5), A person~~
14 ~~who violates this section is responsible for~~ **GUILTY OF a civil**
15 ~~infraction.~~ **MISDEMEANOR PUNISHABLE BY A FINE OF NOT MORE THAN**
16 **\$500.00 OR IMPRISONMENT FOR NOT MORE THAN 90 DAYS, OR BOTH.**

17 (4) **A PERSON WHO VIOLATES THIS SECTION AND CAUSES INJURY TO A**
18 **POLICE OFFICER, FIREFIGHTER, OR OTHER EMERGENCY RESPONSE PERSONNEL**
19 **IN THE IMMEDIATE AREA OF THE APPROACHING AUTHORIZED EMERGENCY**
20 **VEHICLE IS GUILTY OF A FELONY PUNISHABLE BY A FINE OF NOT MORE THAN**
21 **\$1,000.00 OR IMPRISONMENT FOR NOT MORE THAN 2 YEARS, OR BOTH.**

22 (5) **A PERSON WHO VIOLATES THIS SECTION AND CAUSES DEATH TO A**
23 **POLICE OFFICER, FIREFIGHTER, OR OTHER EMERGENCY RESPONSE PERSONNEL**
24 **IN THE IMMEDIATE AREA OF THE APPROACHING AUTHORIZED EMERGENCY**
25 **VEHICLE IS GUILTY OF A FELONY PUNISHABLE BY A FINE OF NOT MORE THAN**
26 **\$7,500.00 OR IMPRISONMENT FOR NOT MORE THAN 15 YEARS, OR BOTH.**

27 Enacting section 1. This amendatory act takes effect 90 days

1 after the date it is enacted into law.