

**SENATE SUBSTITUTE FOR
HOUSE BILL NO. 4265**

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending section 637 (MCL 257.637).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 637. (1) The driver of a vehicle may overtake and pass
2 upon the right of another vehicle only if 1 or more of the
3 following conditions exist:

4 (a) When the vehicle overtaken is making or about to make a
5 left turn.

6 (b) Upon a street or highway with unobstructed pavement not
7 occupied by parked vehicles of sufficient width for 2 or more lines
8 of moving vehicles in each direction and when the vehicles are
9 moving in substantially continuous lanes of traffic.

1 (c) Upon a 1-way street, or upon a roadway on which traffic is
2 restricted to 1 direction of movement, where the roadway is free
3 from obstructions and of sufficient width for 2 or more lines of
4 moving vehicles and when the vehicles are moving in substantially
5 continuous lanes of traffic.

6 (2) The driver of a vehicle may overtake and pass another
7 vehicle upon the right only under conditions permitting the
8 overtaking and passing in safety. The driver of a vehicle shall not
9 overtake and pass another vehicle upon the right by driving off the
10 pavement or main-traveled portion of the roadway.

11 **(3) THE DRIVER OF A VEHICLE OVERTAKING A BICYCLE PROCEEDING IN**
12 **THE SAME DIRECTION SHALL, WHEN OTHERWISE PERMITTED BY THIS SECTION,**
13 **PASS AT A DISTANCE OF 3 FEET TO THE RIGHT OF THAT BICYCLE OR, IF IT**
14 **IS IMPRACTICABLE TO PASS THE BICYCLE AT A DISTANCE OF 3 FEET TO THE**
15 **RIGHT, AT A SAFE DISTANCE TO THE RIGHT OF THAT BICYCLE AT A SAFE**
16 **SPEED.**

17 **(4)** ~~(3)~~—A person who violates this section is responsible for
18 a civil infraction.

19 Enacting section 1. This amendatory act takes effect August 1,
20 2019.