



# SENATE BILL No. 1077

September 8, 2016, Introduced by Senators KNEZEK and O'BRIEN and referred to the Committee on Judiciary.

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 ~~these~~ **THE** limitations, exceptions, and special rules stated in  
4 sections 637 to 643a:

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

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

6           **(2) THE DRIVER OF A VEHICLE OVERTAKING A BICYCLE PROCEEDING IN**  
7 **THE SAME DIRECTION SHALL PASS AT A SAFE DISTANCE OF AT LEAST 5 FEET**  
8 **TO THE LEFT OF THAT BICYCLE, AND WHEN SAFELY CLEAR OF THE OVERTAKEN**  
9 **BICYCLE SHALL TAKE UP A POSITION AS NEAR THE RIGHT-HAND EDGE OF THE**  
10 **MAIN TRAVELED PORTION OF THE HIGHWAY AS IS PRACTICABLE.**

11           **(3) ~~(2)~~**A person who violates this section is responsible for  
12 a civil infraction.

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