

HOUSE BILL No. 4226

February 7, 2007, Introduced by Reps. Condino, Ebli, Bieda, Meadows, Spade, Alma Smith, Leland, Constan, Byrnes and Angerer and referred to the Committee on Education.

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending section 682 (MCL 257.682), as amended by 1990 PA 188.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 682. (1) The driver of a vehicle overtaking or meeting a
2 school bus which ~~has stopped and is~~ displaying ~~2~~ alternately
3 flashing ~~red~~ lights located at the same level shall bring the
4 vehicle to a full stop not less than 20 feet from the school bus
5 and shall not proceed until the school bus resumes motion or the
6 visual signals are no longer actuated. At an intersection where
7 traffic is controlled by an officer or a traffic stop-and-go signal
8 a vehicle need not be brought to a full stop before passing a
9 stopped school bus, but may proceed past the school bus at a speed

1 not greater than is reasonable and proper but not greater than 10
2 miles an hour and with due caution for the safety of passengers
3 being received or discharged from the school bus. The driver of a
4 vehicle who fails to stop for a school bus as required by this
5 subsection, who passes a school bus in violation of this
6 subsection, or who fails to stop for a school bus in violation of
7 an ordinance that complies with this subsection, is responsible for
8 a civil infraction.

9 (2) The driver of a vehicle upon a highway which has been
10 divided into 2 roadways by leaving an intervening space, or by a
11 physical barrier, or clearly indicated dividing sections so
12 constructed as to impede vehicular traffic, need not stop upon
13 meeting a school bus which has stopped across the dividing space,
14 barrier, or section.

15 (3) In a proceeding for a violation of subsection (1), proof
16 that the particular vehicle described in the citation was in
17 violation of subsection (1), together with proof that the defendant
18 named in the citation was, at the time of the violation, the
19 registered owner of the vehicle, shall constitute in evidence a
20 presumption that the registered owner of the vehicle was the driver
21 of the vehicle at the time of the violation.

22 (4) In addition to the civil fine and costs provided for a
23 civil infraction under section 907, the judge, district court
24 referee, or district court magistrate may order a person who
25 violates this section to perform not to exceed 100 hours of
26 community service at a school.