

**SUBSTITUTE FOR  
SENATE BILL NO. 1076**

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.

10           (c) Upon a 1-way street, or upon a roadway on which traffic is

1 restricted to 1 direction of movement, where the roadway is free  
2 from obstructions and of sufficient width for 2 or more lines of  
3 moving vehicles and when the vehicles are moving in substantially  
4 continuous lanes of traffic.

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

10 (3) **THE DRIVER OF A MOTOR VEHICLE OVERTAKING A BICYCLE SHALL,**  
11 **WHEN OTHERWISE PERMITTED BY THIS SECTION, PASS AT A SAFE DISTANCE**  
12 **OF AT LEAST 5 FEET TO THE RIGHT OF THAT BICYCLE.**

13 (4) ~~(3)~~A person who violates this section is responsible for  
14 a civil infraction.

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