

# HOUSE BILL No. 4213

February 9, 1999, Introduced by Reps. Schermesser, DeHart, Schauer, Jamnick, Bogardus, Hale, O'Neil, Mans and Wojno and referred to the Committee on Criminal Law and Corrections.

A bill to amend 1949 PA 300, entitled  
"Michigan vehicle code,"  
by amending section 612 (MCL 257.612), as amended by 1990 PA 33.

## **THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 612. (1) When traffic is controlled by traffic control  
2 signals, not less than 1 signal shall be located over the trav-  
3 eled portion of the roadway so as to give drivers a clear indica-  
4 tion of the right of way assignment from their normal positions  
5 approaching the intersection. The vehicle signals shall exhibit  
6 different colored lights successively, 1 at a time, or with  
7 arrows. Red arrow and yellow arrow indications have the same  
8 meaning as the corresponding circular indications, except that  
9 they apply only to drivers of vehicles intending to make the  
10 movement indicated by the arrow. The following colors shall be

1 used and the terms and lights shall indicate and shall apply to  
2 drivers of vehicles as follows:

3       (a) If the signal exhibits a green indication, vehicular  
4 traffic facing the signal, except when prohibited under section  
5 664, may proceed straight through or turn right or left unless a  
6 sign at that place prohibits either turn. Vehicular traffic,  
7 including vehicles turning right or left, shall yield the right  
8 of way to other vehicles and to pedestrians lawfully within the  
9 intersection or an adjacent crosswalk at the time the signal is  
10 exhibited.

11       (b) If the signal exhibits a steady yellow indication,  
12 vehicular traffic facing the signal shall stop before entering  
13 the nearest crosswalk at the intersection or at a limit line when  
14 marked, but if the stop cannot be made in safety, a vehicle may  
15 be driven cautiously through the intersection.

16       (c) If the signal exhibits a steady red indication, the fol-  
17 lowing shall apply:

18       (i) Vehicular traffic facing a steady red signal alone shall  
19 stop before entering the crosswalk on the near side of the inter-  
20 section or at a limit line when marked or, if there is no cross-  
21 walk or limit line, before entering the intersection, and shall  
22 remain standing until a green indication is shown, except as pro-  
23 vided in subparagraph (ii).

24       (ii) Vehicular traffic facing a steady red signal, after  
25 stopping before entering the crosswalk on the near side of the  
26 intersection or at a limit line when marked or, if there is no  
27 crosswalk or limit line, before entering the intersection, may

1 make a right turn from a 1-way or 2-way street into a 2-way  
2 street or into a 1-way street carrying traffic in the direction  
3 of the right turn; or a left turn from a 1-way or 2-way street  
4 into a 1-way roadway carrying traffic in the direction of the  
5 left turn unless prohibited by sign, signal, marking, light, or  
6 other traffic control device. The vehicular traffic shall yield  
7 the right of way to pedestrians lawfully within an adjacent  
8 crosswalk and to other traffic lawfully using the intersection.

9 (d) If the signal exhibits a steady green arrow indication,  
10 vehicular traffic facing the green arrow signal, shown alone or  
11 in combination with another indication, may cautiously enter the  
12 intersection only to make the movement indicated by the arrow, or  
13 other movement permitted by other indications shown at the same  
14 time. The vehicular traffic shall yield the right of way to  
15 pedestrians lawfully within an adjacent crosswalk and to other  
16 traffic lawfully using the intersection.

17 (2) If a traffic control signal is erected and maintained at  
18 a place other than an intersection, the provisions of this sec-  
19 tion shall be applicable except as to those provisions which by  
20 their nature cannot have application. Any stop required shall be  
21 made at a sign or marking on the pavement indicating where the  
22 stop shall be made, but, in the absence of a sign or marking, the  
23 stop shall be made at the signal.

24 (3) A person who violates subsection (1) or (2) is responsi-  
25 ble for a civil infraction.

26 (4) A driver of a vehicle who approaches a person using a  
27 wheelchair or a device to aid the person to walk at a crosswalk

1 or any other pedestrian crossing shall take such precautions as  
2 may be necessary to avoid accident or injury to the person using  
3 the wheelchair or device. A person who violates this subsection  
4 is guilty of a misdemeanor PUNISHABLE BY IMPRISONMENT FOR NOT  
5 MORE THAN 6 MONTHS OR A FINE OF NOT MORE THAN \$500.00, OR BOTH.

6 (5) A sign prohibiting a turn on a red signal as provided in  
7 subsection (1)(c)(ii) shall be located above or adjacent to the  
8 traffic control signal or as close as possible to the point where  
9 the turn is made, or at both locations, so that 1 or more of the  
10 signs are visible to a driver intending to turn, at the point  
11 where the turn is made. An additional sign may be used at the  
12 far side of the intersection in the direct line of vision of the  
13 turning driver.