

SUBSTITUTE FOR
HOUSE BILL NO. 5104

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending section 627 (MCL 257.627), as amended by 2004 PA 62.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 627. (1) A person ~~driving~~ **OPERATING** a vehicle on a
2 highway shall ~~drive~~ **OPERATE THAT VEHICLE** at a careful and prudent
3 speed not greater than nor less than is reasonable and proper,
4 having due regard to the traffic, surface, and width of the highway
5 and of any other condition then existing. A person shall not ~~drive~~
6 **OPERATE** a vehicle upon a highway at a speed greater than that which
7 will permit a stop within the assured, clear distance ahead.

8 (2) Subject to subsection (1) and except in those instances
9 where a lower speed is specified in this chapter, it is prima facie

1 lawful for the ~~driver~~ **OPERATOR** of a vehicle to ~~drive~~ **OPERATE**
2 **THAT VEHICLE** at a speed not exceeding the following, except when
3 this speed would be unsafe:

4 (a) 25 miles an hour on all highways in a business or
5 residence district as defined in this act.

6 (b) 25 miles an hour in public parks unless a different speed
7 is fixed and duly posted.

8 (3) It is prima facie unlawful for a person to exceed the
9 speed limits prescribed in subsection (2), except as provided in
10 section 629.

11 (4) ~~The driver of~~ **A PERSON OPERATING** a vehicle in a mobile
12 home park as defined in section 2 of the mobile home commission
13 act, 1987 PA 96, MCL 125.2302, shall ~~drive~~ **OPERATE THAT VEHICLE**
14 at a careful and prudent speed, not greater than a speed ~~which~~
15 **THAT** is reasonable and proper, having due regard for the traffic,
16 surface, width of the roadway, and all other conditions existing,
17 and not greater than a speed ~~which will permit~~ **THAT PERMITS** a
18 stop within the assured clear distance ahead. It is prima facie
19 unlawful for the ~~driver~~ **OPERATOR** of a vehicle to ~~drive~~ **OPERATE**
20 **THAT VEHICLE** at a speed exceeding 15 miles an hour in a mobile home
21 park as defined in section 2 of the mobile home commission act,
22 1987 PA 96, MCL 125.2302.

23 (5) A person ~~driving~~ **OPERATING** a passenger vehicle drawing
24 another vehicle or trailer shall not exceed ~~a speed of 55 miles~~
25 ~~per hour, unless the vehicle or trailer has 2 wheels or less and~~
26 ~~does not exceed the combined weight of 750 pounds for the vehicle~~
27 ~~or trailer and load, or a trailer coach of not more than 26 feet in~~

1 ~~length with brakes on each wheel and attached to the passenger~~
2 ~~vehicle with an equalizing or stabilizing coupling unit~~ **THE POSTED**
3 **SPEED LIMIT.**

4 (6) ~~A~~ **EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION, A**
5 truck with a gross weight of 10,000 pounds or more, a truck-tractor
6 with a trailer, or a combination of these vehicles shall not exceed
7 a speed of 55 miles per hour on highways, streets, or freeways and
8 shall not exceed a speed of 35 miles per hour during the period
9 when reduced loadings are being enforced in accordance with this
10 chapter. **HOWEVER, A TRUCK OR TRUCK-TRACTOR DESCRIBED IN THIS**
11 **SUBSECTION SHALL NOT EXCEED A SPEED OF 60 MILES PER HOUR ON A**
12 **FREEWAY IF THE MAXIMUM SPEED LIMIT ON THAT FREEWAY IS 70 MILES PER**
13 **HOUR.**

14 (7) A person ~~driving~~ **OPERATING** a school bus shall not exceed
15 the speed of 50 miles per hour.

16 (8) The maximum rates of speeds allowed ~~pursuant to~~ **UNDER**
17 this section are subject to the maximum rate established ~~pursuant~~
18 ~~to~~ **UNDER** section 629b.

19 (9) A person operating a vehicle on a highway, when entering
20 and passing through a work zone described ~~in section 79e(a), or,~~
21 ~~beginning April 8, 2004, described~~ in section 79d(a) ~~,~~ where a
22 normal lane or part of the lane of traffic has been closed due to
23 highway construction, maintenance, or surveying activities, shall
24 not exceed a speed of 45 miles per hour unless a different speed
25 limit is determined for that work zone by the state transportation
26 department, a county road commission, or a local authority. The
27 state transportation department, a county road commission, or a

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1 local authority shall post speed limit signs in each work zone
2 ~~described in section 79e(a), or, beginning April 8, 2004,~~
3 ~~described~~ in section 79d(a) ~~—~~ that indicate the speed limit in
4 that work zone and shall identify that work zone with any other
5 traffic control devices necessary to conform to the Michigan manual
6 of uniform traffic control devices. A person shall not exceed a
7 speed limit established under this section or a speed limit
8 established under section 628 or 629.

9 (10) A person who violates this section is responsible for a
10 civil infraction.

11 Enacting section 1. This amendatory act takes effect [9] months
12 after the date it is enacted into law.