

HOUSE BILL No. 4225

February 10, 2009, Introduced by Reps. Ebli, Miller, Segal, Byrum, Roberts, Switalski, Geiss, Bennett, Valentine, Durhal, Donigan and Angerer and referred to the Committee on Transportation.

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending section 601b (MCL 257.601b), as amended by 2008 PA 296.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 601b. (1) Notwithstanding any other provision of this
2 act, a person responsible for a moving violation in a work zone, at
3 an emergency scene, or in a school zone during the period beginning
4 30 minutes before school in the morning and through 30 minutes
5 after school in the afternoon is subject to a fine that is double
6 the fine otherwise prescribed for that moving violation.

7 (2) A person who commits a moving violation in a work zone for
8 which not fewer than 3 points are assigned under section 320a and
9 as a result causes injury to another person in the work zone is
10 guilty of a misdemeanor punishable by a fine of not more than
11 \$1,000.00 or imprisonment for not more than 1 year, or both.

1 (3) A person who commits a moving violation in a work zone for
2 which not fewer than 3 points are assigned under section 320a and
3 as a result causes death to another person in the work zone is
4 guilty of a felony punishable by a fine of not more than \$7,500.00
5 or by imprisonment for not more than 15 years, or both.

6 (4) Subsections (2) and (3) do not apply if the injury or
7 death was caused by the negligence of the injured or deceased
8 person in the work zone.

9 (5) **WHENEVER PRACTICAL, SIGNS DESIGNED IN COMPLIANCE WITH THE**
10 **UNIFORM MANUAL OF TRAFFIC CONTROL DEVICES SHALL BE APPROPRIATELY**
11 **PLACED AT THE WORK ZONE BY THE STATE TRANSPORTATION DEPARTMENT OR**
12 **ROAD AUTHORITY HAVING JURISDICTION OVER THE WORK ZONE NOTIFYING**
13 **OPERATORS OF VEHICLES OF THE INCREASED FINES AND PENALTIES PROVIDED**
14 **BY THIS SECTION FOR THE PROTECTION AND SAFETY OF CONSTRUCTION**
15 **WORKERS AND THE PUBLIC.**

16 (6) ~~(5)~~As used in this section:

17 (a) "Emergency scene" means a traffic accident, a serious
18 incident caused by weather conditions, or another occurrence along
19 a highway or street for which a police officer, firefighter, or
20 emergency medical personnel are summoned to aid an injured victim.

21 (b) "Moving violation" means an act or omission prohibited
22 under this act or a local ordinance substantially corresponding to
23 this act that occurs while a person is operating a motor vehicle,
24 and for which the person is subject to a fine.

25 (c) "School zone" means that term as defined in section 627a.