

SENATE BILL No. 1030

March 20, 2012, Introduced by Senators CASWELL, HANSEN and COLBECK and referred to the Committee on Transportation.

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

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

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

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

24 (4) In addition to the civil fine and costs provided for a
25 civil infraction under section 907, the judge, district court
26 referee, or district court magistrate may order a person who
27 violates this section to perform not ~~to exceed~~ **MORE THAN** 100 hours

1 of community service at a school.