

# SENATE BILL No. 576

August 24, 2011, Introduced by Senators WALKER, BOOHER, CASPERSON, KOWALL, EMMONS, HANSEN, BRANDENBURG, COLBECK and MOOLENAAR 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 of a vehicle overtaking or meeting a  
2 school bus ~~which~~ **OR PUBLIC TRANSIT BUS THAT** has stopped and is  
3 displaying 2 alternately flashing red lights located at the same  
4 level shall bring the vehicle to a full stop not less than 20 feet  
5 from the school bus **OR PUBLIC TRANSIT BUS** and shall not proceed  
6 until the school bus **OR PUBLIC TRANSIT BUS** resumes motion or the  
7 visual signals are no longer actuated. At an intersection where  
8 traffic is controlled by an officer or a traffic stop-and-go signal  
9 a vehicle need not be brought to a full stop before passing a  
10 stopped school bus **OR PUBLIC TRANSIT BUS**, but may proceed past the

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

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

17 (3) In a proceeding for a violation of subsection (1), proof  
18 that the particular vehicle described in the citation was in  
19 violation of subsection (1), together with proof that the defendant  
20 named in the citation was, at the time of the violation, the  
21 registered owner of the vehicle, shall constitute in evidence a  
22 presumption that the registered owner of the vehicle was the driver  
23 of the vehicle at the time of the 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 100 hours of

1 community service at a school.

2 (5) AS USED IN THIS SECTION, "PUBLIC TRANSIT BUS" MEANS A BUS  
3 USED TO TRANSPORT PUPILS TO OR FROM SCHOOL, WHICH BUS IS OPERATED  
4 BY A PUBLIC TRANSIT AGENCY OPERATING UNDER ANY OF THE FOLLOWING:

5 (A) A COUNTY, CITY, TOWNSHIP, OR VILLAGE AS PROVIDED BY LAW,  
6 OR OTHER AUTHORITY INCORPORATED UNDER 1963 PA 55, MCL 124.351 TO  
7 124.359.

8 (B) AN AUTHORITY INCORPORATED UNDER THE METROPOLITAN  
9 TRANSPORTATION AUTHORITIES ACT OF 1967, 1967 PA 204, MCL 124.401 TO  
10 124.426, OR THAT OPERATES A TRANSPORTATION SERVICE ACCORDING TO AN  
11 INTERLOCAL AGREEMENT UNDER THE URBAN COOPERATION ACT OF 1967, 1967  
12 (EX SESS) PA 7, MCL 124.501 TO 124.512.

13 (C) A CONTRACT ENTERED INTO ACCORDING TO 1967 (EX SESS) PA 8,  
14 MCL 124.531 TO 124.536, OR 1951 PA 35, MCL 124.1 TO 124.13.

15 (D) AN AUTHORITY INCORPORATED UNDER THE PUBLIC TRANSPORTATION  
16 AUTHORITY ACT, 1986 PA 196, MCL 124.451 TO 124.479, OR A NONPROFIT  
17 CORPORATION ORGANIZED UNDER THE NONPROFIT CORPORATION ACT, 1982 PA  
18 162, MCL 450.2101 TO 450.3192, THAT PROVIDES TRANSPORTATION  
19 SERVICES.

20 (E) AN AUTHORITY FINANCING PUBLIC IMPROVEMENTS TO  
21 TRANSPORTATION SYSTEMS UNDER THE REVENUE BOND ACT OF 1933, 1933 PA  
22 94, MCL 141.101 TO 141.140.