

**SUBSTITUTE FOR  
SENATE BILL NO. 170**

A bill to amend 1949 PA 300, entitled  
"Michigan vehicle code,"  
by amending section 637 (MCL 257.637).

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

1           Sec. 637. (1) The driver of a vehicle may overtake and pass  
2 upon the right of another vehicle only if 1 or more of the  
3 following conditions exist:

4           (a) When the vehicle overtaken is making or about to make a  
5 left turn.

6           (b) Upon a street or highway with unobstructed pavement not  
7 occupied by parked vehicles of sufficient width for 2 or more lines  
8 of moving vehicles in each direction and when the vehicles are  
9 moving in substantially continuous lanes of traffic.

1 (c) Upon a 1-way street, or upon a roadway on which traffic is  
2 restricted to 1 direction of movement, where the roadway is free  
3 from obstructions and of sufficient width for 2 or more lines of  
4 moving vehicles and when the vehicles are moving in substantially  
5 continuous lanes of traffic.

6 (2) The driver of a vehicle may overtake and pass another  
7 vehicle upon the right only under conditions permitting the  
8 overtaking and passing in safety. The driver of a vehicle shall not  
9 overtake and pass another vehicle upon the right by driving off the  
10 pavement or main-traveled portion of the roadway.

11 **(3) THE DRIVER OF A MOTOR VEHICLE OVERTAKING A BICYCLE SHALL,**  
12 **WHEN OTHERWISE PERMITTED BY THIS SECTION, PASS AT A DISTANCE OF AT**  
13 **LEAST 3 FEET OR A SAFE PASSING DISTANCE TO THE RIGHT OF THAT**  
14 **BICYCLE.**

15 **(4) ~~(3)~~**—A person who violates this section is responsible for  
16 a civil infraction.

17 Enacting section 1. This amendatory act takes effect 90 days  
18 after the date it is enacted into law.