

SUBSTITUTE FOR
HOUSE BILL NO. 4423

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending section 627 (MCL 257.627), as amended by 2012 PA 252;
and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 627. (1) A person operating a vehicle on a highway shall
2 operate that vehicle at a careful and prudent speed not greater
3 than nor less than is reasonable and proper, having due regard to
4 the traffic, surface, and width of the highway and of any other
5 condition ~~then~~-existing **AT THE TIME**. A person shall not operate a
6 vehicle upon a highway at a speed greater than that which will
7 permit a stop within the assured, clear distance ahead. **A VIOLATION**
8 **OF THIS SUBSECTION SHALL BE KNOWN AND MAY BE REFERRED TO AS A**

1 VIOLATION OF THE BASIC SPEED LAW OR "VBSL".

2 (2) ~~Except in those instances where a lower speed is specified~~
3 ~~in this chapter or the speed is unsafe under~~ **EXCEPT AS PROVIDED IN**
4 subsection (1), it is ~~prima facie~~ lawful for the operator of a
5 vehicle to operate that vehicle **ON A HIGHWAY** at a speed not
6 exceeding the following: ~~, except when this speed would be unsafe:~~

7 (A) **15 MILES PER HOUR ON A HIGHWAY SEGMENT WITHIN THE**
8 **BOUNDARIES OF A MOBILE HOME PARK, AS THAT TERM IS DEFINED IN**
9 **SECTION 2 OF THE MOBILE HOME COMMISSION ACT, 1987 PA 96, MCL**
10 **125.2302.**

11 (B) ~~(a)~~ **25 miles per hour on all highways in** **A HIGHWAY SEGMENT**
12 **WITHIN** a business district.

13 (C) ~~(b)~~ **25 miles per hour in** **ON A HIGHWAY SEGMENT WITHIN THE**
14 **BOUNDARIES OF A** public parks ~~unless a different speed is fixed and~~
15 ~~duly posted.~~ **PARK. A LOCAL AUTHORITY MAY DECREASE THE SPEED LIMIT TO**
16 **NOT LESS THAN 15 MILES PER HOUR IN A PUBLIC PARK UNDER ITS**
17 **JURISDICTION.**

18 (D) ~~(c)~~ **25 miles per hour on all highways or parts of highways**
19 ~~within the boundaries of land platted under the land division act,~~
20 ~~1967 PA 288, MCL 560.101 to 560.293, or the condominium act, 1978~~
21 ~~PA 59, MCL 559.101 to 559.276, unless a different speed is fixed~~
22 ~~and posted.~~ **A HIGHWAY SEGMENT WITHIN THE BOUNDARIES OF A RESIDENTIAL**
23 **SUBDIVISION, INCLUDING A CONDOMINIUM SUBDIVISION, CONSISTING OF A**
24 **SYSTEM OF INTERCONNECTED HIGHWAYS WITH NO THROUGH HIGHWAYS AND A**
25 **LIMITED NUMBER OF DEDICATED HIGHWAYS THAT SERVE AS ENTRANCES TO AND**
26 **EXITS FROM THE SUBDIVISION.**

27 (E) ~~(d)~~ **25 miles per hour on a highway segment with 60 or more**

1 vehicular access points within 1/2 mile.

2 (F) 30 MILES PER HOUR ON A HIGHWAY SEGMENT WITH NOT LESS THAN
3 50 VEHICULAR ACCESS POINTS BUT NO MORE THAN 59 VEHICULAR ACCESS
4 POINTS WITHIN 1/2 MILE.

5 (G) ~~(e)~~—35 miles per hour on a highway segment with not less
6 than 45 vehicular access points but no more than ~~59~~—49 vehicular
7 access points within 1/2 mile.

8 (H) 40 MILES PER HOUR ON A HIGHWAY SEGMENT WITH NOT LESS THAN
9 40 VEHICULAR ACCESS POINTS BUT NO MORE THAN 44 VEHICULAR ACCESS
10 POINTS WITHIN 1/2 MILE.

11 (I) ~~(f)~~—45 miles per hour on a highway segment with not less
12 than 30 vehicular access points but no more than ~~44~~—39 vehicular
13 access points within 1/2 mile.

14 ~~——(3) It is prima facie unlawful for a person to exceed the~~
15 ~~speed limits prescribed in subsection (2), except as provided in~~
16 ~~section 629.~~

17 ~~——(4) A person operating a vehicle in a mobile home park as~~
18 ~~defined in section 2 of the mobile home commission act, 1987 PA 96,~~
19 ~~MCL 125.2302, shall operate that vehicle at a careful and prudent~~
20 ~~speed, not greater than a speed that is reasonable and proper,~~
21 ~~having due regard for the traffic, surface, width of the roadway,~~
22 ~~and all other conditions existing, and not greater than a speed~~
23 ~~that permits a stop within the assured clear distance ahead. It is~~
24 ~~prima facie unlawful for the operator of a vehicle to operate that~~
25 ~~vehicle at a speed exceeding 15 miles an hour in a mobile home park~~
26 ~~as defined in section 2 of the mobile home commission act, 1987 PA~~
27 ~~96, MCL 125.2302.~~

1 ~~—— (5) A person operating a passenger vehicle drawing another~~
 2 ~~vehicle or trailer shall not exceed the posted speed limit.~~

3 (3) ~~(6) Except as otherwise provided in this subsection, a~~ **A**
 4 person operating a truck with a gross weight of 10,000 pounds or
 5 more, a truck-tractor, a truck-tractor with a semi-trailer or
 6 trailer, or a combination of these vehicles ~~shall not exceed a~~
 7 ~~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~~

11 (4) **A person operating a school bus, BUS, a truck WITH A GROSS**
 12 **WEIGHT OF 10,000 POUNDS OR MORE,** a truck-tractor, or a truck-
 13 tractor with a semi-trailer or trailer ~~described in this subsection~~
 14 **OR A COMBINATION OF THESE VEHICLES** shall not exceed a speed ~~of 60~~
 15 **THAT IS 10 miles per hour LESS THAN THE POSTED SPEED LIMIT** on a
 16 **LIMITED ACCESS** freeway. ~~if the maximum speed limit on that freeway~~
 17 ~~is 70 miles per hour. A person operating a modified agriculture~~
 18 ~~vehicle shall not exceed a speed of 45 miles per hour.~~

19 ~~—— (7) Except as otherwise provided in subsection (6), a person~~
 20 ~~operating a school bus shall not exceed the speed of 55 miles per~~
 21 ~~hour.~~

22 ~~—— (8) The maximum rates of speeds allowed under this section are~~
 23 ~~subject to the maximum rate established under section 629b.~~

24 (5) **ALL OF THE FOLLOWING APPLY TO THE SPEED LIMITS DESCRIBED**
 25 **IN SUBSECTION (2) :**

26 (A) **A HIGHWAY SEGMENT ADJACENT TO OR LYING BETWEEN 2 OR MORE**
 27 **AREAS DESCRIBED IN SUBSECTION (2) (A), (B), (C), OR (D) SHALL NOT BE**

1 CONSIDERED TO BE WITHIN THE BOUNDARIES OF THOSE AREAS.

2 (B) A HIGHWAY SEGMENT OF MORE THAN 1/2 MILE IN LENGTH WITH A
3 CONSISTENT DENSITY OF VEHICULAR ACCESS POINTS EQUAL TO THE NUMBER
4 OF VEHICULAR ACCESS POINTS DESCRIBED IN SUBSECTION (2) (E), (F),
5 (G), (H), OR (I) SHALL BE POSTED AT THE SPEED LIMIT SPECIFIED IN
6 THE ADJOINING SEGMENT. A SEPARATE DETERMINATION SHALL BE MADE FOR
7 EACH ADJOINING HIGHWAY SEGMENT WHERE VEHICULAR ACCESS POINT DENSITY
8 IS DIFFERENT.

9 (C) A SPEED LIMIT MAY BE POSTED ON HIGHWAYS LESS THAN 1/2 MILE
10 IN LENGTH BY PRORATING IN 1/10 MILE SEGMENTS THE VEHICULAR ACCESS
11 POINT DENSITY DESCRIBED IN SUBSECTION (2) (E), (F), (G), (H), OR
12 (I).

13 (6) ~~(9)~~—A person operating a vehicle on a highway, when
14 entering and passing through a work zone described in section
15 79d(a) where a normal lane or part of the lane of traffic has been
16 closed due to highway construction, maintenance, or surveying
17 activities, shall not exceed a speed of 45 miles per hour unless a
18 different speed limit is determined for that work zone by the state
19 transportation department, a county road commission, or a local
20 authority, based on accepted engineering practice. The state
21 transportation department, a county road commission, or a local
22 authority shall post speed limit signs in each work zone described
23 in section 79d(a) that indicate the speed limit in that work zone
24 and shall identify that work zone with any other traffic control
25 devices necessary to conform to the Michigan manual of uniform
26 traffic control devices. A person shall not exceed a speed limit
27 established under this section or a speed limit established under

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1 section 628. ~~or 629.~~

[(7) THE STATE TRANSPORTATION DEPARTMENT, A COUNTY ROAD COMMISSION, OR A LOCAL AUTHORITY SHALL DECREASE THE SPEED LIMIT IN A HOSPITAL HIGHWAY ZONE BY UP TO 10 MILES PER HOUR UPON REQUEST OF A HOSPITAL LOCATED WITHIN THAT HOSPITAL HIGHWAY ZONE. THE STATE TRANSPORTATION DEPARTMENT, COUNTY ROAD COMMISSION, OR LOCAL AUTHORITY MAY DECREASE THE SPEED LIMIT IN A HOSPITAL HIGHWAY ZONE BY MORE THAN 10 MILES PER HOUR IF THE DECREASE IS SUPPORTED BY AN ENGINEERING AND SAFETY STUDY. THE STATE TRANSPORTATION DEPARTMENT, COUNTY ROAD COMMISSION, OR LOCAL AUTHORITY SHALL POST SPEED LIMIT SIGNS IN A HOSPITAL HIGHWAY ZONE THAT INDICATE THE SPEED LIMIT IN THAT HOSPITAL HIGHWAY ZONE AND SHALL IDENTIFY THAT HOSPITAL HIGHWAY ZONE WITH ANY OTHER TRAFFIC CONTROL DEVICES NECESSARY TO CONFORM TO THE MICHIGAN MANUAL OF UNIFORM TRAFFIC CONTROL DEVICES. IF A CHANGE IN A SIGN, SIGNAL, OR DEVICE, IS NECESSITATED BY A SPEED LIMIT DECREASE DESCRIBED IN THIS SUBSECTION, THE HOSPITAL REQUESTING THE DECREASE SHALL PAY THE COST OF DOING SO. AS USED IN THIS SUBSECTION, "HOSPITAL HIGHWAY ZONE" MEANS A PORTION OF STATE TRUNK LINE HIGHWAY MAINTAINED BY THE STATE TRANSPORTATION DEPARTMENT THAT HAS A POSTED SPEED LIMIT OF AT LEAST 50 MILES PER HOUR AND HAS 2 OR FEWER LANES FOR TRAVEL IN THE SAME DIRECTION, TRAVERSES ALONG PROPERTY OWNED BY A HOSPITAL, CONTAINS AN INGRESS AND EGRESS POINT FROM HOSPITAL PROPERTY, AND EXTENDS NOT MORE THAN 1,000 FEET BEYOND THE BOUNDARY LINES OF HOSPITAL PROPERTY IN BOTH DIRECTIONS IN A MUNICIPALITY.

2 [(8)] SUBJECT TO SUBSECTION [(18)], THE SPEED LIMIT ON ALL RURAL
3 LIMITED ACCESS FREEWAYS UPON WHICH A SPEED LIMIT IS NOT OTHERWISE
4 FIXED UNDER THIS ACT IS 70 MILES PER HOUR, WHICH SHALL BE KNOWN AS
5 THE "RURAL FREEWAY GENERAL SPEED LIMIT". THE MINIMUM SPEED LIMIT ON
6 ALL RURAL LIMITED ACCESS FREEWAYS UPON WHICH A MINIMUM SPEED LIMIT
7 IS NOT OTHERWISE FIXED UNDER THIS ACT IS 55 MILES PER HOUR. NO
8 LATER THAN 1 YEAR AFTER THE EFFECTIVE DATE OF THE AMENDATORY ACT
9 THAT ADDED THIS SUBSECTION, THE STATE TRANSPORTATION DEPARTMENT AND
10 THE DEPARTMENT OF STATE POLICE SHALL DESIGNATE ALL RURAL LIMITED
11 ACCESS FREEWAYS WITHIN THIS STATE. AS USED IN THIS SUBSECTION,
12 "RURAL LIMITED ACCESS FREEWAY" MEANS A FREEWAY SEGMENT THAT HAS
13 BEEN DESIGNATED BY THE STATE TRANSPORTATION DEPARTMENT AND THE
14 DEPARTMENT OF STATE POLICE TO BE RURAL IN NATURE.

15 [(9)] SUBJECT TO SUBSECTION [(18)], THE MAXIMUM SPEED LIMIT ON ALL
16 URBAN LIMITED ACCESS FREEWAYS UPON WHICH A SPEED LIMIT IS NOT
17 OTHERWISE FIXED UNDER THIS ACT IS NO GREATER THAN 70 MILES PER

18 HOUR, WHICH SHALL BE KNOWN AS THE "URBAN FREEWAY GENERAL SPEED

19 LIMIT". THE MINIMUM SPEED LIMIT ON ALL URBAN LIMITED ACCESS

20 FREEWAYS UPON WHICH A MINIMUM SPEED LIMIT IS NOT OTHERWISE FIXED

21 UNDER THIS ACT IS 55 MILES PER HOUR. NO LATER THAN 1 YEAR AFTER THE

22 EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED THIS SUBSECTION,

23 THE STATE TRANSPORTATION DEPARTMENT AND THE DEPARTMENT OF STATE

24 POLICE SHALL DESIGNATE ALL URBAN LIMITED ACCESS FREEWAYS WITHIN

25 THIS STATE. A SPEED LIMIT UNDER THIS SUBSECTION MAY BE SET AS

26 PROVIDED IN SECTION 628(5). AS USED IN THIS SUBSECTION, "URBAN

27 LIMITED ACCESS FREEWAY" MEANS A FREEWAY SEGMENT THAT HAS BEEN

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1 DESIGNATED BY THE STATE TRANSPORTATION DEPARTMENT AND THE
2 DEPARTMENT OF STATE POLICE TO BE URBAN IN NATURE.

3 [(10)] SUBJECT TO SUBSECTION [(18)], THE SPEED LIMIT ON ALL TRUNK
4 LINE HIGHWAYS AND ALL COUNTY HIGHWAYS UPON WHICH A SPEED LIMIT IS
5 NOT OTHERWISE FIXED UNDER THIS ACT IS 55 MILES PER HOUR, WHICH
6 SHALL BE KNOWN AS THE "GENERAL SPEED LIMIT".

7 [(11)] EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION, THE
8 SPEED LIMIT ON ALL COUNTY HIGHWAYS WITH A GRAVEL OR UNIMPROVED
9 SURFACE UPON WHICH A SPEED LIMIT IS NOT OTHERWISE FIXED UNDER THIS
10 ACT IS 55 MILES PER HOUR, WHICH SHALL BE KNOWN AS THE "GENERAL
11 GRAVEL ROAD SPEED LIMIT". EXCEPT AS OTHERWISE PROVIDED IN THIS
12 SUBSECTION, THE SPEED LIMIT ON A COUNTY HIGHWAY WITH A GRAVEL OR
13 UNIMPROVED SURFACE IN A COUNTY WITH A POPULATION OF 1,000,000 OR
14 MORE IS 45 MILES PER HOUR. UPON REQUEST OF A MUNICIPALITY LOCATED
15 WITHIN A COUNTY WITH A POPULATION OF 1,000,000 OR MORE, THE COUNTY
16 ROAD COMMISSION IN CONJUNCTION WITH THE DEPARTMENT OF STATE POLICE
17 AND THE REQUESTING MUNICIPALITY MAY DECREASE THE SPEED LIMIT ON A
18 COUNTY HIGHWAY WITH A GRAVEL OR UNIMPROVED SURFACE TO NOT LOWER
19 THAN 35 MILES PER HOUR. IF A SIGN, SIGNAL, OR DEVICE IS ERECTED OR
20 MAINTAINED, TAKEN DOWN, OR REGULATED AS A RESULT OF A REQUEST BY A
21 MUNICIPALITY UNDER THIS SUBSECTION, THE MUNICIPALITY SHALL PAY THE
22 COSTS OF DOING SO.

23 [(12)] A PUBLIC RECORD OF ALL TRAFFIC CONTROL ORDERS
24 ESTABLISHING STATUTORY SPEED LIMITS AUTHORIZED UNDER THIS SECTION
25 SHALL BE FILED WITH THE OFFICE OF THE CLERK OF THE COUNTY IN WHICH
26 THE COUNTY HIGHWAY IS LOCATED OR AT THE OFFICE OF THE CITY OR
27 VILLAGE CLERK OR ADMINISTRATIVE OFFICE OF THE AIRPORT, COLLEGE, OR

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1 UNIVERSITY IN WHICH THE LOCAL HIGHWAY IS LOCATED, AND A CERTIFIED
 2 COPY OF THE TRAFFIC CONTROL ORDER SHALL BE EVIDENCE IN EVERY COURT
 3 OF THIS STATE OF THE AUTHORITY FOR THE ISSUANCE OF THAT TRAFFIC
 4 CONTROL ORDER. THE PUBLIC RECORD FILED WITH THE COUNTY, CITY, OR
 5 VILLAGE CLERK OR ADMINISTRATIVE OFFICE OF THE AIRPORT, COLLEGE, OR
 6 UNIVERSITY SHALL NOT BE REQUIRED AS EVIDENCE OF AUTHORITY FOR
 7 ISSUING A TRAFFIC CONTROL ORDER IN THE CASE OF SIGNS TEMPORARILY
 8 ERECTED OR PLACED AT POINTS WHERE CONSTRUCTION, MAINTENANCE, OR
 9 SURVEYING ACTIVITIES IS IN PROGRESS.

10 ~~[(13)]~~ ~~(10) Subject to subsections (1) and (2) (c),~~ EXCEPT FOR
 11 SPEED LIMITS DESCRIBED IN SUBSECTIONS (1), (2) (D), [] (8), (9),
 12 [] (10), [AND (11),] speed limits established under this section are
 13 not valid unless properly posted. In the absence of a properly posted sign,
 14 the speed limit in effect shall be IS the general BASIC speed limit
 15 under section 628(1). LAW DESCRIBED IN SUBSECTION (1). SPEED LIMITS
 16 ESTABLISHED UNDER SUBSECTION (2) (B), (E), (F), (G), (H), AND (I)
 17 ARE NOT VALID UNLESS A TRAFFIC CONTROL ORDER IS FILED AS DESCRIBED
 18 IN SUBSECTION [(12)].

19 ~~[(14)]~~ ~~(11) Nothing in this section prevents the establishment~~
 20 of an absolute A MODIFIED speed limit under AFTER A SPEED STUDY AS
 21 DESCRIBED IN section 628. Subject to subsection (1), an absolute A
 22 MODIFIED speed limit established under section 628 supersedes a
 23 prima facie speed limit established under this section.

24 ~~———— (12) Nothing in this section shall be construed as~~
 25 justification to deny a traffic and engineering investigation.

26 ~~———— (13) As used in this section, "vehicular access point" means a~~
 27 driveway or intersecting roadway.

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1 [[15]] ALL SIGNS ERECTED OR PLACED UNDER THIS SECTION SHALL
2 CONFORM TO THE MICHIGAN MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES.

3 [[16]] IF UPON INVESTIGATION THE STATE TRANSPORTATION DEPARTMENT
4 OR COUNTY ROAD COMMISSION AND THE DEPARTMENT OF STATE POLICE
5 DETERMINE THAT IT IS IN THE INTEREST OF PUBLIC SAFETY, THEY MAY
6 ORDER CITY, VILLAGE, AIRPORT, COLLEGE, UNIVERSITY, AND TOWNSHIP
7 OFFICIALS TO ERECT AND MAINTAIN, TAKE DOWN, OR REGULATE SPEED LIMIT
8 SIGNS, SIGNALS, AND DEVICES AS DIRECTED. IN DEFAULT OF AN ORDER,
9 THE STATE TRANSPORTATION DEPARTMENT OR COUNTY ROAD COMMISSION MAY
10 CAUSE DESIGNATED SIGNS, SIGNALS, AND DEVICES TO BE ERECTED AND
11 MAINTAINED, REMOVED, OR REGULATED IN THE MANNER PREVIOUSLY DIRECTED
12 AND PAY THE COSTS FOR DOING SO OUT OF THE DESIGNATED HIGHWAY FUND.

13 [[17]] ~~(14)~~—A person who violates A SPEED LIMIT ESTABLISHED
14 UNDER this section is responsible for a civil infraction.

15 [[18]] THE STATE TRANSPORTATION DEPARTMENT AND THE DEPARTMENT OF
16 STATE POLICE MAY RAISE THE SPEED LIMIT ON A SECTION OF A RURAL
17 LIMITED ACCESS FREEWAY TO 75 MILES PER HOUR, AND MAY RAISE THIS
18 SPEED LIMIT ON A SECTION OF A TRUNK LINE HIGHWAY TO 60 MILES PER
19 HOUR IF AN ENGINEERING AND SAFETY STUDY AND THE EIGHTY-FIFTH
20 PERCENTILE SPEED OF FREE-FLOWING TRAFFIC UNDER IDEAL CONDITIONS OF
21 THAT SECTION CONTAINS FINDINGS THAT THE SPEED LIMIT MAY BE RAISED.
22 THE STATE TRANSPORTATION DEPARTMENT AND THE DEPARTMENT OF STATE
23 POLICE MAY RAISE THE SPEED LIMIT ON A SECTION OF A TRUNK LINE
24 HIGHWAY TO 65 MILES PER HOUR IF AN ENGINEERING AND SAFETY STUDY AND
25 THE EIGHTY-FIFTH PERCENTILE SPEED OF FREE-FLOWING TRAFFIC UNDER
26 IDEAL CONDITIONS OF THAT SECTION CONTAINS FINDINGS THAT THE SPEED
27 LIMIT MAY BE RAISED. NO LATER THAN 1 YEAR AFTER THE EFFECTIVE DATE

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1 OF THE AMENDATORY ACT THAT ADDED THIS SUBSECTION, THE STATE
2 TRANSPORTATION DEPARTMENT AND THE DEPARTMENT OF STATE POLICE SHALL
3 INCREASE THE SPEED LIMITS ON AT LEAST 600 MILES OF RURAL LIMITED
4 ACCESS FREEWAY AND 900 MILES OF TRUNK LINE HIGHWAY TO THE SPEED
5 LIMITS DESCRIBED IN THIS SUBSECTION.

6 [(19)] AS USED IN THIS SECTION:

7 (A) "TRAFFIC CONTROL ORDER" MEANS A DOCUMENT FILED WITH THE
8 PROPER AUTHORITY THAT ESTABLISHES THE LEGAL AND ENFORCEABLE SPEED
9 LIMIT FOR THE HIGHWAY SEGMENT DESCRIBED IN THE DOCUMENT.

10 (B) "VEHICULAR ACCESS POINT" MEANS A DRIVEWAY OR INTERSECTING
11 ROADWAY.

12 Enacting section 1. Section 629 of the Michigan vehicle code,
13 1949 PA 300, MCL 257.629, is repealed.

14 Enacting section 2. This amendatory act does not take effect
15 unless all of the following bills of the 98th Legislature are
16 enacted into law:

17 (a) House Bill No. 4424.

18 (b) House Bill No. 4425.

19 (c) House Bill No. 4426.