



# HOUSE BILL No. 5559

April 11, 2000, Introduced by Reps. Schauer, Jelinek, Cameron Brown, Julian, Jellema, Stamas, Pappageorge, Ehardt, Gielegem, Bogardus, Garza, Clark, Jamnick, Hansen, Wojno, DeWeese, Patterson, Kuipers, Gilbert and Minore and referred to the Committee on Criminal Law and Corrections.

A bill to amend 1949 PA 300, entitled  
"Michigan vehicle code,"  
by amending section 626 (MCL 257.626).

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

1       Sec. 626. (1) ~~(a) Any~~ A person who drives ~~any~~ A vehicle  
2 upon a highway or a frozen public lake, stream, or pond or other  
3 place open to the general public, including ~~any~~ AN area desig-  
4 nated for the parking of motor vehicles, within this state, in  
5 ~~wilful~~ WILLFUL or wanton disregard for the safety of persons or  
6 property is guilty of reckless driving.  
7       (2) ~~(b) Every~~ EXCEPT AS OTHERWISE PROVIDED IN SUBSECTIONS  
8 (3) AND (4), A person convicted of reckless driving ~~shall be~~  
9 punished IS GUILTY OF A MISDEMEANOR PUNISHABLE by imprisonment  
10 ~~in the county or municipal jail for a period of~~ not more than  
11 90 days or ~~by~~ a fine of not more than \$100.00, or ~~by~~ both.

1 (3) A PERSON WHO OPERATES A MOTOR VEHICLE IN VIOLATION OF  
2 SUBSECTION (1) AND BY THE OPERATION OF THAT MOTOR VEHICLE CAUSES  
3 INJURY TO A MINOR WHO IS A PASSENGER IN A SCHOOL BUS OR PUPIL  
4 TRANSPORTATION VEHICLE IS GUILTY OF A MISDEMEANOR PUNISHABLE BY  
5 IMPRISONMENT FOR NOT MORE THAN 6 MONTHS OR A FINE OF NOT MORE  
6 THAN \$500.00, OR BOTH.

7 (4) A PERSON WHO OPERATES A MOTOR VEHICLE IN VIOLATION OF  
8 SUBSECTION (1) AND BY THE OPERATION OF THAT MOTOR VEHICLE CAUSES  
9 A SERIOUS IMPAIRMENT OF A BODY FUNCTION OR DEATH TO A MINOR WHO  
10 IS A PASSENGER IN A SCHOOL BUS OR PUBLIC TRANSPORTATION VEHICLE  
11 IS GUILTY OF A FELONY PUNISHABLE BY IMPRISONMENT FOR NOT MORE  
12 THAN 7 YEARS OR BY A FINE OF NOT LESS THAN \$2,000.00 OR MORE THAN  
13 \$5,000.00, OR BOTH. AS USED IN THIS SUBSECTION, "SERIOUS IMPAIR-  
14 MENT OF A BODY FUNCTION" INCLUDES, BUT IS NOT LIMITED TO, 1 OR  
15 MORE OF THE FOLLOWING:

16 (A) LOSS OF A LIMB OR USE OF A LIMB.

17 (B) LOSS OF A HAND, FOOT, FINGER, OR THUMB OR USE OF A HAND,  
18 FOOT, FINGER, OR THUMB.

19 (C) LOSS OF AN EYE OR EAR OR USE OF AN EYE OR EAR.

20 (D) LOSS OR SUBSTANTIAL IMPAIRMENT OF A BODILY FUNCTION.

21 (E) SERIOUS VISIBLE DISFIGUREMENT.

22 (F) A COMATOSE STATE THAT LASTS FOR MORE THAN 3 DAYS.

23 (G) MEASURABLE BRAIN DAMAGE OR MENTAL IMPAIRMENT.

24 (H) A SKULL FRACTURE OR OTHER SERIOUS BONE FRACTURE.

25 (I) SUBDURAL HEMORRHAGE OR SUBDURAL HEMATOMA.

26 (5) THIS SECTION DOES NOT PROHIBIT A PERSON FROM BEING  
27 CHARGED WITH, CONVICTED OF, OR SENTENCED FOR ANY OTHER VIOLATION

1 OF LAW ARISING OUT OF THE SAME TRANSACTION AS THE VIOLATION OF  
2 THIS SECTION.