

# HOUSE BILL No. 4210

February 3, 2005, Introduced by Rep. Stakoe and referred to the Committee on Judiciary.

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 617, 617a, 618, and 619 (MCL 257.617, 257.617a, 257.618, and 257.619), section 617 as amended by 2001 PA 159 and section 619 as amended by 1999 PA 73.

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

1           Sec. 617. (1) The driver of a vehicle who knows or who has  
2 reason to believe that he or she has been involved in an accident  
3 upon ~~either~~ public or private property ~~, when the property~~ **THAT**  
4 is open to travel by the public ~~, resulting in serious impairment~~  
5 ~~of a body function or death of a person~~ shall immediately stop his  
6 or her vehicle at the scene of the accident and shall remain there

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1 until the requirements of section 619 are fulfilled **[OR IMMEDIATELY REPORT THE ACCIDENT TO THE NEAREST OR MOST CONVENIENT POLICE AGENCY OR OFFICER TO FULFILL THE REQUIREMENTS OF SECTION 619(A) AND (B) IF THERE IS A REASONABLE AND HONEST BELIEF THAT REMAINING AT THE SCENE WILL RESULT IN FURTHER HARM]**. The stop shall

2 be made without obstructing traffic more than is necessary.

3 (2) Except as provided in subsection (3), ~~a person who~~ **IF**  
4 **THE INDIVIDUAL** violates subsection (1) **AND THE ACCIDENT RESULTS IN**  
5 **SERIOUS IMPAIRMENT OF A BODY FUNCTION OR DEATH, THE INDIVIDUAL** is  
6 guilty of a felony punishable by imprisonment for not more than 5  
7 years or by a fine of not more than \$5,000.00, or both.

8 (3) ~~A person who~~ **IF THE INDIVIDUAL** violates subsection (1)  
9 following an accident caused by that ~~person that~~ **INDIVIDUAL AND**  
10 **THE ACCIDENT** results in the death of another ~~person~~ **INDIVIDUAL,**  
11 **THE INDIVIDUAL** is guilty of a felony punishable by imprisonment for  
12 not more than 15 years or a fine of not more than \$10,000.00, or  
13 both.

14 Sec. 617a. (1) The driver of a vehicle who knows or who has  
15 reason to believe that he has been involved in an accident upon  
16 ~~either~~ public or private property ~~, when the property~~ **THAT** is  
17 open to travel by the public ~~, resulting in injury to a person~~  
18 shall immediately stop his **OR HER** vehicle at the scene of the  
19 accident and shall remain there until the requirements of section  
20 619 are fulfilled **[OR IMMEDIATELY REPORT THE ACCIDENT TO THE NEAREST OR MOST CONVENIENT POLICE AGENCY OR OFFICER TO FULFILL THE REQUIREMENTS OF SECTION 619(A) AND (B) IF THERE IS A REASONABLE AND HONEST BELIEF THAT REMAINING AT THE SCENE WILL RESULT IN FURTHER HARM]**. ~~Every~~ **THE** stop  
shall be made without

21 obstructing traffic more than is necessary.

22 (2) ~~A person failing to stop or to comply with those~~  
23 ~~requirements shall be~~ **IF AN INDIVIDUAL VIOLATES SUBSECTION (1) AND**  
24 **THE ACCIDENT RESULTS IN INJURY TO ANY INDIVIDUAL, THE INDIVIDUAL IS**  
25 guilty of a misdemeanor ~~,~~ punishable by imprisonment for not more  
26 than 1 year ~~, or~~ ~~by~~ **A** fine of not more than \$1,000.00, or both.

27 (3) The secretary of state shall suspend the operator's or

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1 chauffeur's license of ~~the person~~ **AN INDIVIDUAL** convicted of **OF**  
 2 **VIOLATING THIS SECTION** as provided in section 319.

3 Sec. 618. (1) The driver of ~~any~~ **A** vehicle who knows or who  
 4 has reason to believe that he has been involved in an accident  
 5 ~~resulting only in damage to a vehicle which is driven or attended~~  
 6 ~~by any person~~ **UPON PUBLIC OR PRIVATE PROPERTY THAT IS OPEN TO**  
 7 **TRAVEL BY THE PUBLIC** shall immediately stop ~~such~~ **HIS OR HER**  
 8 vehicle at the scene of ~~such~~ **THE** accident and shall remain  
 9 ~~thereat~~ **THERE** until ~~he has fulfilled~~ the requirements of section  
 10 619 **ARE FULFILLED [OR IMMEDIATELY REPORT THE ACCIDENT TO THE NEAREST OR**  
**MOST CONVENIENT POLICE AGENCY OR OFFICER TO FULFILL THE REQUIREMENTS OF**  
**SECTION 619(A) AND (B) IF THERE IS A REASONABLE AND HONEST BELIEF THAT**  
**REMAINING AT THE SCENE WILL RESULT IN FURTHER HARM]**. ~~Every such~~ **THE**  
 stop shall be made without

11 obstructing traffic more than is necessary. ~~Any person failing~~  
 12 ~~to stop or comply with said requirements under such circumstances~~  
 13 ~~shall be~~

14 (2) **IF AN INDIVIDUAL VIOLATES THE REQUIREMENTS OF SUBSECTION**  
 15 **(1) AND THE ACCIDENT RESULTS IN DAMAGE TO A VEHICLE OPERATED BY OR**  
 16 **ATTENDED BY ANY INDIVIDUAL, THE INDIVIDUAL IS** guilty of a  
 17 misdemeanor **PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 90 DAYS OR**  
 18 **A FINE OF NOT MORE THAN \$100.00, OR BOTH.**

19 Sec. 619. The driver of ~~any~~ **A** vehicle who knows or who has  
 20 reason to believe that he or she has been involved in an accident  
 21 ~~resulting in injury to or death of any person or damage to any~~  
 22 **WITH AN INDIVIDUAL OR WITH ANOTHER** vehicle ~~which~~ **THAT** is ~~driven~~  
 23 **OPERATED** or attended by ~~any person~~ **ANOTHER INDIVIDUAL** shall ~~give~~  
 24 **DO ALL OF THE FOLLOWING:**

25 (A) **GIVE** his or her name ~~—~~ **AND** address, and the registration  
 26 number of the vehicle he or she is ~~driving, also~~ **OPERATING,**  
 27 **INCLUDING** the name and address of the owner, ~~and exhibit~~ **TO A**

1 POLICE OFFICER, THE INDIVIDUAL STRUCK, OR THE DRIVER OR OCCUPANTS  
2 OF THE VEHICLE WITH WHICH HE OR SHE HAS COLLIDED.

3 (B) EXHIBIT his or her operator's or chauffeur's license to a  
4 police officer, ~~or the person~~ INDIVIDUAL struck, or the driver or  
5 occupants of ~~any~~ THE vehicle WITH WHICH HE OR SHE HAS collided.  
6 ~~with and shall render~~

7 (C) RENDER to any ~~person~~ INDIVIDUAL injured in ~~such~~ THE  
8 accident reasonable assistance in securing medical aid or ARRANGE  
9 FOR OR PROVIDE transportation ~~of~~ TO ANY injured ~~person or~~  
10 ~~persons~~ INDIVIDUAL.