

HOUSE BILL NO. 5309

November 09, 2023, Introduced by Reps. Bierlein and Alexander and referred to the Committee on Transportation, Mobility and Infrastructure.

A bill to amend 1949 PA 300, entitled
"Michigan vehicle code,"
by amending section 627a (MCL 257.627a), as amended by 2016 PA 446.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 627a. (1) As used in this section:
2 (a) "Regularly scheduled school session" means that part of a
3 day scheduled for student instruction until final dismissal of the
4 student body for that day.
5 (b) "School" means an educational institution operated by a

1 local school district or by a private, denominational, or parochial
2 organization. School does not include ~~either of the following:~~

3 ~~(i) An~~**an** educational institution that the department of
4 education determines has its entire student population in residence
5 at the institution.

6 ~~(ii) An educational institution to which all students are~~
7 ~~transported in motor vehicles.~~

8 (c) "School zone" means school property on which a school
9 building is located and the adjacent property. A school zone
10 extends not more than 1,000 feet from the school property line in
11 any direction. If 2 or more schools occupy the same property or
12 adjacent properties, 1 of the following applies, as applicable:

13 (i) If the hours of instruction at the schools are the same,
14 then a single combined school zone ~~shall be~~**is** established.

15 (ii) If the hours of instruction at the schools are different,
16 overlapping school zones ~~shall be~~**are** established.

17 (2) A school zone speed limit on a highway segment in a school
18 zone, which, except as otherwise provided in this subsection, ~~shall~~
19 ~~be~~**is** in force not more than 30 minutes before the first regularly
20 scheduled school session, rounded to the nearest multiple of 5
21 minutes, until school commences, and from dismissal until not more
22 than 30 minutes after the last regularly scheduled school session,
23 rounded to the nearest multiple of 5 minutes, may be decreased by
24 not more than 20 miles per hour less than the speed limit normally
25 posted but ~~shall~~**must** be not less than 25 miles per hour. A school
26 superintendent may begin the 30-minute period before the first
27 regularly scheduled school session described in this subsection at
28 a time that is less than 30 minutes before the first regularly
29 scheduled school session and that extends beyond the time school

1 commences, may begin the 30-minute period after dismissal at a time
 2 other than dismissal, and, if a school has an off-campus lunch
 3 period, may designate the period provided for off-campus lunch as a
 4 period during which the school zone speed limit described in this
 5 subsection applies.

6 (3) School zone speed limits ~~shall~~**do** not apply to a limited
 7 access highway or a highway segment over which a pedestrian
 8 overhead walkway is erected, if the walkway is adjacent to school
 9 property.

10 (4) Notwithstanding the requirements for a school zone as
 11 defined in subsection (1)(c), if a school is located in an area
 12 that requires school children to cross a state trunk line highway
 13 or county highway that has a speed limit of 35 miles per hour or
 14 more to attend that school, the school superintendent may submit a
 15 request to the state transportation commission, county road
 16 commission, or local authority having jurisdiction over the
 17 roadway, as applicable, for a school crossing as permitted under
 18 section 613a. If, based on the traffic engineering studies, the
 19 road authority determines the need for a lower speed limit, the
 20 road authority may designate the crossing as a school zone. Before
 21 submitting a request, the school superintendent shall have
 22 completed a school route plan as prescribed by section 7A-1 of the
 23 Michigan manual ~~of~~**on** uniform traffic control devices.

24 (5) If a school is in session year-round, a sign reading "All
 25 Year School" ~~shall~~**must** be posted on the same signpost as and
 26 immediately below the school zone sign.

27 (6) Louvered signs, digital message signs, and flashing lights
 28 may be installed to supplement or replace permanent signs required
 29 under this section. Signs erected and maintained as required under

1 this section ~~shall~~**must** conform to the Michigan manual on uniform
2 traffic control devices.

3 (7) ~~A person~~**An individual** who violates a speed limit
4 established under this section is responsible for a civil
5 infraction.