

1st Sub. H.B. 327

OPERATION OF BICYCLES ON HIGHWAYS

Representative **Todd E. Kiser** proposes the following amendments:

1. *Page 1, Lines 16 through 20:*

16 {~~→provides that a person may operate a vehicle to the left of center of the roadway,~~
17 ~~including in a no-passing zone, when a bicycle or moped proceeding in the same~~
18 ~~direction at a speed less than the reasonable speed of traffic then present requires~~
19 ~~operating the vehicle to the left of the center of the roadway except under certain~~
20 ~~circumstances;~~}

2. *Page 2, Lines 43 through 52:*

43 Utah Code Sections Affected:

44 AMENDS:

45 13-20-2, as last amended by Laws of Utah 2008, Chapter 175

46 13-35-102, as last amended by Laws of Utah 2007, Chapter 86

47 41-1a-202, as last amended by Laws of Utah 2008, Chapter 36

48 41-6a-102, as last amended by Laws of Utah 2009, Chapter 311

49 41-6a-305, as renumbered and amended by Laws of Utah 2005, Chapter 2

50 {~~41-6a-701, as renumbered and amended by Laws of Utah 2005, Chapter 2~~

51 ~~41-6a-708, as renumbered and amended by Laws of Utah 2005, Chapter 2~~}

52 41-6a-710, as last amended by Laws of Utah 2009, Chapter 292

3. *Page 20, Line 614 through Page 22, Line 661:*

614 {~~Section 6. Section 41-6a-701 is amended to read:~~

615 ~~41-6a-701. Duty to operate vehicle on right side of roadway-- Exceptions:~~

616 ~~(1) On all roadways of sufficient width, a person operating a vehicle shall operate the~~
617 ~~vehicle on the right half of the roadway, except:~~

618 ~~(a) when overtaking and passing another vehicle proceeding in the same direction~~
619 ~~under the rules governing that movement;~~

620 ~~(b) when an obstruction requires operating the vehicle to the left of the center of the~~
621 ~~roadway subject to the provisions of Subsection (2);~~

622 ~~(c) when overtaking and passing a bicycle or moped proceeding in the same direction~~

623 ~~at a speed less than the reasonable speed of traffic then present requires operating the vehicle to~~
624 ~~the left of the center of the roadway subject to the provisions of Subsection (2);~~

625 ~~[(c)] (d) on a roadway divided into three marked lanes for traffic under the applicable~~

626 rules; or
627 ~~— [(d)] (e) on a roadway designed and signposted for one-way traffic.~~
628 ~~— (2) (a) A person operating a vehicle shall yield the right-of-way to a vehicle:~~
629 ~~— [(a)] (i) traveling in the proper direction on a roadway; and~~
630 ~~— [(b)] (ii) that is within a distance constituting an immediate hazard.~~
631 ~~— (b) When overtaking and passing a bicycle or moped under Subsection (1)(c), a person~~
632 ~~operating a vehicle shall not pass a bicycle or moped proceeding in the same direction if the~~
633 ~~pass cannot be made safely, including under any of the following conditions:~~
634 ~~— (i) when approaching or upon the crest of a grade or upon a curve in the highway~~
635 ~~where the operator's view is in any way obstructed;~~
636 ~~— (ii) when approaching within 100 feet of, or traversing, any intersection or railroad~~
637 ~~grade crossing unless otherwise indicated by official traffic control devices;~~
638 ~~— (iii) when the view is obstructed upon approaching within 100 feet of any bridge,~~
639 ~~viaduct or tunnel; or~~
640 ~~— (iv) when the pass cannot be made in accordance with Section 41-6a-706.5.~~
641 ~~— (3) A person operating a vehicle on a roadway at less than the normal speed of traffic~~
642 ~~shall operate the vehicle in the right-hand lane then available for traffic, or as close as~~
643 ~~practicable to the right-hand curb or edge of the roadway, except when:~~
644 ~~— (a) overtaking and passing another vehicle proceeding in the same direction;~~
645 ~~— (b) preparing to turn left; or~~
646 ~~— (c) taking a different highway or an exit on the left.~~
647 ~~— Section 7. Section 41-6a-708 is amended to read:~~
648 ~~— 41-6a-708. Signs and markings on roadway -- No-passing zones -- Exceptions.~~
649 ~~— (1) (a) A highway authority may designate no-passing zones on any portion of a~~
650 ~~highway under its jurisdiction if the highway authority determines passing is especially~~
651 ~~hazardous:~~
652 ~~— (b) A highway authority shall designate a no-passing zone under Subsection (1)(a) by~~
653 ~~placing appropriate traffic-control devices on the highway.~~
654 ~~— (2) A person operating a vehicle may not drive on the left side of:~~
655 ~~— (a) the roadway within the no-passing zone; or~~
656 ~~— (b) any pavement striping designed to mark the no-passing zone.~~
657 ~~— (3) Subsection (2) does not apply:~~
658 ~~— (a) under the conditions described under [Subsection] Subsections 41-6a-701(1)(b) and~~
659 ~~(c); or~~
660 ~~— (b) to a person operating a vehicle turning left onto or from an alley, private road, or~~
661 ~~driveway. }~~

Renumber remaining sections accordingly.