{deleted text} shows text that was in HB0058S01 but was deleted in HB0058S02.

Inserted text shows text that was not in HB0058S01 but was inserted into HB0058S02.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Representative {Carol Spackman Moss} Lee B. Perry proposes the following substitute bill:

TRAFFIC CONTROL SIGNS FOR BICYCLES

2018 GENERAL SESSION STATE OF UTAH

Chief Sponsor: Carol Spackman Moss

Senate Sponsor: Todd Weiler

LONG TITLE

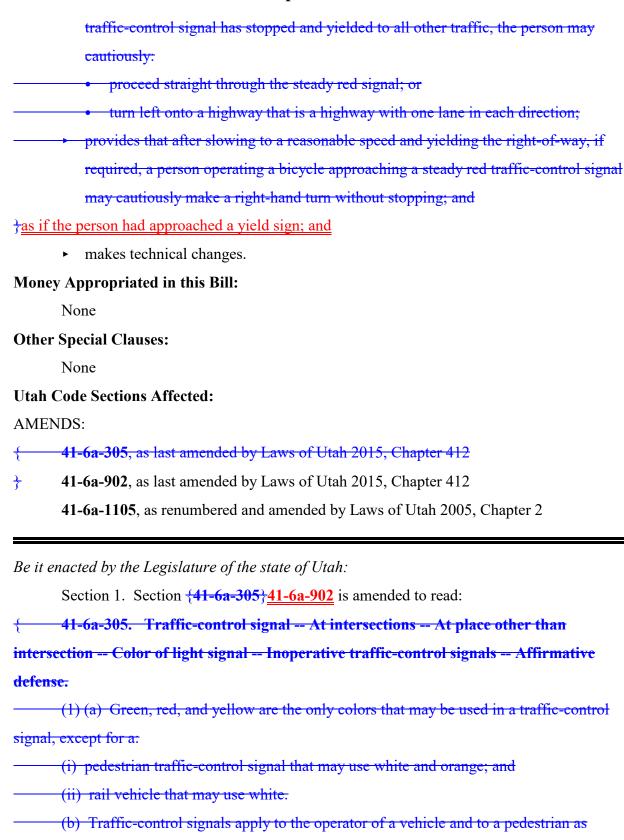
General Description:

This bill modifies the Traffic Code by amending provisions related to operating a bicycle on the roadway.

Highlighted Provisions:

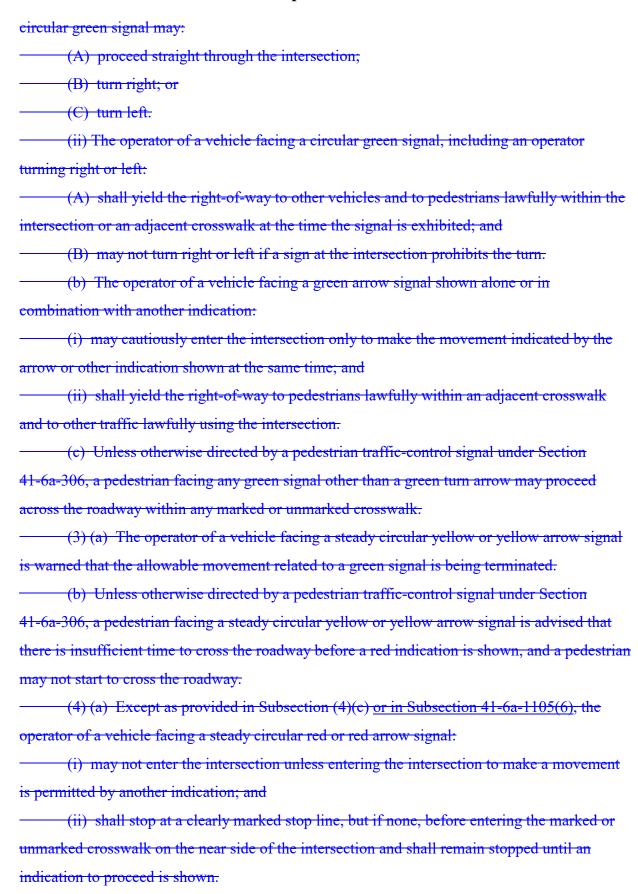
This bill:

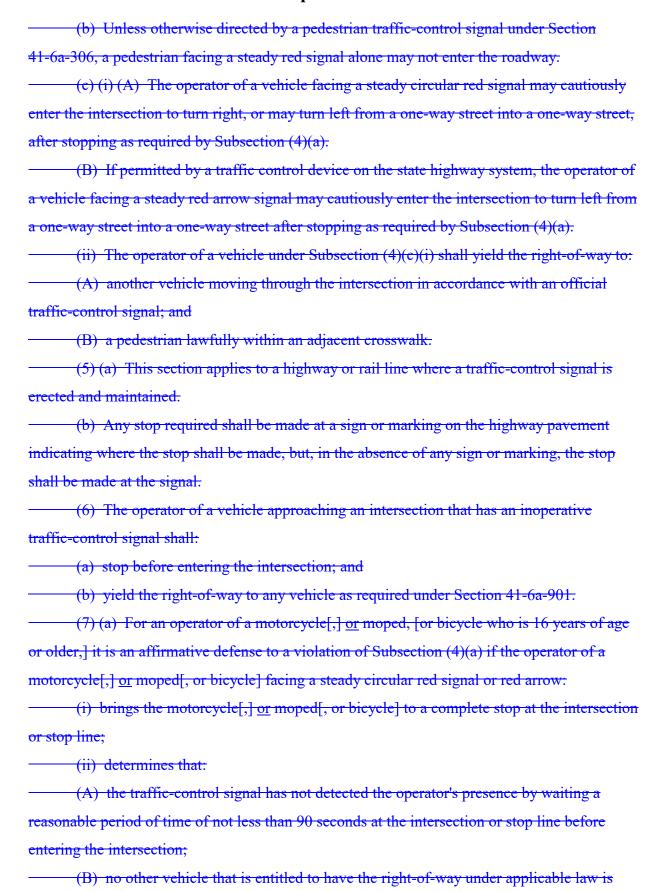
- provides that a person operating a bicycle approaching a stop sign shall stop and yield the right-of-way to any vehicle in the intersection or approaching on another highway so closely as to constitute an immediate hazard during the time the person is moving across or within the intersection or junction of highways, except that a person after slowing to a reasonable speed and yielding the right-of-way if required, may cautiously make a turn or proceed through the intersection {without stopping;
- provides that once a person operating a bicycle approaching a steady red



(2) (a) (i) Except as provided in Subsection (2)(a)(ii), the operator of a vehicle facing a

provided in this section.





sitting at, traveling through, or approaching the intersection; and

- (C) no pedestrians are attempting to cross at or near the intersection in the direction of travel of the operator; and
 - (iii) cautiously enters the intersection and proceeds across the roadway.
- (b) The affirmative defense under this section does not apply at an active railroad grade crossing as defined in Section 41-6a-1005.
 - (8) A violation of this section is an infraction.
 - Section 2. Section 41-6a-902 is amended to read:
- † 41-6a-902. Right-of-way -- Stop or yield signals -- Yield -- Collisions at intersections or junctions of roadways -- Evidence.
- (1) Preferential right-of-way may be indicated by stop signs or yield signs under Section 41-6a-906.
- (2) (a) Except <u>as provided in Section 41-6a-1105</u>, or when directed to proceed by a peace officer, every operator of a vehicle approaching a stop sign shall stop:
 - (i) at a clearly marked stop line;
- (ii) before entering the crosswalk on the near side of the intersection if there is not a clearly marked stop line; or
- (iii) at a point nearest the intersecting roadway where the operator has a view of approaching traffic on the intersecting roadway before entering it if there is not a clearly marked stop line or a crosswalk.
- (b) After having stopped at a stop sign, the operator of a vehicle shall yield the right-of-way to any vehicle in the intersection or approaching on another roadway so closely as to constitute an immediate hazard.
- (c) The operator of a vehicle approaching a stop sign shall yield the right-of-way to pedestrians within an adjacent crosswalk.
 - (3) (a) The operator of a vehicle approaching a yield sign shall:
 - (i) slow down to a speed reasonable for the existing conditions; and
 - (ii) if required for safety, stop as provided under Subsection (2).
- (b) (i) After slowing or stopping at a yield sign, the operator of a vehicle shall yield the right-of-way to any vehicle in the intersection or approaching on another roadway so closely as to constitute an immediate hazard during the time the operator is moving across or within the

intersection or junction of roadways.

- (ii) The operator of a vehicle approaching a yield sign shall yield to pedestrians within an adjacent crosswalk.
- (4) (a) A collision is prima facie evidence of an operator's failure to yield the right-of-way after passing a yield sign without stopping if the operator is involved in a collision:
 - (i) with a vehicle in the intersection or junction of roadways; or
 - (ii) with a pedestrian at an adjacent crosswalk.
- (b) A collision under Subsection (4)(a) is not considered negligence per se in determining liability for the accident.
 - (5) A violation of Subsection (2) or (3) is an infraction.

Section $\frac{3}{2}$. Section 41-6a-1105 is amended to read:

41-6a-1105. Operation of bicycle or moped on and use of roadway -- Duties, prohibitions.

- (1) A person operating a bicycle or a moped on a roadway at less than the normal speed of traffic at the time and place and under the conditions then existing shall ride as near as practicable to the right-hand edge of the roadway except when:
 - (a) overtaking and passing another bicycle or vehicle proceeding in the same direction;
 - (b) preparing to make a left turn at an intersection or into a private road or driveway;
- (c) traveling straight through an intersection that has a right-turn only lane that is in conflict with the straight through movement; or
- (d) reasonably necessary to avoid conditions that make it unsafe to continue along the right-hand edge of the roadway including:
 - (i) fixed or moving objects;
 - (ii) parked or moving vehicles;
 - (iii) bicycles;
 - (iv) pedestrians;
 - (v) animals;
 - (vi) surface hazards; or
- (vii) a lane that is too narrow for a bicycle and a vehicle to travel safely side by side within the lane.

- (2) A person operating a bicycle or moped on a highway shall operate in the designated direction of traffic.
- (3) (a) A person riding a bicycle or moped on a roadway may not ride more than two abreast with another person except on paths or parts of roadways set aside for the exclusive use of bicycles.
- (b) If allowed under Subsection (3)(a), a person riding two abreast with another person may not impede the normal and reasonable movement of traffic and shall ride within a single lane.
- (4) If a usable path for bicycles has been provided adjacent to a roadway, a bicycle rider may be directed by a traffic-control device to use the path and not the roadway.
- (5) (a) {A} Except as provided in Subsection (5)(b), a person operating a bicycle approaching a stop sign shall { slow down and, if required for safety,} stop before entering the intersection.
- (b) Except as provided in Subsection (\{\frac{7}{6}\}), after slowing to a reasonable speed or stopping as required by Subsection (5)(a), if the person \{\frac{1}{6}\} the person \{\frac{1}{6}\} the right-of-way to any\{\frac{1}{6}\} reasonably determines that there is no other vehicle \{\frac{1}{6}\} or pedestrian\{\} in the intersection or approaching on another highway so closely as to constitute an immediate hazard during the time the person is moving across or within the intersection or junction of highways, \{\frac{1}{6}\} that a person after slowing to a reasonable speed and yielding the right-of-way, if required, may cautiously make a turn or proceed through the intersection without stopping.
- (6) (a) (i) Except as provided in Subsection (6)(b), a person operating a bicycle approaching a steady red traffic-control signal shall stop before entering the intersection and shall yield to all other traffic and pedestrians.
- (ii) Except as provided in Subsection (7), once the person has stopped and yielded to all other traffic and pedestrians as required by Subsection (6)(a)(i), }the person may {cautiously:
 - (A) \{\rmathred{
 - (B) turn left onto a highway that is a highway with one lane in each direction.
- (b) After slowing to a reasonable speed and yielding the right-of-way, if required, a person operating a bicycle approaching a steady red traffic-control signal may cautiously make a right-hand turn without stopping.

- (7) Subsections (5)(b) and (6)(a)(ii) do} as if the stop sign were a yield sign as described in Section 41-6a-903.
 - (6) Subsection (5)(b) does not apply to an intersection:
 - (a) with an active railroad grade crossing as defined in Section 41-6a-1005; or
 - (b) in which any street has three or more lanes of traffic in one direction.