

1 ENGROSSED SENATE
2 BILL NO. 1386

By: Barrington and Rabon of the
Senate

3 and

4 Dorman of the House
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7 An Act relating to motor vehicles; amending 47 O.S.
8 2001, Section 11-601, as amended by Section 12,
9 Chapter 62, O.S.L. 2007 (47 O.S. Supp. 2007, Section
10 11-601), which relates to the required position and
11 method of turning at intersections; directing right
12 turn from pavement or paved shoulder on certain
13 roadways; amending Section 3, Chapter 173, O.S.L.
14 2006 (47 O.S. Supp. 2007, Section 11-1208), which
15 relates to overtaking and passing bicycles; requiring
16 lane change when passing bicyclists on certain
17 roadway; requiring certain distance from bicyclists
18 upon passing; providing for compliance with other
19 traffic regulations; providing for certain
20 affirmative defense; and providing an effective date.

21 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

22 SECTION 1. AMENDATORY 47 O.S. 2001, Section 11-601, as
23 amended by Section 12, Chapter 62, O.S.L. 2007 (47 O.S. Supp. 2007,
24 Section 11-601), is amended to read as follows:

Section 11-601. The driver of a vehicle intending to turn at an
intersection shall do so as follows:

1. Right turns. Both the approach for a right turn and a right
turn shall be made as close as practicable to the right-hand curb or
edge of the roadway or, if the roadway is located in an

1 unincorporated area, as close as practicable to the right-hand edge
2 of the pavement or paved shoulder.

3 2. Left turns. The driver of a vehicle intending to turn left
4 at an intersection shall approach the intersection in the extreme
5 left-hand lane lawfully available to traffic moving in the direction
6 of travel of such vehicle. After entering the intersection, the
7 left turn shall be made so as to leave the intersection, as nearly
8 as practicable, in the left-hand lane lawfully available to traffic
9 moving in such direction upon the roadway being entered. Whenever
10 practicable, when leaving a two-way roadway, the left turn shall be
11 made in that portion of the intersection to the left of the center
12 of the intersection.

13 3. Local authorities in their respective jurisdictions may
14 cause markers, buttons or signs to be placed within or adjacent to
15 intersections and thereby require and direct that a different course
16 from that specified in this section be traveled by vehicles turning
17 at an intersection, and when markers, buttons or signs are so placed
18 no driver of a vehicle shall turn a vehicle at an intersection other
19 than as directed and required by such markers, buttons or signs.

20 SECTION 2. AMENDATORY Section 3, Chapter 173, O.S.L.
21 2006 (47 O.S. Supp. 2007, Section 11-1208), is amended to read as
22 follows:
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1 Section 11-1208. A. When overtaking and passing a bicycle
2 proceeding in the same direction, a person driving a motor vehicle
3 shall exercise due care by leaving:

4 1. Vacating the lane in which the bicyclist is operating when
5 operating on a roadway with two or more clearly marked lanes for
6 traffic proceeding in the same direction; or

7 2. Leaving a safe distance between the motor vehicle and the
8 bicycle of not less than:

9 a. three (3) feet, or

10 b. six (6) feet, if such person is operating a motor
11 vehicle which requires a Class A, B or C commercial
12 license;

13 until the motor vehicle is safely past the overtaken bicycle,
14 provided such actions do not cause such person to violate any other
15 traffic regulation or rule of conduct for the operation of motor
16 vehicles on the roadways of this state as provided by law.

17 B. If a person violates the provisions of subsection A of this
18 section and the violation results in a collision causing serious
19 physical injury to another person, the person shall be subject to a
20 fine of not more than Five Hundred Dollars (\$500.00).

21 C. If a person violates the provisions of subsection A of this
22 section and the violation results in the death of another person,
23 the person shall be subject to a fine of not more than One Thousand
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1 Dollars (\$1,000.00), in addition to any other penalties prescribed
2 by law.

3 D. It is an affirmative defense to prosecution under this
4 section that at the time the violation occurred the bicyclist was
5 not in compliance with the provisions of Sections, 11-1202, 11-1203,
6 11-1205, or 11-1206 of this title.

7 SECTION 3. This act shall become effective November 1, 2008.

8 Passed the Senate the 6th day of March, 2008.

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Presiding Officer of the Senate

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12 Passed the House of Representatives the ____ day of _____,
13 2008.

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Presiding Officer of the House
of Representatives

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