

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 COMMITTEE SUBSTITUTE
4 FOR

5 HOUSE BILL NO. 2276

6 By: Duncan

7 COMMITTEE SUBSTITUTE

8 An Act relating to motor vehicles; amending 47 O.S.
9 2001, Section 11-309, as last amended by Section 1,
10 Chapter 125, O.S.L. 2009 and Section 3, Chapter 108,
11 O.S.L. 2003 (47 O.S. Supp. 2009, Sections 11-309 and
12 11-901b), which relate to rules of the road;
13 modifying scope of certain vehicle driving
14 requirement; modifying circumstances for which a
15 citation may be issued; providing statutory reference
16 for penalty provision; and providing an effective
17 date.

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

19 SECTION 1. AMENDATORY 47 O.S. 2001, Section 11-309, as
20 last amended by Section 1, Chapter 125, O.S.L. 2009 (47 O.S. Supp.
21 2009, Section 11-309), is amended to read as follows:

22 Section 11-309. Whenever any roadway has been divided into two
23 or more clearly marked lanes for traffic, the following requirements
24 in addition to all others consistent herewith shall apply.

1. A vehicle shall be driven as nearly as practicable entirely
within a single lane.

1 2. A vehicle shall not be moved from the lane until the driver
2 has first ascertained that the movement can be made with safety and
3 then given a signal, not less than the last one hundred (100) feet
4 traveled by the vehicle, of his intention to change lanes.

5 3. Upon a roadway which is divided into three lanes, a vehicle
6 shall not be driven in the center lane except when overtaking and
7 passing another vehicle where the roadway is clearly visible and the
8 center lane is clear of traffic within a safe distance, or in
9 preparation for a left turn or where the center lane is at the time
10 allocated exclusively to traffic moving in the direction the vehicle
11 is proceeding and is signposted to give notice of the allocation.

12 4. A two-way left-turn lane is a lane near the center of the
13 highway set aside for use by vehicles making left turns in both
14 directions from or into the roadway. Two-way left-turn lanes shall
15 be designated by distinctive roadway markings consisting of parallel
16 double yellow lines, interior line dashed and exterior line solid,
17 on each side of the lane. A vehicle shall not be driven in a
18 designated two-way left-turn lane except when preparing for or
19 making a left turn from or into a roadway. Vehicles turning left
20 from the roadway shall not be driven in the two-way left-turn lane
21 for more than two hundred (200) feet while preparing for and making
22 the turn. A vehicle turning left onto the roadway may utilize the
23 two-way left-turn lane as a staging area by stopping and waiting for
24 traffic proceeding in the same direction to clear before merging

1 into the adjacent lanes of travel. A left turn shall not be made
2 from any other lane where a two-way left-turn lane has been
3 designated. Provided, however, this section shall not prohibit
4 driving across a two-way left-turn lane when moving from a service
5 drive onto such marked roadway.

6 5. Upon a roadway which is divided into four or more lanes, a
7 vehicle proceeding at less than the maximum posted speed, except
8 when reduced speed is necessary for safe operation, shall not impede
9 the normal flow of traffic by driving in the left lane.

10 6. Upon a roadway which is divided into four ~~or more~~ lanes, a
11 vehicle shall be driven in the right-hand lane except when
12 overtaking and passing another vehicle proceeding in the same
13 direction or when preparing for a left turn at an intersection or
14 into a private road or driveway. Provided, however, this paragraph
15 shall not prohibit driving in a lane other than the right-hand lane
16 when traffic conditions or flow, or both, or road configuration,
17 such as the potential of merging traffic, require the use of lanes
18 other than the right-hand lane to maintain safe traffic conditions.

19 7. Official signs may be erected directing slow-moving traffic
20 to use a designated lane or designating those lanes to be used by
21 traffic moving in a particular direction regardless of the center of
22 the roadway and drivers of vehicles shall obey the directions of
23 every such sign.

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1 Any person convicted of violating any provision of this section
2 shall be punished as provided for in Section 17-101 of this title.

3 SECTION 2. AMENDATORY Section 3, Chapter 108, O.S.L.
4 2003 (47 O.S. Supp. 2009, Section 11-901b), is amended to read as
5 follows:

6 Section 11-901b. The operator of every vehicle, while driving,
7 shall devote their full time and attention to such driving.

8 No law enforcement officer shall issue a citation under this
9 section unless the law enforcement officer observes that the
10 operator of the vehicle is involved in an accident or observes the
11 operator of the vehicle driving in such a manner that poses an
12 articulable danger to other persons on the roadway that is not
13 otherwise specified in statute.

14 SECTION 3. This act shall become effective November 1, 2010.

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