

EHB 1368

1 THE STATE SENATE
2 Thursday, April 2, 2009

3 ENGROSSED

4 House Bill No. 1368

5 ENGROSSED HOUSE BILL NO. 1368 - By: Smithson, Hoskin and Ritze of
6 the House and Corn of the Senate.

7 An Act relating to motor vehicles; amending 47 O.S. 2001,
8 Section 11-309, as last amended by Section 4, Chapter 104,
9 O.S.L. 2006 (47 O.S. Supp. 2008, Section 11-309), which
10 relates to left-lane driving on roadways; clarifying
11 circumstances in which left-lane driving is permissible; and
12 providing an effective date.

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

14 SECTION 1. AMENDATORY 47 O.S. 2001, Section 11-309, as
15 last amended by Section 4, Chapter 104, O.S.L. 2006 (47 O.S. Supp.
16 2008, Section 11-309), is amended to read as follows:

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

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

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

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

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

1 driving across a two-way left-turn lane when moving from a service
2 drive onto such marked roadway.

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

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

16 ~~6-~~ 7. Official signs may be erected directing slow-moving
17 traffic to use a designated lane or designating those lanes to be
18 used by traffic moving in a particular direction regardless of the
19 center of the roadway and drivers of vehicles shall obey the
20 directions of every such sign.

21 SECTION 2. This act shall become effective November 1, 2009.

22 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY & HOMELAND SECURITY,
23 dated 3-31-09 - DO PASS, As Coauthored.