

**First Regular Session
Sixty-third General Assembly
STATE OF COLORADO**

REENGROSSED

*This Version Includes All Amendments
Adopted in the House of Introduction*

LLS NO. 01-0281.01 Kristen Forrestal

SENATE BILL 01-059

SENATE SPONSORSHIP

Chlouber,

HOUSE SPONSORSHIP

Witwer,

Senate Committees

House Committees

Govt, Veterans & Military Relations, & Trans

A BILL FOR AN ACT

101 **CONCERNING TRAFFIC REGULATIONS RELATING TO BICYCLES.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Specifies that turning vehicles must yield the right-of-way to bicycles traveling lawfully within a bicycle lane, a shoulder, or the roadway. Requires drivers overtaking a bicycle traveling the same direction to have and maintain a safe clearance of at least 3 feet until safely past the overtaken bicycle. Permits bicyclists to ride 2 abreast when traffic will not be impeded. Authorizes bicyclists to indicate a right turn by extending the right arm horizontally. Deletes the requirement that a bicyclist riding along a sidewalk dismount before crossing a roadway.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.

Capital letters indicate new material to be added to existing statute.

Dashes through the words indicate deletions from existing statute.

SENATE
3rd Reading Unamended
February 20, 2001

SENATE
Amended 2nd Reading
February 19, 2001

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** 42-4-903 (1), Colorado Revised Statutes, is
3 amended to read:

4 **42-4-903. Turning movements and required signals.** (1) No
5 person shall turn a vehicle at an intersection unless the vehicle is in proper
6 position upon the roadway as required in section 42-4-901, or turn a
7 vehicle to enter a private road or driveway, or otherwise turn a vehicle
8 from a direct course or move right or left upon a roadway unless and until
9 such movement can be made with reasonable safety and then only after
10 giving an appropriate signal in the manner provided in sections 42-4-608
11 and 42-4-609. A VEHICLE THAT HAS OVERTAKEN A BICYCLE TRAVELING
12 LAWFULLY WITHIN A BICYCLE LANE, ON A SHOULDER, OR ON THE ROADWAY
13 SHALL NOT MAKE AN IMMEDIATE TURN ACROSS THE PATH OF THE BICYCLE
14 UNLESS SUCH MOVEMENT CAN BE MADE SAFELY AND WITHOUT
15 INTERFERING WITH, IMPEDING, OR ENDANGERING THE BICYCLIST.

16 **SECTION 2.** 42-4-1003 (1), Colorado Revised Statutes, is
17 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

18 **42-4-1003. Overtaking a vehicle on the left.** (1) The following
19 rules shall govern the overtaking and passing of vehicles proceeding in the
20 same direction, subject to the limitations, exceptions, and special rules
21 stated in this section and sections 42-4-1004 to 42-4-1008:

22 (a.5) THE DRIVER OF A VEHICLE OVERTAKING A BICYCLE
23 PROCEEDING IN THE SAME DIRECTION SHALL PASS TO THE LEFT THEREOF AT
24 A SAFE DISTANCE, BUT NOT LESS THAN THREE FEET CLEARANCE, AND SHALL
25 MAINTAIN CLEARANCE UNTIL SAFELY PAST THE OVERTAKEN BICYCLE.
26 NOTHING IN THIS PARAGRAPH (a.5) SHALL EXCUSE THE OPERATOR OF A

1 BICYCLE FROM THE REQUIREMENT TO RIDE SINGLE FILE AS SET FORTH
2 UNDER SECTION 42-4-1412.

3 **SECTION 3.** 42-4-1412 (6) (a) (I), (9) (a), and (10), Colorado
4 Revised Statutes, are amended to read:

5 **42-4-1412. Operation of bicycles and other human-powered**
6 **vehicles.** (6) (a) Persons operating bicycles on roadways shall ride single
7 file; except that riding no more than two abreast is permitted in the
8 following circumstances:

9 (I) ~~When there is no motor vehicle traffic approaching from the~~
10 ~~rear within a distance of three hundred feet and the sight distance on the~~
11 ~~roadway at the time and place and under the conditions then existing is a~~
12 ~~minimum of three hundred feet to the front and to the rear of the bicyclists~~

13 WHEN RIDING TWO ABREAST WILL NOT IMPEDE THE NORMAL AND
14 REASONABLE MOVEMENT OF TRAFFIC; or

15 (9) (a) Except as otherwise provided in this subsection (9), every
16 person riding a bicycle shall signal the intention to turn or stop in
17 accordance with the provisions of section 42-4-903; EXCEPT THAT A
18 PERSON RIDING A BICYCLE MAY SIGNAL A RIGHT TURN WITH THE RIGHT
19 HAND AND ARM EXTENDED HORIZONTALLY.

20 (10) (a) A person riding a bicycle upon and along a sidewalk OR
21 PATHWAY or across a roadway upon and along a crosswalk shall yield the
22 right-of-way to any pedestrian and shall give an audible signal before
23 overtaking and passing such pedestrian. A PERSON RIDING A BICYCLE IN
24 A CROSSWALK SHALL DO SO IN A MANNER THAT IS CONSISTENT WITH THE
25 SAFE USE OF THE CROSSWALK BY PEDESTRIANS.

26 (b) A person shall not ride a bicycle upon and along a sidewalk OR
27 PATHWAY or across a roadway upon and along a crosswalk where such

1 use of bicycles is prohibited by official traffic control devices or local
2 ordinances. A PERSON RIDING A BICYCLE SHALL DISMOUNT BEFORE
3 ENTERING ANY CROSSWALK WHERE REQUIRED BY OFFICIAL TRAFFIC
4 CONTROL DEVICES OR LOCAL ORDINANCES.

5 (c) A person riding or walking a bicycle upon and along a
6 sidewalk OR PATHWAY or across a roadway upon and along a crosswalk
7 shall have all the rights and duties applicable to a pedestrian under the
8 same circumstances.

9 ~~(d) A person riding a bicycle upon and along a sidewalk shall~~
10 ~~dismount before entering any roadway and, when crossing any such~~
11 ~~roadway, shall observe all the rules and regulations applicable to~~
12 ~~pedestrians.~~

13 **SECTION 4. Effective date - applicability.** This act shall take
14 effect July 1, 2001, and act shall apply to infractions or offenses
15 committed on or after said date.

16 **SECTION 5. Safety clause.** The general assembly hereby finds,
17 determines, and declares that this act is necessary for the immediate
18 preservation of the public peace, health, and safety.