

HOUSE BILL NO. 1252

Introduced by

Representatives Mock, Hager, Jones, Kading, O'Brien, D. Ruby

Senators Bakke, Dwyer, D. Larsen

1 A BILL for an Act to create and enact a new section to chapter 39-10.1 of the North Dakota
2 Century Code, relating to stopping and yielding while operating a bicycle; and to provide a
3 penalty.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1.** A new section to chapter 39-10.1 of the North Dakota Century Code is created
6 and enacted as follows:

7 **Yielding and stopping while operating a bicycle on a roadway.**

8 1. ~~An individual operating a bicycle on a roadway:~~

9 ~~a. May turn or proceed through a stop intersection indicated by a stop sign without~~
10 ~~stopping but shall slow to a speed reasonable for the existing conditions when~~
11 ~~approaching the stop sign and, if required for safety to stop, shall stop at the~~
12 ~~point nearest the intersecting roadway. After slowing to a reasonable speed or~~
13 ~~stopping, the individual shall yield the right of way to any vehicle in the~~
14 ~~intersection or approaching on another roadway so closely as to constitute an~~
15 ~~immediate hazard during the time the individual is moving across or within the~~
16 ~~intersection or junction of roadways.~~

17 ~~b. May turn or proceed through a steady red traffic-control light with caution after~~
18 ~~stopping at the point nearest the intersecting roadway. After stopping, the~~
19 ~~individual shall yield the right of way to any vehicle in the intersection or~~
20 ~~approaching on another roadway so closely as to constitute an immediate hazard~~
21 ~~during the time the individual is moving across or within the intersection or~~
22 ~~junction of roadways.~~ An individual operating a bicycle who is approaching a stop
23 sign at an intersection with a roadway having three or more lanes for moving
24 traffic shall come to a complete stop before entering the intersection.

- 1 2. An individual operating a bicycle who is approaching a stop sign at an intersection
2 where a vehicle is stopped in the roadway at the same stop sign shall come to a
3 complete stop before entering the intersection.
- 4 3. An individual operating a bicycle who is approaching a stop sign at an intersection with
5 a roadway having two or fewer lanes for moving traffic shall reduce speed and, if
6 required for safety, stop before entering the intersection. After slowing to a reasonable
7 speed or stopping, the individual shall yield the right-of-way to any vehicle in the
8 intersection or approaching on another roadway so closely as to constitute an
9 immediate hazard during the time the individual is moving across or within the
10 intersection, except that an individual, after slowing to a reasonable speed and
11 yielding the right-of-way if required, cautiously may make a turn or proceed through
12 the intersection without stopping.
- 13 4. An individual operating a bicycle who is approaching an intersection shall yield the
14 right-of-way to any vehicle that already has entered the intersection.
- 15 5. When an individual operating a bicycle and a vehicle enter an intersection from
16 different roadways at approximately the same time, the operator of the vehicle or
17 bicycle on the left shall yield the right-of-way to the vehicle or bicycle on the right.
- 18 6. If the individual operating a bicycle is involved in a collision with a vehicle in the
19 intersection or junction of roadways after proceeding past a stop sign without stopping
20 or past a steady red traffic-control light, the collision is deemed prima facie evidence of
21 the individual's failure to yield the right of way.