

A-Engrossed
Senate Bill 573

Ordered by the Senate April 11
Including Senate Amendments dated April 11

Sponsored by Senator BURDICK; Senator MONROE, Representatives BUCKLEY, READ

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Requires driver to stop for pedestrian [*preparing to enter*] **waiting at** crosswalk.

A BILL FOR AN ACT

Relating to pedestrians; amending ORS 811.028.

Be It Enacted by the People of the State of Oregon:

SECTION 1. ORS 811.028 is amended to read:

811.028. (1) The driver of a vehicle commits the offense of failure to stop and remain stopped for a pedestrian if:

(a) The driver does not stop and remain stopped for a pedestrian when the pedestrian is:

[(a)] (A) Proceeding in accordance with a traffic control device as provided under ORS 814.010; or

(B) Crossing the roadway in a crosswalk, as defined in ORS 801.220; and

(b) [*In any of the following locations*] **The pedestrian enters into:**

(A) [*In*] The lane in which the driver's vehicle is traveling;

(B) [*In*] A lane adjacent to the lane in which the driver's vehicle is traveling;

(C) [*In*] The lane into which the driver's vehicle is turning;

(D) [*In*] A lane adjacent to the lane into which the driver's vehicle is turning, if the driver is making a turn at an intersection that does not have a traffic control device under which a pedestrian may proceed as provided under ORS 814.010; or

(E) **A location** less than six feet from the lane into which the driver's vehicle is turning, if the driver is making a turn at an intersection that has a traffic control device under which a pedestrian may proceed as provided under ORS 814.010.

(2) The driver of a vehicle commits the offense of failure to stop and remain stopped for a pedestrian if the driver does not stop and remain stopped for a pedestrian when the pedestrian is waiting on the curb or shoulder of the highway at a crosswalk and raising a hand and arm toward oncoming traffic.

[(2)] (3) For the purpose of this section, a bicycle lane or the part of a roadway where a vehicle stops, stands or parks that is adjacent to a lane of travel is considered to be part of that adjacent lane of travel.

[(3)] (4) This section does not require a driver to stop and remain stopped for a pedestrian under any of the following circumstances:

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 (a) Upon a roadway with a safety island, if the driver is proceeding along the half of the
2 roadway on the far side of the safety island from the pedestrian; or

3 (b) Where a pedestrian tunnel or overhead crossing has been provided at or near a crosswalk.

4 [(4)] (5) The offense described in this section, failure to stop and remain stopped for a pedes-
5 trian, is a Class B traffic violation.

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