

# Senate Bill 130

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Governor John A. Kitzhaber for Department of Transportation)

## 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 **as introduced**.

Adds green, yellow and red bicycle signals to list of traffic control devices.

## A BILL FOR AN ACT

1  
2 Relating to traffic control devices; amending ORS 811.260 and 811.360.

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

4 **SECTION 1.** ORS 811.260 is amended to read:

5 811.260. [*This section establishes appropriate driver responses to specific traffic control devices for*  
6 *purposes of ORS 811.265. Authority to place traffic control devices is established under ORS 810.210.*  
7 *Except when acting under the direction of a police officer that contradicts this section]* **Except as**  
8 **provided in ORS 811.265 (2)**, a driver is in violation of ORS 811.265 if the driver makes a response  
9 to traffic control devices that is not permitted under the following:

10 (1) Green signal. A driver facing a green light may proceed straight through or turn right or left  
11 unless a sign at that place prohibits either turn. A driver shall yield the right of way to other ve-  
12 hicles within the intersection at the time the green light is shown.

13 (2) Green arrow. A driver facing a green arrow signal light, shown alone or in combination with  
14 another signal, may cautiously enter the intersection only to make the movement indicated by such  
15 arrow or such other movement as is permitted by other signals shown at the same time.

16 (3) **Green bicycle signal. A bicyclist facing a green bicycle signal may proceed straight**  
17 **through or turn right or left unless a sign at that place prohibits either turn. The bicyclist**  
18 **shall yield the right of way to other vehicles within the intersection at the time the green**  
19 **bicycle signal is shown.**

20 [(3)] (4) Steady circular yellow signal. A driver facing a steady circular yellow signal light is  
21 thereby warned that the related right of way is being terminated and that a red or flashing red light  
22 will be shown immediately. A driver facing the light shall stop at a clearly marked stop line, but if  
23 none, shall stop before entering the marked crosswalk on the near side of the intersection, or if  
24 there is no marked crosswalk, then before entering the intersection. If a driver cannot stop in safety,  
25 the driver may drive cautiously through the intersection.

26 [(4)] (5) Steady yellow arrow signal. A driver facing a steady yellow arrow signal, alone or in  
27 combination with other signal indications, is thereby warned that the related right of way is being  
28 terminated. Unless entering the intersection to make a movement permitted by another signal, a  
29 driver facing a steady yellow arrow signal shall stop at a clearly marked stop line, but if none, shall  
30 stop before entering the marked crosswalk on the near side of the intersection, or if there is no  
31 marked crosswalk, then before entering the intersection. If a driver cannot stop in safety, the driver

**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 may drive cautiously through the intersection.

2 **(6) Steady yellow bicycle signal. A bicyclist facing a steady yellow bicycle signal is thereby**  
3 **warned that the related right of way is being terminated and that a red bicycle signal will**  
4 **be shown immediately. A bicyclist facing a steady yellow bicycle signal shall stop at a clearly**  
5 **marked stop line, but if none, shall stop before entering the marked crosswalk on the near**  
6 **side of the intersection, or if there is no marked crosswalk, then before entering the inter-**  
7 **section. If a bicyclist cannot stop in safety, the bicyclist may proceed cautiously through the**  
8 **intersection.**

9 [(5)] **(7) Steady circular red signal. A driver facing a steady circular red signal light alone shall**  
10 **stop at a clearly marked stop line, but if none, before entering the marked crosswalk on the near**  
11 **side of the intersection, or if there is no marked crosswalk, then before entering the intersection.**  
12 **The driver shall remain stopped until a green light is shown except when the driver is permitted to**  
13 **make a turn under ORS 811.360.**

14 [(6)] **(8) Steady red arrow signal. A driver facing a steady red arrow signal, alone or in combi-**  
15 **nation with other signal indications, may not enter the intersection to make the movement indicated**  
16 **by the red arrow signal. Unless entering the intersection to make some other movement which is**  
17 **permitted by another signal, a driver facing a steady red arrow signal shall stop at a clearly marked**  
18 **stop line, but if none, before entering the marked crosswalk on the near side of the intersection, or**  
19 **if there is no marked crosswalk, then before entering the intersection. The vehicle shall remain**  
20 **stopped until a green light is shown except when the driver is permitted to make a turn under ORS**  
21 **811.360.**

22 **(9) Steady red bicycle signal. A bicyclist facing a steady red bicycle signal shall stop at**  
23 **a clearly marked stop line, but if none, before entering the marked crosswalk on the near**  
24 **side of the intersection, or if there is no marked crosswalk, then before entering the inter-**  
25 **section. The bicyclist shall remain stopped until a green bicycle signal is shown except when**  
26 **the bicyclist is permitted to make a turn under ORS 811.360.**

27 [(7)] **(10) Traffic control devices at places other than intersections. If a traffic control device**  
28 **that is a signal is erected and maintained at a place other than an intersection, the provisions of**  
29 **this section relating to signals shall be applicable. A required stop shall be made at a sign or**  
30 **marking on the roadway indicating where the stop shall be made, but in the absence of such sign**  
31 **or marking the stop shall be made at the signal.**

32 [(8)] **(11) Flashing red signal. When a driver approaches a flashing red light used in a traffic**  
33 **control device or with a traffic sign, the driver shall stop at a clearly marked stop line, but if none,**  
34 **before entering the marked crosswalk on the near side of the intersection, or if there is no marked**  
35 **crosswalk, then at the point nearest the intersecting roadway where the driver has a view of ap-**  
36 **proaching traffic on the intersecting roadway before entering it. The right to proceed shall be sub-**  
37 **ject to the rules applicable after making a stop at a stop sign. This subsection does not apply at**  
38 **railroad grade crossings. Conduct of a driver approaching a railroad grade crossing is governed by**  
39 **ORS 811.455.**

40 [(9)] **(12) Flashing yellow signal. When a driver approaches a flashing yellow light used as a**  
41 **signal in a traffic control device or with a traffic sign, the driver may proceed through the inter-**  
42 **section or past the signal only with caution. This subsection does not apply at railroad grade**  
43 **crossings. Conduct of a driver approaching a railroad grade crossing is governed by ORS 811.455.**

44 [(10)] **(13) Lane direction control signals. When lane direction control signals are placed over**  
45 **the individual lanes of a highway, a person may drive a vehicle in any lane over which a green**

1 signal light is shown, but may not enter or travel in any lane over which a red signal light is shown.

2 [(11)] (14) Stop signs. A driver approaching a stop sign shall stop at a clearly marked stop line,  
 3 but if none, before entering the marked crosswalk on the near side of the intersection or, if there  
 4 is no marked crosswalk, then at the point nearest the intersecting roadway where the driver has a  
 5 view of approaching traffic on the intersecting roadway before entering it. After stopping, the driver  
 6 shall yield the right of way to any vehicle in the intersection or approaching so closely as to con-  
 7 stitute an immediate hazard during the time when the driver is moving across or within the inter-  
 8 section.

9 [(12)] (15) Yield signs. A driver approaching a yield sign shall slow the driver's vehicle to a  
 10 speed reasonable for the existing conditions and if necessary for safety, shall stop at a line as re-  
 11 quired for stop signs under this section, and shall yield the right of way to any vehicles in the  
 12 intersection or approaching so closely as to constitute an immediate hazard.

13 **SECTION 2.** ORS 811.360 is amended to read:

14 811.360. (1) The driver of a vehicle, subject to this section, who is intending to turn at an  
 15 intersection where there is a traffic control device showing a steady circular red signal, **a steady**  
 16 **red bicycle signal** or a steady red arrow signal may do any of the following without violating ORS  
 17 811.260 and 811.265:

- 18 (a) Make a right turn into a two-way street.
- 19 (b) Make a right or left turn into a one-way street in the direction of traffic upon the one-way  
 20 street.

21 (2) A person commits the offense of improper turn at a stop light if the person does any of the  
 22 following while making a turn described in this section:

- 23 (a) Fails to stop at the light as required.
- 24 (b) Fails to exercise care to avoid an accident.
- 25 (c) Disobeys the directions of a traffic control device or a police officer that prohibits the turn.
- 26 (d) Fails to yield the right of way to traffic lawfully within the intersection or approaching so  
 27 close as to constitute an immediate hazard.

28 (3) A driver who is making a turn described in this section is also subject to the requirements  
 29 under ORS 811.028 to stop for a pedestrian while making the turn.

30 (4) The offense described in this section, improper turn at a stop light, is a Class B traffic vio-  
 31 lation.

32