

CHAPTER 301

MOTOR VEHICLES AND TRAFFIC REGULATION

HOUSE BILL 05-1218

BY REPRESENTATIVE(S) Brophy, Merrifield, Boyd, Buescher, Carroll T., Frangas, Harvey, Knoedler, Madden, Penry, Plant, Pommer, Carroll M., and Cerbo;
also SENATOR(S) Tupa, Groff, Grossman, Shaffer, Veiga, and Williams.

AN ACT

CONCERNING TRAFFIC LAWS REGARDING BICYCLISTS, AND, IN CONNECTION THEREWITH, ADDRESSING THE SITUATIONS OF BICYCLISTS RIDING ABREAST, SIGNALING RIGHT TURNS, AND USING CROSSWALKS.

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

SECTION 1. 42-4-1412 (6) (a) (I), (9) (a), and (10), Colorado Revised Statutes, are amended, and the said 42-4-1412 is further amended BY THE ADDITION OF A NEW SUBSECTION, to read:

42-4-1412. Operation of bicycles and other human-powered vehicles.

(6) (a) Persons operating bicycles on roadways shall ride single file; except that riding no more than two abreast is permitted in the following circumstances:

(I) ~~When there is no motor vehicle traffic approaching from the rear within a distance of three hundred feet and the sight distance on the roadway at the time and place and under the conditions then existing is a minimum of three hundred feet to the front and to the rear of the bicyclists~~ WHEN RIDING TWO ABREAST WILL NOT IMPEDE THE NORMAL AND REASONABLE MOVEMENT OF TRAFFIC; or

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

(10) (a) A person riding a bicycle upon and along a sidewalk OR PATHWAY or across a roadway upon and along a crosswalk shall yield the right-of-way to any pedestrian and shall give an audible signal before overtaking and passing such

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

pedestrian. A PERSON RIDING A BICYCLE IN A CROSSWALK SHALL DO SO IN A MANNER THAT IS SAFE FOR PEDESTRIANS.

(b) A person shall not ride a bicycle upon and along a sidewalk OR PATHWAY or across a roadway upon and along a crosswalk where such use of bicycles is prohibited by official traffic control devices or local ordinances. A PERSON RIDING A BICYCLE SHALL DISMOUNT BEFORE ENTERING ANY CROSSWALK WHERE REQUIRED BY OFFICIAL TRAFFIC CONTROL DEVICES OR LOCAL ORDINANCES.

(c) A person riding or walking a bicycle upon and along a sidewalk OR PATHWAY or across a roadway upon and along a crosswalk shall have all the rights and duties applicable to a pedestrian under the same circumstances, INCLUDING, BUT NOT LIMITED TO, THE RIGHTS AND DUTIES GRANTED AND REQUIRED BY SECTION 42-4-802.

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

(13) UPON REQUEST, THE LAW ENFORCEMENT AGENCY HAVING JURISDICTION SHALL COMPLETE A REPORT CONCERNING AN INJURY OR DEATH INCIDENT THAT INVOLVES A BICYCLE ON THE ROADWAYS OF THE STATE, EVEN IF SUCH ACCIDENT DOES NOT INVOLVE A MOTOR VEHICLE.

SECTION 2. 42-4-802 (3), Colorado Revised Statutes, is amended to read:

42-4-802. Pedestrians' right-of-way in crosswalks. (3) No pedestrian shall suddenly leave a curb or other place of safety and RIDE A BICYCLE, walk, or run into the path of a moving vehicle which is so close as to constitute an immediate hazard.

SECTION 3. Effective date - applicability. This act shall take effect July 1, 2005, and shall apply to offenses committed on or after said date.

SECTION 4. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: June 3, 2005