

SENATE BILL NO. 248—SENATORS PARKS, LEE; BREEDEN,
COPENING, DENIS, HORSFORD, KIHUEN, LESLIE,
MANENDO, SCHNEIDER AND WIENER

MARCH 16, 2011

JOINT SPONSOR: ASSEMBLYMAN ANDERSON

Referred to Committee on Transportation

SUMMARY—Revises provisions governing traffic laws relating to
overtaking and passing bicycles and electric
bicycles. (BDR 43-794)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to motor vehicles; revising the manner in which
drivers of motor vehicles may overtake and pass bicycles
or electric bicycles; and providing other matters properly
relating thereto.

Legislative Counsel's Digest:

1 Existing law prohibits the driver of a motor vehicle from overtaking and
2 passing a bicycle or an electric bicycle unless the driver can do so safely without
3 endangering the person riding the bicycle or electric bicycle. (NRS 484B.270) This
4 bill requires a driver of a motor vehicle to overtake and pass a bicycle or an electric
5 bicycle proceeding in the same direction by: (1) moving the vehicle into the
6 immediate left lane, if there is more than one lane traveling in the same direction
7 and it is safe to move into the lane; or (2) passing to the left of the bicycle or
8 electric bicycle at a distance of not less than 3 feet from the bicycle or electric
9 bicycle.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** NRS 484B.270 is hereby amended to read as
2 follows:
3 484B.270 1. The driver of a motor vehicle shall not ~~f~~



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~~1 (a) Intentionally~~ **intentionally** interfere with the movement of a
2 person lawfully riding a bicycle or an electric bicycle . ~~1; or~~

~~3 (b) Overtake and pass a person riding a bicycle or an electric
4 bicycle unless the driver can do so safely without endangering the
5 person riding the bicycle or electric bicycle.]~~

6 2. **When overtaking or passing a bicycle or electric bicycle
7 proceeding in the same direction, the driver of a motor vehicle
8 shall exercise due care and:**

9 (a) **If there is more than one lane for traffic proceeding in the
10 same direction, move the vehicle to the lane to the immediate left,
11 if the lane is available and moving into the lane is reasonably safe;
12 or**

13 (b) **If there is only one lane for traffic proceeding in the same
14 direction, pass to the left of the bicycle or electric bicycle at a safe
15 distance, which must be not less than 3 feet between any portion of
16 the vehicle and the bicycle or electric bicycle, and shall not move
17 again to the right side of the highway until the vehicle is safely
18 clear of the overtaken bicycle or electric bicycle.**

19 3. The driver of a motor vehicle shall yield the right-of-way to
20 any person riding a bicycle or an electric bicycle on the pathway or
21 lane. The driver of a motor vehicle shall not enter, stop, stand, park
22 or drive within a pathway or lane provided for bicycles or electric
23 bicycles except:

24 (a) When entering or exiting an alley or driveway;

25 (b) When operating or parking a disabled vehicle;

26 (c) To avoid conflict with other traffic;

27 (d) In the performance of official duties;

28 (e) In compliance with the directions of a police officer; or

29 (f) In an emergency.

30 ~~13.]~~ 4. Except as otherwise provided in subsection ~~2.]~~ 3, the
31 driver of a motor vehicle shall not enter or proceed through an
32 intersection while driving within a pathway or lane provided for
33 bicycles or electric bicycles.

34 ~~14.]~~ 5. The driver of a motor vehicle shall:

35 (a) Exercise due care to avoid a collision with a person riding a
36 bicycle or an electric bicycle; and

37 (b) Give an audible warning with the horn of the vehicle if
38 appropriate and when necessary to avoid such a collision.

39 ~~15.]~~ 6. The operator of a bicycle or an electric bicycle shall
40 not:

41 (a) Intentionally interfere with the movement of a motor vehicle;
42 or



- 1 (b) Overtake and pass a motor vehicle unless the operator can do
- 2 so safely without endangering himself or herself or the occupants of
- 3 the motor vehicle.

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