

ASSEMBLY BILL NO. 236—ASSEMBLYMEN
DALY, CARRILLO; AND HEALEY

MARCH 12, 2013

Referred to Committee on Transportation

SUMMARY—Makes changes to the rules of the road regarding motorcycles. (BDR 43-659)

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 motorcycles; allowing lane splitting in certain circumstances; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Under existing law, a person other than a police officer in the performance of
2 his or her duty may not drive a motorcycle or moped between moving or stationary
3 vehicles occupying adjacent traffic lanes, a maneuver commonly known as lane
4 splitting. (NRS 486.351) **Section 3** of this bill allows lane splitting between
5 stationary vehicles by a person driving a motorcycle provided that, while driving
6 between the other vehicles: (1) the person drives in a manner that is reasonable and
7 proper, having due regard for the traffic, surface and width of the highway, the
8 weather and other highway conditions; and (2) the motorcycle does not exceed a
9 maximum speed of 10 miles per hour.

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

1 **Section 1.** NRS 484B.207 is hereby amended to read as
2 follows:

3 484B.207 1. ~~The~~ *Except as otherwise provided in NRS*
4 *486.351, the* driver of a vehicle overtaking another vehicle
5 proceeding in the same direction shall pass to the left thereof at a
6 safe distance and shall not again drive to the right side of the
7 highway until safely clear of the overtaken vehicle.

8 2. Except when overtaking and passing on the right is
9 permitted, the driver of an overtaken vehicle shall give way to the



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1 right in favor of the overtaking vehicle upon observing the
2 overtaking vehicle or hearing a signal. The driver of an overtaken
3 vehicle shall not increase the speed of the vehicle until completely
4 passed by the overtaking vehicle.

5 3. A person who violates any provision of this section may be
6 subject to the additional penalty set forth in NRS 484B.130.

7 **Sec. 2.** NRS 484B.210 is hereby amended to read as follows:
8 484B.210 1. ~~The~~ *Except as otherwise provided in NRS*
9 *486.351, the* driver of a vehicle may overtake and pass upon the
10 right of another vehicle only under the following conditions:

11 (a) When the driver of the vehicle overtaken is making or
12 signaling to make a left turn.

13 (b) Upon a highway with unobstructed pavement which is not
14 occupied by parked vehicles and which is of sufficient width for two
15 or more lines of moving vehicles in each direction.

16 (c) Upon a highway with unobstructed pavement which is not
17 marked as a traffic lane and which is not occupied by parked
18 vehicles, if the vehicle that is overtaking and passing another
19 vehicle:

20 (1) Does not travel more than 200 feet in the section of
21 pavement not marked as a traffic lane; or

22 (2) While being driven in the section of pavement not
23 marked as a traffic lane, does not travel through an intersection or
24 past any private way that is used to enter or exit the highway.

25 (d) Upon any highway on which traffic is restricted to one
26 direction of movement, where the highway is free from obstructions
27 and of sufficient width for two or more lines of moving vehicles.

28 2. The driver of a vehicle may overtake and pass another
29 vehicle upon the right only under conditions permitting such
30 movement in safety.

31 3. The driver of a vehicle shall not overtake and pass another
32 vehicle upon the right when such movement requires driving off the
33 paved portion of the highway.

34 4. A person who violates any provision of this section may be
35 subject to the additional penalty set forth in NRS 484B.130.

36 **Sec. 3.** NRS 486.351 is hereby amended to read as follows:
37 486.351 1. ~~A~~ *Except as otherwise provided in this section,*
38 *a person* ~~except a police officer in the performance of his or her~~
39 ~~duty.~~ shall not drive a motorcycle or moped ~~between~~ :

40 (a) *Between* moving or stationary vehicles occupying adjacent
41 traffic lanes.

42 ~~2. Except as provided in subsection 3, a person shall not drive~~
43 ~~a motorcycle, moped or trimobile abreast~~

44 (b) *Abreast* of or overtake or pass another vehicle within the
45 same traffic lane.



1 2. *The provisions of subsection 1 do not apply to a police*
2 *officer in the performance of his or her duty.*

3 3. *A person may drive a motorcycle between stationary*
4 *vehicles occupying adjacent traffic lanes and traveling in the same*
5 *direction as the motorcycle provided that:*

6 (a) *The person drives in a manner that is reasonable and*
7 *proper, having due regard for the traffic, surface and width of the*
8 *highway, the weather and other highway conditions; and*

9 (b) *The motorcycle, while being driven between such vehicles*
10 *⦿, does not exceed a maximum speed of 10 miles per hour.*

11 4. Motorcycles and mopeds may, with the consent of the
12 drivers, be operated no more than two abreast in a single traffic lane.

13 **Sec. 4.** This act becomes effective on January 1, 2014.

