

HOUSE BILL NO. HB0036

Move over requirement.

Sponsored by: Joint Transportation, Highways & Military
Affairs Interim Committee

A BILL

for

1 AN ACT relating to the regulation of traffic on highways;
2 amending requirements for passing parked emergency
3 vehicles; creating requirements for passing parked or
4 slow-moving municipal, construction, public utility and
5 maintenance vehicles; and providing for an effective date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

8

9 **Section 1.** W.S. 31-5-224(a)(i), (ii), by creating a
10 new subsection (b), by amending and renumbering (b) as (c)
11 and by creating a new subsection (d) is amended to read:

12

13 **31-5-224. Operation of vehicles upon approach of**
14 **authorized emergency vehicles and other parked or**
15 **slow-moving vehicles.**

1

2 (a) Upon the immediate approach of an authorized
3 emergency vehicle making use of audible or visual signals
4 meeting the requirements of W.S. 31-5-928 and 31-5-952, the
5 driver of every other vehicle shall yield the right-of-way
6 and shall immediately drive to a position parallel to, and
7 as close as possible to, the right-hand edge or curb of the
8 roadway clear of any intersection and shall stop and remain
9 in that position until the authorized emergency vehicle has
10 passed, except when otherwise directed by a police officer.
11 When an authorized emergency vehicle making use of any
12 visual signals provided for in W.S. 31-5-928(d) is parked,
13 the driver of every other vehicle, as soon as it is safe:

14

15 (i) When driving on an interstate highway or
16 other highway with two (2) or more lanes traveling in the
17 direction of the emergency vehicle, shall merge into ~~the~~
18 ~~lane farthest~~ a lane at least one (1) moving lane apart
19 from the emergency vehicle, except when otherwise directed
20 by a police officer;

21

22 (ii) When driving on a two (2) lane road with a
23 posted speed limit of forty-five (45) miles per hour or

1 greater, shall slow to a speed that is twenty (20) miles
2 per hour less than the posted speed limit, except when
3 otherwise directed by a police officer.

4

5 (b) When an authorized municipal, public utility or
6 highway construction or maintenance vehicle on or within
7 three (3) feet of a roadway is stopped or is moving at less
8 than twenty (20) miles per hour and is making use of any
9 visual signals provided for in W.S. 31-5-928(d), (f)(ii) or
10 31-5-930, the driver of every other vehicle, as soon as it
11 is safe:

12

13 (i) When driving on an interstate highway or
14 other highway with two (2) or more lanes traveling in the
15 same direction of the municipal, public utility or highway
16 construction or maintenance vehicle, shall merge into a
17 lane at least one (1) moving lane apart from the vehicle
18 except when otherwise directed by a police officer;

19

20 (ii) When driving on a two (2) lane road with a
21 posted speed limit of forty-five (45) miles per hour or
22 greater, shall slow to a speed that is twenty (20) miles

1 per hour less than the posted speed limit, except when
2 otherwise directed by a police officer.

3

4 ~~(b)~~(c) This section shall not operate to relieve the
5 driver of an authorized emergency vehicle, municipal,
6 public utility or highway construction or maintenance
7 vehicle from the duty to drive with due regard for the
8 safety of all persons using the highway.

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10 (d) For purposes of this section, "public utility"
11 means as defined in W.S. 37-1-101(a)(vi).

12

13 **Section 2.** This act is effective July 1, 2018.

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(END)