

LEGISLATURE OF NEBRASKA
ONE HUNDRED THIRD LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 85

Introduced by Schumacher, 22.

Read first time January 10, 2013

Committee: Transportation and Telecommunications

A BILL

1 FOR AN ACT relating to the Nebraska Rules of the Road; to amend
2 section 60-6,123, Reissue Revised Statutes of Nebraska;
3 to authorize vehicular traffic weighing less than one
4 thousand pounds to proceed through a traffic light after
5 stopping as prescribed; and to repeal the original
6 section.

7 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 60-6,123, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 60-6,123 Whenever traffic is controlled by traffic
4 control signals exhibiting different colored lights or colored
5 lighted arrows, successively one at a time or in combination, only
6 the colors green, red, and yellow shall be used, except for special
7 pedestrian signals carrying a word legend, number, or symbol, and
8 such lights shall indicate and apply to drivers of vehicles and
9 pedestrians as follows:

10 (1)(a) Vehicular traffic facing a circular green
11 indication may proceed straight through or turn right or left unless
12 a sign at such place prohibits either such turn, but vehicular
13 traffic, including vehicles turning right or left, shall yield the
14 right-of-way to other vehicles and to pedestrians lawfully within the
15 intersection or an adjacent crosswalk at the time such indication is
16 exhibited;

17 (b) Vehicular traffic facing a green arrow indication,
18 shown alone or in combination with another indication, may cautiously
19 enter the intersection only to make the movement indicated by such
20 arrow or such other movement as is permitted by other indications
21 shown at the same time, and such vehicular traffic shall yield the
22 right-of-way to pedestrians lawfully within an adjacent crosswalk and
23 to other traffic lawfully using the intersection; and

24 (c) Unless otherwise directed by a pedestrian-control
25 signal, pedestrians facing any green indication, except when the sole

1 green indication is a turn arrow, may proceed across the roadway
2 within any marked or unmarked crosswalk;

3 (2)(a) Vehicular traffic facing a steady yellow
4 indication is thereby warned that the related green movement is being
5 terminated or that a red indication will be exhibited immediately
6 thereafter when vehicular traffic shall not enter the intersection,
7 and upon display of a steady yellow indication, vehicular traffic
8 shall stop before entering the nearest crosswalk at the intersection,
9 but if such stop cannot be made in safety, a vehicle may be driven
10 cautiously through the intersection; and

11 (b) Pedestrians facing a steady yellow indication, unless
12 otherwise directed by a pedestrian-control signal, are thereby
13 advised that there is insufficient time to cross the roadway before a
14 red indication is shown and no pedestrian shall then start to cross
15 the roadway;

16 (3)(a) Vehicular traffic facing a steady red indication
17 alone shall stop at a clearly marked stop line or shall stop, if
18 there is no such line, before entering the crosswalk on the near side
19 of the intersection or, if there is no crosswalk, before entering the
20 intersection. The traffic shall remain standing until an indication
21 to proceed is shown except as provided in subdivisions (3)(b), ~~and~~
22 (3)(c), and (3)(d) of this section;

23 (b) Except where a traffic control device is in place
24 prohibiting a turn, vehicular traffic facing a steady red indication
25 may cautiously enter the intersection to make a right turn after

1 stopping as required by subdivision (3)(a) of this section. Such
2 vehicular traffic shall yield the right-of-way to pedestrians
3 lawfully within an adjacent crosswalk and to other traffic lawfully
4 using the intersection;

5 (c) Except where a traffic control device is in place
6 prohibiting a turn, vehicular traffic facing a steady red indication
7 at the intersection of two one-way streets may cautiously enter the
8 intersection to make a left turn after stopping as required by
9 subdivision (3)(a) of this section. Such vehicular traffic shall
10 yield the right-of-way to pedestrians lawfully within an adjacent
11 crosswalk and to other traffic lawfully using the intersection; ~~and~~

12 (d) Vehicular traffic weighing less than one thousand two
13 hundred pounds, without load, facing a steady red indication may
14 cautiously enter and proceed straight through an intersection or turn
15 right or left after stopping as required by subdivision (3)(a) of
16 this section if (i) the vehicular traffic has remained stopped for at
17 least two minutes subsequent to the stop and (ii) no circumstances
18 exist which would cause such entry into the intersection by the
19 vehicular traffic to pose a hazard to persons or property; and

20 ~~(d)-(e)~~ Unless otherwise directed by a pedestrian-control
21 signal, pedestrians facing a steady red indication alone shall not
22 enter the roadway;

23 (4) If a traffic control signal is erected and maintained
24 at a place other than an intersection, the provisions of this section
25 shall be applicable except as to those provisions which by their

1 nature can have no application. Any stop required shall be made at a
2 sign or marking on the pavement indicating where the stop shall be
3 made, but in the absence of any such sign or marking, the stop shall
4 be made at the signal; and

5 (5)(a) If a traffic control signal at an intersection is
6 not operating because of a power failure or other cause and no peace
7 officer, flagperson, or other traffic control device is providing
8 direction for traffic at the intersection, the intersection shall be
9 treated as a multi-way stop; and

10 (b) If a traffic control signal is not in service and the
11 signal heads are turned away from traffic or covered with opaque
12 material, subdivision (a) of this subdivision shall not apply.

13 Sec. 2. Original section 60-6,123, Reissue Revised
14 Statutes of Nebraska, is repealed.