

E AND R AMENDMENTS TO LB 716

Introduced by Hansen, 26, Chairman Enrollment and Review

1 1. Strike the original sections and all amendments thereto and
2 insert the following new sections:

3 Section 1. Section 60-6,153, Reissue Revised Statutes of Nebraska,
4 is amended to read:

5 60-6,153 (1) Except at a point where a pedestrian tunnel or overhead
6 pedestrian crossing has been provided, when traffic control signals are
7 not in place or not in operation, the driver of a vehicle shall yield the
8 right-of-way to a pedestrian crossing the roadway within a crosswalk who
9 is in the lane in which the driver is proceeding or is in the lane
10 immediately adjacent thereto by bringing his or her vehicle to a complete
11 stop.

12 (2) No pedestrian shall suddenly leave a curb or other place of
13 safety and walk or run into the path of a vehicle which is so close that
14 it is impossible for the driver to stop.

15 (3) Whenever any vehicle is stopped at a marked crosswalk or at any
16 unmarked crosswalk at an intersection to permit a pedestrian to cross the
17 roadway, the driver of any other vehicle approaching from the rear shall
18 not overtake and pass such stopped vehicle.

19 (4) At or adjacent to the intersection of two highways at which a
20 path designated for bicycles and pedestrians is controlled by a traffic
21 control signal, a pedestrian who lawfully enters a highway where the path
22 crosses the highway shall have the right-of-way within the crossing with
23 respect to vehicles and bicycles.

24 (5 4) The Department of Roads and local authorities in their
25 respective jurisdictions may, after an engineering and traffic
26 investigation, designate unmarked crosswalk locations where pedestrian
27 crossing is prohibited or where pedestrians shall yield the right-of-way

1 to vehicles. Such restrictions shall be effective only when traffic
2 control devices indicating such restrictions are in place.

3 Sec. 2. Section 60-6,154, Reissue Revised Statutes of Nebraska, is
4 amended to read:

5 60-6,154 (1) Every pedestrian who crosses a roadway at any point
6 other than within a marked crosswalk, or within an unmarked crosswalk at
7 an intersection, shall yield the right-of-way to all vehicles upon the
8 roadway.

9 (2) Any pedestrian who crosses a roadway at a point where a
10 pedestrian tunnel or overhead pedestrian crossing has been provided shall
11 yield the right-of-way to all vehicles upon the roadway.

12 (3) Between adjacent intersections at which traffic control signals
13 are in operation, pedestrians shall not cross at any place except in a
14 marked crosswalk.

15 (4) Where a path designated for bicycles and pedestrians crosses a
16 highway, a pedestrian who is in the crossing in accordance with the
17 traffic control device shall have the right-of-way within the crossing
18 with respect to vehicles and bicycles.

19 (5 4) No pedestrian shall cross a roadway intersection diagonally
20 unless authorized by traffic control devices, and when authorized to
21 cross diagonally, pedestrians shall cross only in accordance with the
22 traffic control devices pertaining to such crossing movements.

23 (6 5) Local authorities and the Department of Roads, by erecting
24 appropriate official traffic control devices, may, within their
25 respective jurisdictions, prohibit pedestrians from crossing any roadway
26 in a business district or any designated highway except in a crosswalk.

27 Sec. 3. Section 60-6,317, Reissue Revised Statutes of Nebraska, is
28 amended to read:

29 60-6,317 (1)(a) Any person who operates a bicycle upon a roadway at
30 less than the normal speed of traffic at the time and place and under
31 conditions then existing shall ride as near to the right-hand curb or

1 right-hand edge of the roadway as practicable except when:

2 (i a) Overtaking and passing another bicycle or vehicle proceeding
3 in the same direction;

4 (ii b) Preparing for a left turn onto a private road or driveway or
5 at an intersection;

6 (iii e) Reasonably necessary to avoid conditions that make it unsafe
7 to continue along the right-hand curb or right-hand edge of the roadway,
8 including fixed or moving objects, stopped or moving vehicles, bicycles,
9 pedestrians, animals, or surface hazards;

10 (iv d) Riding upon a lane of substandard width which is too narrow
11 for a bicycle and a vehicle to travel safely side by side within the
12 lane; or

13 (v e) Lawfully operating a bicycle on the paved shoulders of a
14 highway included in the state highway system as provided in section
15 60-6,142.

16 (b) Any person who operates a bicycle upon a roadway with a posted
17 speed limit of thirty-five miles per hour or less on which traffic is
18 restricted to one direction of movement and which has two or more marked
19 traffic lanes may ride as near to the left-hand curb or left-hand edge of
20 the roadway as practicable.

21 (c) Whenever a person operating a bicycle leaves the roadway to ride
22 on the paved shoulder or leaves the paved shoulder to enter the roadway,
23 the person shall clearly signal his or her intention and yield the right-
24 of-way to all other vehicles.

25 (2) No bicyclist shall suddenly leave a curb or other place of
26 safety and walk or ride into the path of a vehicle which is so close that
27 it is impossible for the driver to stop.

28 (3 2) Any person who operates a bicycle upon a highway shall not
29 ride more than single file except on paths or parts of highways set aside
30 for the exclusive use of bicycles.

31 ~~(3) Except as provided in section 60-6,142, whenever a usable path~~

1 ~~for bicycles has been provided adjacent to a highway, a person operating~~
2 ~~a bicycle shall use such path and shall not use such highway.~~

3 (4) A person who is operating a bicycle on a path designated for
4 bicycles and who lawfully enters a highway when indicated by a traffic
5 control device where the path crosses the highway shall have the right-
6 of-way within the crossing with respect to any vehicle. Nothing in this
7 subsection relieves the bicyclist or the driver of a vehicle from the
8 duty to exercise care.

9 (5 4) A local authority may by ordinance further regulate the
10 operation of bicycles and may provide for the registration and inspection
11 of bicycles.

12 Sec. 4. Original sections 60-6,153, 60-6,154, and 60-6,317, Reissue
13 Revised Statutes of Nebraska, are repealed.