

1 State of Arkansas *As Engrossed: S3/7/19 H3/19/19*

2 92nd General Assembly

A Bill

3 Regular Session, 2019

SENATE BILL 388

4

5 By: Senator Irvin

6 *By: Representative Richardson*

7

8

For An Act To Be Entitled

9 AN ACT CONCERNING BICYCLE SAFETY; TO ALLOW BICYCLISTS
10 TO YIELD AT STOP SIGNS AND RED LIGHTS UNDER CERTAIN
11 CIRCUMSTANCES; TO AMEND THE LAW CONCERNING THE USE OF
12 BICYCLES, ELECTRIC BICYCLES, AND ANIMALS ON PUBLIC
13 ROADS; AND FOR OTHER PURPOSES.

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15

16

Subtitle

17

18 CONCERNING BICYCLE SAFETY; TO ALLOW
19 BICYCLISTS TO YIELD AT STOP SIGNS AND RED
20 LIGHTS UNDER CERTAIN CIRCUMSTANCES; AND
21 TO AMEND THE LAW CONCERNING THE USE OF
22 BICYCLES, ELECTRIC BICYCLES, AND ANIMALS
23 ON PUBLIC ROADS.

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25

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

26

27 SECTION 1. Arkansas Code Title 27, Chapter 51, is amended to add an
28 additional subchapter to read as follows:

29

30

Subchapter 18

31

- Bicycles

32

33

27-51-1801. Definitions.

34

As used in this subchapter:

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(1) "Bicycle" means a human-powered vehicle:

36

(A) With two (2) or more wheels in tandem, designed to



1 transport by the act of pedaling one (1) or more persons seated on one (1) or
2 more saddle seats on its frame; and

3 (B) Used on a public road, bicycle path, or right-of-way;
4 and

5 (2) "Immediate hazard" means a vehicle approaching a person
6 operating a bicycle at a proximity and rate of speed sufficient to indicate
7 to a reasonably careful person would that there is a danger of collision or
8 accident.

9
10 27-51-1802. Rights and duties.

11 A person operating a bicycle has the rights and duties applicable to a
12 driver of a vehicle, unless:

13 (1) A provision of this subchapter alters a right or duty; or

14 (2) A right or duty applicable to a driver of a vehicle cannot
15 by its nature apply to a person operating a bicycle.

16
17 27-51-1803. Entering stop or yield intersection.

18 (a)(1) A person operating a bicycle approaching a stop sign shall:

19 (A) Slow down;

20 (B) If required to avoid an immediate hazard, stop at the
21 stop sign before entering the intersection; and

22 (C) Cautiously enter the intersection and yield the right-
23 of-way to pedestrians lawfully within an adjacent crosswalk and to other
24 traffic lawfully using the intersection.

25 (2) If a person operating a bicycle meets the requirements
26 provided in subdivision (a)(1) of this section, he or she may cautiously make
27 a right or left turn, or proceed through the intersection without stopping at
28 the stop sign.

29 (b)(1) A person operating a bicycle approaching a steady red traffic
30 control light shall:

31 (A) Make a complete stop at the steady red traffic control
32 light before entering the intersection; and

33 (B) Yield the right-of-way to all oncoming traffic that
34 constitutes an immediate hazard during the time that he or she is moving
35 across or within the intersection.

36 (2) If a person operating a bicycle meets the requirements as

1 provided in subdivision (b)(1) of this section, he or she may proceed through
2 the steady red traffic control light with caution.

3 (3) However, a person operating a bicycle may make a:

4 (A) Right-hand turn at a steady red traffic control light
5 without stopping after slowing to a reasonable speed and yielding the right-
6 of-way, if required, to oncoming traffic that constitutes an immediate
7 hazard; or

8 (B) Left-hand turn onto a one-way road at a steady red
9 traffic control light after stopping and yielding to oncoming traffic that
10 constitutes an immediate hazard.

11
12 SECTION 2. Arkansas Code § 27-49-111 is amended to read as follows.

13 27-49-111. Use of ~~bicycles, electric bicycles, or~~ animals.

14 ~~Every person riding a bicycle, electric bicycle, or an animal, or~~
15 ~~driving any animal drawing a vehicle upon a highway, shall have all the~~
16 ~~rights and all of the duties applicable to the driver of a vehicle, except~~
17 ~~those provisions of this act which by their nature can have no applicability.~~

18 A person riding an animal or driving any animal drawing a vehicle upon
19 a highway has the rights and duties applicable to a driver of a vehicle.

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21
22 */s/ Irvin*

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25 **APPROVED: 4/2/19**