GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2005

H D

HOUSE DRH10047-LK-51 (2/8)

Short Title: Failure to Move Left – Fine Increased. (Public)

Sponsors: Representative Setzer.

Referred to:

1 2

3 4

5

6 7

8

9

10

11 12

13

14

15

16

17

18

19

20

21 22

23

2425

26

27

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE FINE FOR A VIOLATION OF THE INFRACTION OF FAILING TO MOVE LEFT WHEN PASSING AN EMERGENCY VEHICLE PARKED OR STANDING ON A ROADWAY.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 20-157(f) reads as rewritten:

- "(f) When an authorized emergency vehicle as described in subsection (a) of this section is parked or standing within 12 feet of a roadway and is giving a warning signal by appropriate light, the driver of every other approaching vehicle shall, as soon as it is safe and when not otherwise directed by an individual lawfully directing traffic, do one of the following:
 - (1) Move the vehicle into a lane that is not the lane nearest the parked or standing authorized emergency vehicle and continue traveling in that lane until safely clear of the authorized emergency vehicle. This paragraph applies only if the roadway has at least two lanes for traffic proceeding in the direction of the approaching vehicle and if the approaching vehicle may change lanes safely and without interfering with any vehicular traffic.
 - (2) Slow the vehicle, maintaining a safe speed for traffic conditions, and operate the vehicle at a reduced speed until completely past the authorized emergency vehicle. This paragraph applies only if the roadway has only one lane for traffic proceeding in the direction of the approaching vehicle or if the approaching vehicle may not change lanes safely and without interfering with any vehicular traffic.

Violation of this subsection shall not be negligence per se.

A person violating this subsection shall be responsible for an infraction and shall be fined up to two hundred fifty dollars (\$250.00)."

SECTION 2. This act becomes effective December 1, 2005, and applies to offenses committed on or after that date.

Page 2 H199 [Filed]