

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019
4

As Engrossed: S3/7/19

A Bill

SENATE BILL 388

5 By: Senator Irvin
6

For An Act To Be Entitled

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

15 CONCERNING BICYCLE SAFETY; TO ALLOW
16 BICYCLISTS TO YIELD AT STOP SIGNS AND RED
17 LIGHTS UNDER CERTAIN CIRCUMSTANCES; AND
18 TO AMEND THE LAW CONCERNING THE USE OF
19 BICYCLES, ELECTRIC BICYCLES, AND ANIMALS
20 ON PUBLIC ROADS.
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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26 SECTION 1. Arkansas Code Title 27, Chapter 51, is amended to add an
27 additional subchapter to read as follows:
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Subchapter 18

- Bicycles

27-51-1801. Definitions.

As used in this subchapter:

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

35 (A) With two (2) or more wheels in tandem, designed to
36 transport by the act of pedaling one (1) or more persons seated on one (1) or



1 more saddle seats on its frame; and

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

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

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9 27-51-1802. Rights and duties.

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

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

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

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

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

18 (A) Slow down;

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

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

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

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

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

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

35 (2) If a person operating a bicycle meets the requirements as
36 provided in subdivision (b)(1) of this section, he or she may proceed through

1 the steady red traffic control light with caution.

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

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

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

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11 SECTION 2. Arkansas Code § 27-49-111 is amended to read as follows.
12 27-49-111. Use of ~~bicycles, electric bicycles, or~~ animals.

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

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

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21 /s/ Irvin
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