

IN THE SENATE

SENATE BILL NO. 1349

BY TRANSPORTATION COMMITTEE

AN ACT

1 RELATING TO MOTOR VEHICLES AND PEDESTRIANS AND BICYCLES; AMENDING SECTION  
2 49-702, IDAHO CODE, TO PROVIDE THAT NO PEDESTRIAN, BICYCLIST OR  
3 HUMAN-POWERED VEHICLE SHALL SUDDENLY LEAVE A CURB OR OTHER PLACE OF  
4 SAFETY AND WALK, RUN OR RIDE INTO THE PATH OF A VEHICLE; AND AMENDING  
5 CHAPTER 7, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-725,  
6 IDAHO CODE, TO PROVIDE THAT EVERY BICYCLE, WHEN OPERATED UPON A ROADWAY,  
7 SHALL BE EQUIPPED WITH AT LEAST ONE BRAKE ADEQUATE TO CONTROL THE  
8 MOVEMENT AND TO STOP AND HOLD SUCH BICYCLE.  
9

10 Be It Enacted by the Legislature of the State of Idaho:

11 SECTION 1. That Section 49-702, Idaho Code, be, and the same is hereby  
12 amended to read as follows:

13 49-702. PEDESTRIANS' AND BICYCLISTS' RIGHT-OF-WAY IN CROSSWALKS. (1)  
14 When traffic-control signals are not in place or not in operation the driver  
15 of a vehicle shall yield the right-of-way, slowing down or stopping, if need  
16 be, to yield to a pedestrian crossing the highway within a crosswalk.

17 (2) No pedestrian, bicyclist or operator of a human-powered vehicle  
18 shall suddenly leave a curb or other place of safety and walk, ~~or~~ run or ride  
19 into the path of a vehicle which is so close as to constitute an immediate  
20 hazard.

21 (3) Subsection (1) of this section shall not apply under the conditions  
22 stated in section 49-704(2), Idaho Code.

23 (4) Whenever any vehicle is stopped at a marked crosswalk or at an  
24 unmarked crosswalk at an intersection to permit a pedestrian to cross the  
25 highway, the driver of any other vehicle approaching from the rear shall not  
26 overtake and pass the stopped vehicle.

27 (5) Except where otherwise indicated by a crosswalk or other  
28 traffic-control devices a pedestrian shall cross the highway at right  
29 angles to the curb or by the shortest route to the opposite curb.

30 SECTION 2. That Chapter 7, Title 49, Idaho Code, be, and the same is  
31 hereby amended by the addition thereto of a NEW SECTION, to be known and  
32 designated as Section 49-725, Idaho Code, and to read as follows:

33 49-725. BICYCLE EQUIPMENT -- REQUIRED. Every bicycle, when operated  
34 upon a roadway of this state, shall be equipped with at least one brake  
35 adequate to control the movement of such bicycle and to stop and hold such  
36 bicycle.