

# HOUSE BILL No. 1049

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 9-13-2-14.5; IC 9-21-3.

**Synopsis:** Bicycle traffic control signals. Defines a "bicycle traffic control signal". Provides that a person may make a left turn from a designated left-turn lane on a one-way street to another one-way street with the flow of traffic. (Current law allows for turning left from the left lane of a one-way street to another one-way street with the flow of traffic.) Provides for the requirements and explanations of colors for bicycle traffic control signals exhibiting colored lights. Makes conforming and technical changes.

**Effective:** July 1, 2023.

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January 9, 2023, read first time and referred to Committee on Roads and Transportation.

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First Regular Session of the 123rd General Assembly (2023)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2022 Regular Session of the General Assembly.

# HOUSE BILL No. 1049

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 9-13-2-14.5 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2023]: **Sec. 14.5. "Bicycle traffic control signal", for purposes of**  
4 **IC 9-21-3, has the meaning set forth in IC 9-21-3-0.3.**

5 SECTION 2. IC 9-21-3-0.3 IS ADDED TO THE INDIANA CODE  
6 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
7 1, 2023]: **Sec. 0.3. As used in this chapter, "bicycle traffic control**  
8 **signal" means a traffic control signal with green, red, and yellow**  
9 **bicycle stenciled lenses that is used to direct bicycle traffic on a**  
10 **roadway.**

11 SECTION 3. IC 9-21-3-7, AS AMENDED BY P.L.149-2015,  
12 SECTION 55, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
13 JULY 1, 2023]: Sec. 7. (a) Whenever traffic is controlled by traffic  
14 control signals exhibiting different colored lights or colored lighted  
15 arrows successively, one (1) at a time or in combination, only the  
16 colors green, red, or yellow may be used, except for special pedestrian  
17 signals under IC 9-21-18.



1 (b) The lights indicate and apply to drivers of vehicles and  
2 pedestrians as follows:

3 (1) Green indication means the following:

4 (A) Vehicular traffic facing a circular green signal may  
5 proceed straight through or turn right or left, unless a sign at  
6 the place prohibits either turn.

7 (B) Vehicular traffic, including vehicles turning right or left,  
8 shall yield the right-of-way to other vehicles and to pedestrians  
9 lawfully within the intersection or an adjacent sidewalk at the  
10 time the signal is exhibited.

11 (C) Vehicular traffic facing a green arrow signal, shown alone  
12 or in combination with another indication, may cautiously  
13 enter the intersection only to make the movement indicated by  
14 the green arrow or other movement permitted by other  
15 indications shown at the same time.

16 (D) Vehicular traffic shall yield the right-of-way to pedestrians  
17 lawfully within an adjacent crosswalk and to other traffic  
18 lawfully using the intersection.

19 (E) Unless otherwise directed by a pedestrian control signal,  
20 pedestrians facing a green signal, except when the sole green  
21 signal is a turn arrow, may proceed across the roadway within  
22 a marked or unmarked crosswalk.

23 (2) Steady yellow indication means the following:

24 (A) Vehicular traffic facing a steady circular yellow or yellow  
25 arrow signal is warned that the related green movement is  
26 being terminated and that a red indication will be exhibited  
27 immediately thereafter.

28 (B) A pedestrian facing a steady circular yellow or yellow  
29 arrow signal, unless otherwise directed by a pedestrian control  
30 signal, is advised that there is insufficient time to cross the  
31 roadway before a red indication is shown, and a pedestrian  
32 may not start to cross the roadway at that time.

33 (3) Steady red indication means the following:

34 (A) Except as provided in clauses (B) and (D), vehicular  
35 traffic facing a steady circular red or red arrow signal shall  
36 stop at a clearly marked stop line. However, if there is no  
37 clearly marked stop line, vehicular traffic shall stop before  
38 entering the crosswalk on the near side of the intersection. If  
39 there is no crosswalk, vehicular traffic shall stop before  
40 entering the intersection and shall remain standing until an  
41 indication to proceed is shown.

42 (B) Except when a sign is in place prohibiting a turn described



1 in this ~~subdivision~~, **clause**, vehicular traffic facing a steady red  
 2 signal, after coming to a complete stop, may cautiously enter  
 3 the intersection to do the following:

4 (i) Make a right turn.

5 (ii) Make a left turn if turning from ~~the left lane~~ a  
 6 **designated left-turn lane** of a one-way street into another  
 7 one-way street with the flow of traffic.

8 Vehicular traffic making a turn described in this ~~subdivision~~  
 9 **clause** shall yield the right-of-way to pedestrians lawfully  
 10 within an adjacent crosswalk and to other traffic using the  
 11 intersection.

12 (C) Unless otherwise directed by a pedestrian control signal  
 13 pedestrians facing a steady circular red or red arrow signal  
 14 may not enter the roadway.

15 (D) This clause does not apply to the operation of an autocycle  
 16 **or a bicycle directed by a bicycle traffic control signal**  
 17 **under section 8.5 of this chapter.** If the operator of a  
 18 motorcycle, motor driven cycle, or bicycle approaches an  
 19 intersection that is controlled by a traffic control signal, the  
 20 operator may proceed through the intersection on a steady red  
 21 signal only if the operator:

22 (i) comes to a complete stop at the intersection for at least  
 23 one hundred twenty (120) seconds; and

24 (ii) exercises due caution as provided by law, otherwise  
 25 treats the traffic control signal as a stop sign, and determines  
 26 that it is safe to proceed.

27 (4) No indication or conflicting indications means the following:

28 (A) Except as provided in clause (C), vehicular traffic facing  
 29 an intersection having a signal that displays no indication or  
 30 conflicting indications, where no other control is present, shall  
 31 stop before entering the intersection.

32 (B) After stopping, vehicular traffic may proceed with caution  
 33 through the intersection and shall yield the right-of-way to  
 34 traffic within the intersection or approaching so closely as to  
 35 constitute an immediate hazard.

36 (C) Vehicular traffic entering an intersection or crosswalk  
 37 facing a pedestrian hybrid beacon may proceed without  
 38 stopping if no indication is displayed on the pedestrian hybrid  
 39 beacon.

40 (5) This ~~section~~ **subdivision** applies to traffic control signals  
 41 located at a place other than an intersection. A stop required  
 42 under this subdivision must be made at the signal, except when



1 the signal is supplemented by a sign or pavement marking  
 2 indicating where the stop must be made.

3 SECTION 4. IC 9-21-3-8.5 IS ADDED TO THE INDIANA CODE  
 4 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
 5 1, 2023]: **Sec. 8.5. (a) Whenever traffic is controlled by a bicycle  
 6 traffic control signal exhibiting different colored lights, one (1) at  
 7 a time or in combination, only the colors green, red, or yellow may  
 8 be used.**

9 **(b) The lights of a bicycle traffic control signal indicate and  
 10 apply to a person who operates a bicycle as follows:**

11 **(1) Green indication means the following:**

12 **(A) Bicycle traffic facing a green bicycle traffic control  
 13 signal may proceed straight through or turn right or left,  
 14 unless a sign at the place prohibits either turn.**

15 **(B) Bicycle traffic, including a bicycle turning right or left,  
 16 shall yield the right-of-way to other bicycles, vehicles, and  
 17 pedestrians lawfully within the intersection or an adjacent  
 18 sidewalk at the time the bicycle traffic control signal is  
 19 exhibited.**

20 **(C) Bicycle traffic shall yield the right-of-way to  
 21 pedestrians lawfully within an adjacent crosswalk and to  
 22 other traffic lawfully using the intersection.**

23 **(2) Steady yellow indication means bicycle traffic facing a  
 24 steady yellow bicycle traffic control signal is warned that the  
 25 related green movement is being terminated and that a red  
 26 indication will be exhibited immediately thereafter.**

27 **(3) Steady red indication means the following:**

28 **(A) Except as provided in clauses (B) and (C), bicycle  
 29 traffic facing a steady red bicycle traffic control signal  
 30 shall stop at a clearly marked stop line. However, if there  
 31 is no clearly marked stop line, bicycle traffic shall stop  
 32 before entering the crosswalk on the near side of the  
 33 intersection. If there is no crosswalk, bicycle traffic shall  
 34 stop before entering the intersection and shall remain  
 35 standing until an indication to proceed is shown.**

36 **(B) Except when a sign is in place prohibiting a turn  
 37 described in this clause, bicycle traffic facing a steady red  
 38 bicycle traffic control signal, after coming to a complete  
 39 stop, may cautiously enter the intersection to do the  
 40 following:**

41 **(i) Make a right turn.**

42 **(ii) Make a left turn if turning from a designated**



- 1 left-turn lane of a one-way street into another one-way  
 2 street with the flow of traffic.
- 3 **Bicycle traffic making a turn described in this clause shall**  
 4 **yield the right-of-way to pedestrians lawfully within an**  
 5 **adjacent crosswalk and to other bicycle traffic using the**  
 6 **intersection.**
- 7 **(C) If a person who operates a bicycle approaches an**  
 8 **intersection that is controlled by a bicycle traffic control**  
 9 **signal, the person may proceed through the intersection on**  
 10 **a red bicycle traffic control signal only if the person:**
- 11 (i) comes to a complete stop at the intersection for at  
 12 least one hundred twenty (120) seconds; and
- 13 (ii) exercises due caution as provided by law, otherwise  
 14 treats the bicycle traffic control signal as a stop sign, and  
 15 determines that it is safe to proceed.
- 16 **(4) No indication or conflicting indications means the**  
 17 **following:**
- 18 **(A) Except as provided in clause (C), bicycle traffic facing**  
 19 **an intersection having a bicycle traffic control signal that**  
 20 **displays no indication or conflicting indications, where no**  
 21 **other control is present, shall stop before entering the**  
 22 **intersection.**
- 23 **(B) After stopping, bicycle traffic may proceed with**  
 24 **caution through the intersection and shall yield the**  
 25 **right-of-way to traffic that is:**
- 26 (i) within the intersection; or
- 27 (ii) approaching so closely as to constitute an immediate  
 28 hazard.
- 29 **(C) Bicycle traffic entering an intersection or crosswalk**  
 30 **facing a pedestrian hybrid beacon may proceed without**  
 31 **stopping if no indication is displayed on the pedestrian**  
 32 **hybrid beacon.**
- 33 **(5) This subdivision applies to a bicycle traffic control signal**  
 34 **located at a place other than an intersection. A stop required**  
 35 **by this subdivision must be made at the bicycle traffic control**  
 36 **signal, except when the bicycle traffic control signal is**  
 37 **supplemented by a sign or pavement marking indicating**  
 38 **where the stop must be made.**
- 39 **(c) Except for a railroad grade crossing, whenever an**  
 40 **illuminated flashing red or yellow light is used in a bicycle traffic**  
 41 **control signal or with a traffic sign, bicycle traffic shall obey the**  
 42 **bicycle traffic control signal in the following manner:**



- 1           **(1) Flashing red (stop signal) means the following:**  
 2           **(A) When a red lens is illuminated by rapid intermittent**  
 3           **flashes, a person who operates a bicycle shall stop at a**  
 4           **clearly marked stop line before entering the crosswalk on**  
 5           **the near side of the intersection.**  
 6           **(B) If no line exists, the person shall stop at the point**  
 7           **nearest the intersecting roadway where the person has a**  
 8           **view of approaching traffic on the intersecting roadway**  
 9           **before entering the roadway.**  
 10           **(C) The right to proceed is subject to the rules applicable**  
 11           **after making a stop at a stop sign.**  
 12           **(2) Except as provided in subdivision (3), flashing yellow**  
 13           **(caution signal) means that when a yellow lens is illuminated**  
 14           **with rapid intermittent flashes, a person who operates a**  
 15           **bicycle may proceed through the intersection or past the**  
 16           **signal only with caution.**  
 17           **(3) When a yellow lens is illuminated with rapid intermittent**  
 18           **flashes, a person who operates a bicycle may turn only after**  
 19           **yielding to oncoming traffic.**  
 20           SECTION 5. IC 9-21-3-11, AS AMENDED BY P.L.110-2020,  
 21           SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 22           JULY 1, 2023]: Sec. 11. A person who violates section 7, 8, **8.5**, or 9  
 23           of this chapter commits a Class C infraction. However, a person who  
 24           violates section 7, 8, **8.5**, or 9 of this chapter in a manner that results in  
 25           bodily injury to a person commits a Class A infraction.

