

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 COMMITTEE SUBSTITUTE  
4 FOR ENGROSSED

5 SENATE BILL NO. 89

6 By: Howard of the Senate

7 and

8 Ortega of the House

9 COMMITTEE SUBSTITUTE

10 An Act relating to motor vehicles; amending 47 O.S.  
11 2011, Section 11-314, as amended by Section 1,  
12 Chapter 114, O.S.L. 2015 (47 O.S. Supp. 2018, Section  
13 11-314), which relates to approaching a stationary  
14 vehicle on a roadway; expanding scope of stationary  
15 vehicles on roadways that require exercise of due  
16 caution upon approach; and providing an effective  
17 date.

18 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

19 SECTION 1. AMENDATORY 47 O.S. 2011, Section 11-314, as  
20 amended by Section 1, Chapter 114, O.S.L. 2015 (47 O.S. Supp. 2018,  
21 Section 11-314), is amended to read as follows:

22 Section 11-314. A. The driver of a motor vehicle, upon  
23 approaching a stationary authorized emergency vehicle, a Department  
24 of Transportation maintenance vehicle, a Turnpike Authority  
25 maintenance vehicle, a stationary vehicle that is displaying  
flashing lights or a licensed Class AA wrecker that is displaying a

1 flashing combination red or blue light or any combination of red or  
2 blue lights, shall:

3 1. If traveling on a highway that consists of two or more lanes  
4 that carry traffic in the same direction of travel as that of the  
5 driver, the driver shall proceed with due caution and shall, if  
6 possible and with due regard to the road, weather, and traffic  
7 conditions, change lanes into a lane that is not adjacent to the  
8 stationary authorized emergency vehicle, a Department of  
9 Transportation maintenance vehicle, a Turnpike Authority maintenance  
10 vehicle, or licensed Class AA wrecker; or if the driver is not able  
11 to change lanes or if to do so would be unsafe, the driver shall  
12 proceed with due caution and reduce the speed of the motor vehicle  
13 to a safe speed for the existing road, weather, and traffic  
14 conditions; and

15 2. If traveling on a highway other than a highway described in  
16 paragraph 1 of this subsection, the driver shall proceed with due  
17 caution and reduce the speed of the motor vehicle to a safe speed  
18 for the existing road, weather, and traffic conditions.

19 B. This section does not relieve the operator of a stationary  
20 authorized emergency vehicle, a Department of Transportation  
21 maintenance vehicle, a Turnpike Authority maintenance vehicle, or  
22 licensed Class AA wrecker from the consequences of reckless  
23 disregard for the safety of all persons and property upon the  
24 highway.

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SECTION 2. This act shall become effective November 1, 2019.

57-1-8681 JBH 04/04/19