

1 ENGROSSED SENATE  
2 BILL NO. 89

By: Howard of the Senate  
and  
Ortega of the House

3  
4  
5  
6 [ motor vehicles - stationary vehicle on a roadway -  
7 effective date ]  
8

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

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

13 Section 11-314. A. The driver of a motor vehicle, upon  
14 approaching a stationary authorized emergency vehicle, a Department  
15 of Transportation maintenance vehicle, a Turnpike Authority  
16 maintenance vehicle, or a licensed Class AA wrecker that is  
17 displaying a flashing combination red or blue light or any  
18 combination of red or blue lights, shall:

19 1. If traveling on a highway that consists of two or more lanes  
20 that carry traffic in the same direction of travel as that of the  
21 driver, the driver shall proceed with due caution and shall, if  
22 possible and with due regard to the road, weather, and traffic  
23 conditions, change lanes into a lane that is not adjacent to the  
24 stationary authorized emergency vehicle, a Department of

1 Transportation maintenance vehicle, a Turnpike Authority maintenance  
2 vehicle, or licensed Class AA wrecker; or if the driver is not able  
3 to change lanes or if to do so would be unsafe, the driver shall  
4 proceed with due caution and reduce the speed of the motor vehicle  
5 to a safe speed for the existing road, weather, and traffic  
6 conditions; and

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

11 B. This section does not relieve the operator of a stationary  
12 authorized emergency vehicle, a Department of Transportation  
13 maintenance vehicle, a Turnpike Authority maintenance vehicle, or  
14 licensed Class AA wrecker from the consequences of reckless  
15 disregard for the safety of all persons and property upon the  
16 highway.

17 C. A driver of a motor vehicle, upon approaching a stationary  
18 vehicle that is displaying flashing lights, shall proceed with due  
19 caution and shall, if possible and with due regard to the road,  
20 weather, and traffic conditions, change lanes into a lane that is  
21 not adjacent to the stationary vehicle; or if the driver is not able  
22 to change lanes or if to do so would be unsafe, the driver shall  
23 proceed with due caution and reduce the speed of the motor vehicle

24

1 to a safe speed for the existing road, weather, and traffic  
2 conditions.

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

4 Passed the Senate the 7th day of March, 2019.

5

6

\_\_\_\_\_  
Presiding Officer of the Senate

7

8 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
9 2019.

10

11

\_\_\_\_\_  
Presiding Officer of the House  
of Representatives

12

13

14

15

16

17

18

19

20

21

22

23

24