

1 H.752

2 Introduced by Representatives Morgan of Milton, Hango of Berkshire, and
3 Sammis of Castleton

4 Referred to Committee on

5 Date:

6 Subject: Pedestrians; pedestrian safety; motor vehicles; vulnerable users;
7 sanitation vehicles; maintenance vehicles; delivery vehicles

8 Statement of purpose of bill as introduced: This bill proposes to amend the
9 definition of pedestrian to include all individuals in a wheelchair or other
10 personal mobility device and to require four feet of clearance when a motor
11 vehicle is passing a vulnerable user or stationary sanitation, maintenance,
12 utility, or delivery vehicle with flashing lights.

13 An act relating to pedestrians, pedestrian safety, and motor vehicle safety

14 It is hereby enacted by the General Assembly of the State of Vermont:

15 Sec. 1. 23 V.S.A. § 4(67) is amended to read:

16 (67) "Pedestrian" means any ~~person~~ individual afoot or operating a
17 wheelchair or other personal mobility device, whether motorized or not and
18 ~~shall also include any person 16 years of age or older operating~~ including an
19 electric personal assistive mobility device. ~~The age restriction of this~~

1 ~~subdivision shall not apply to a person who has an ambulatory disability as~~
2 ~~defined in section 304a of this title.~~

3 Sec. 2. 23 V.S.A. § 1033 is amended to read:

4 § 1033. PASSING MOTOR VEHICLES AND VULNERABLE USERS

5 * * *

6 (b) Approaching or passing vulnerable users. The operator of a motor
7 vehicle approaching or passing a vulnerable user as defined in subdivision
8 4(81) of this title shall exercise due care, which includes reducing speed and
9 increasing clearance to a ~~recommended~~ distance of at least four feet, to pass
10 the vulnerable user safely, and shall cross the center of the highway only as
11 provided in section 1035 of this title. ~~A person~~ An operator who violates this
12 subsection shall be subject to a civil penalty of not less than \$200.00.

13 (c) Approaching or passing certain stationary vehicles. The operator of a
14 motor vehicle approaching or passing a stationary sanitation, maintenance,
15 utility, or delivery vehicle with flashing lights shall exercise due care, which
16 includes reducing speed and increasing clearance to a ~~recommended~~ distance
17 of at least four feet, to pass the vehicle safely, and shall cross the center of the
18 highway only as provided in section 1035 of this title. ~~A person~~ An operator
19 who violates this subsection shall be subject to a civil penalty of not less than
20 \$200.00.

1 Sec. 3. EFFECTIVE DATE

2 This act shall take effect on July 1, 2024.