

REDRAFT S.1809

An Act providing for the safety of bicyclists traveling on bicycle paths

Section 11 of chapter 89 of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by inserting the following two paragraphs after the second paragraph:

“When traffic control signals are not in place or not in operation, the driver of a vehicle shall yield the right of way, slowing down or stopping if need be so to yield, to a bicyclist crossing a roadway or intersection at a bicycle crossing marked, signed, or otherwise designated in accordance with standards established by the Massachusetts Department of Transportation, including but not limited to road crossings of bicycle or shared-use paths, intersection crossings of bicycle lanes or other bicycle facilities, and all designated school crossings, if the bicyclist is on that half of the traveled part of the way on which the vehicle is traveling or if the bicyclist approaches from the opposite half of the traveled part of the way to within 10 feet of that half of the traveled part of the way on which said vehicle is traveling, Nothing in this statute shall relieve a bicyclist from the responsibility to yield the right-of-way to a pedestrian in a crosswalk.

No driver of a vehicle shall pass any other vehicle which has stopped at a bicycle crossing to permit a bicyclist to cross, nor shall any such operator enter a marked bicycle crossing while a bicyclist is crossing or until there is a sufficient space beyond the bicycle crossing to accommodate the vehicle he is operating, notwithstanding that a traffic control signal may indicate that vehicles may proceed.”

Section 11 of chapter 89 of the General Laws, as appearing in the 2012 Official Edition, is hereby further amended by inserting the words “or a bicyclist is injured in any of the bicycle facilities indicated in the third paragraph,” after the words “marked crosswalk,” in the first sentence of the last paragraph.

Section 11 of chapter 89 of the General Laws, as appearing in the 2012 Official Edition, is hereby further amended by inserting the words “bicycle crossings; yielding right of way to bicyclists;” before the word “penalty” in the title of the section.