

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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HOUSE BILL 345
Committee Substitute Favorable 5/11/11

Short Title: Modify Move-Over Law.

(Public)

Sponsors:

Referred to:

March 15, 2011

1 A BILL TO BE ENTITLED
2 AN ACT TO MODIFY THE MOVE-OVER LAW TO INCLUDE ALL HIGHWAY
3 MAINTENANCE VEHICLES AND UTILITY VEHICLES.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 20-157(f) reads as rewritten:

6 "(f) When an authorized emergency vehicle as described in subsection (a) of this section
7 or any public service vehicle is parked or standing within 12 feet of a roadway and is giving a
8 warning signal by appropriate light, the driver of every other approaching vehicle shall, as soon
9 as it is safe and when not otherwise directed by an individual lawfully directing traffic, do one
10 of the following:

11 (1) Move the vehicle into a lane that is not the lane nearest the parked or
12 standing authorized emergency vehicle or public service vehicle and
13 continue traveling in that lane until safely clear of the authorized emergency
14 vehicle. This paragraph applies only if the roadway has at least two lanes for
15 traffic proceeding in the direction of the approaching vehicle and if the
16 approaching vehicle may change lanes safely and without interfering with
17 any vehicular traffic.

18 (2) Slow the vehicle, maintaining a safe speed for traffic conditions, and operate
19 the vehicle at a reduced speed and be prepared to stop until completely past
20 the authorized emergency vehicle or public service vehicle. This paragraph
21 applies only if the roadway has only one lane for traffic proceeding in the
22 direction of the approaching vehicle or if the approaching vehicle may not
23 change lanes safely and without interfering with any vehicular traffic.

24 For purposes of this section, "public service vehicle" means a vehicle that is being used to assist
25 motorists or law enforcement officers with wrecked or disabled vehicles, or is a vehicle being
26 used to install, maintain, or restore electric-utility service due to an unplanned event, service,
27 including electric, cable, telephone, communications, and gas, or is a highway maintenance
28 vehicle owned and operated by the State or a local government, and is operating an
29 amber-colored flashing light authorized by G.S. 20-130.2. Violation of this subsection shall be
30 negligence per se."

31 **SECTION 2.** This act becomes effective October 1, 2011, and applies to offenses
32 committed on or after that date.

