

HOUSE BILL No. 1427

DIGEST OF INTRODUCED BILL

Citations Affected: IC 9-21-8-35.

Synopsis: Right-of-way for emergency vehicles. Requires the operator of a vehicle approaching a stationary emergency vehicle with flashing lights to change lanes or reduce the speed of the vehicle.

Effective: Upon passage.

Duncan

January 12, 1999, read first time and referred to Committee on Roads and Transportation.

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Introduced

First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

HOUSE BILL No. 1427

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 9-21-8-35 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 35. (a) Upon the
3 immediate approach of an authorized emergency vehicle, when the
4 person who drives the authorized emergency vehicle is giving audible
5 signal by siren or displaying alternately flashing red, red and white, or
6 red and blue lights, a person who drives another vehicle shall do the
7 following unless otherwise directed by a law enforcement officer:
8 (1) Yield the right-of-way.
9 (2) Immediately drive to a position parallel to and as close as
10 possible to the right-hand edge or curb of the highway clear of any
11 intersection.
12 (3) Stop and remain in the position until the authorized
13 emergency vehicle has passed.
14 (b) **Upon approaching a stationary authorized emergency**
15 **vehicle, when the authorized emergency vehicle is giving a signal**
16 **by displaying alternately flashing red, red and white, or red and**
17 **blue lights, a person who drives an approaching vehicle shall:**

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1 **(1) proceeding with due caution, yield the right-of-way by**
2 **making a lane change into a lane not adjacent to that of the**
3 **authorized emergency vehicle, if possible with due regard to**
4 **safety and traffic conditions, if on a highway having at least**
5 **four (4) lanes with not less than two (2) lanes proceeding in**
6 **the same direction as the approaching vehicle; or**
7 **(2) proceeding with due caution, reduce the speed of the**
8 **vehicle, maintaining a safe speed for road conditions, if**
9 **changing lanes would be impossible or unsafe.**
10 **(b) (c) This section does not operate to relieve the person who drives**
11 **an authorized emergency vehicle from the duty to ~~drive~~ operate the**
12 **vehicle with due regard for the safety of all persons using the highway.**
13 **SECTION 2. An emergency is declared for this act.**

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