

HOUSE BILL NO. 204

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTIETH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE KAWASAKI

Introduced: 3/29/17

Referred: Transportation, Judiciary

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to overtaking and passing certain stationary vehicles."**

2 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

3 * **Section 1.** AS 28.35.185(a) is amended to read:

4 (a) The driver of a vehicle that approaches a stationary emergency vehicle, fire
5 vehicle, law enforcement vehicle, tow truck in the act of picking up a vehicle, **vehicle**
6 **operated by the Department of Transportation and Public Facilities in the act of**
7 **performing maintenance or road service work,** or animal control vehicle being used
8 to perform official duties, when the stationary vehicle is displaying flashing
9 emergency lights on a highway or roadway

10 (1) with two or more lanes traveling in the same direction, unless
11 otherwise directed by law enforcement or emergency personnel, shall

12 (A) if possible in the existing safety and traffic conditions,
13 vacate the lane closest to the emergency vehicle, fire vehicle, law enforcement
14 vehicle, tow truck in the act of picking up a vehicle, **vehicle operated by the**
15 **Department of Transportation and Public Facilities in the act of**

1 **performing maintenance or road service work**, or animal control vehicle
2 being used to perform official duties; or

3 (B) if a lane change under (A) of this paragraph would be
4 impossible, prohibited by law, or unsafe, slow to a reasonable and prudent
5 speed considering the traffic, roadway, and weather conditions;

6 (2) with fewer than two lanes traveling in the same direction, unless
7 otherwise directed by law enforcement or emergency personnel, shall slow to a
8 reasonable and prudent speed considering the traffic, roadway, and weather
9 conditions.