

SENATE CS FOR CS FOR HOUSE BILL NO. 204(TRA)

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTIETH LEGISLATURE - SECOND SESSION

BY THE SENATE TRANSPORTATION COMMITTEE

Offered: 3/12/18

Referred: Judiciary

Sponsor(s): REPRESENTATIVES KAWASAKI, Grenn, Josephson

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, or animal
6 control vehicle being used to perform official duties, when the stationary vehicle is displaying
7 flashing emergency lights, **or that approaches a stationary vehicle in the act of**
8 **performing maintenance or road service work,** on a highway or roadway

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

11 (A) if possible in the existing safety and traffic conditions,
12 vacate the lane closest to the emergency vehicle, fire vehicle, law enforcement
13 vehicle, tow truck in the act of picking up a vehicle, **vehicle in the act of**
14 **performing maintenance or road service work,** or animal control vehicle
15 being used to perform official duties; or

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

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