

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2015

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SENATE DRS25104-ML-178 (3/15)

Short Title: Move Over/Waste & Recycling Trucks.

(Public)

Sponsors: Senator Wade (Primary Sponsor).

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO MODIFY THE MOVE OVER LAW TO INCLUDE VEHICLES BEING USED  
3 IN THE COLLECTION OF REFUSE, SOLID WASTE, OR RECYCLING.

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 (i) is being used to  
25 assist motorists or law enforcement officers with wrecked or disabled vehicles, ~~(ii) is a~~  
26 ~~vehicle~~ being used to install, maintain, or restore utility service, including electric, cable,  
27 telephone, communications, and gas, (iii) is being used in the collection of refuse, solid waste,  
28 or recycling, or (iv) is a highway maintenance vehicle owned and operated by or contracted by  
29 the State or a local ~~government, government~~ and is operating an amber-colored flashing light  
30 authorized by G.S. 20-130.2. Violation of this subsection shall be negligence per se."

31 SECTION 2. This act becomes effective October 1, 2015, and applies to offenses  
32 committed on or after that date.

