

Possible Addition or Modifications to Kansas State Statues for Bicyclist

Safe Operating Distance - A driver of a motor vehicle must at all times maintain a safe operating distance between the motor vehicle and a bicycle. The driver of a vehicle overtaking another vehicle proceeding in the same direction shall give an appropriate signal, shall pass to the left thereof at a safe distance, and shall not again drive to the right side of the roadway until safely clear of the overtaken vehicle. The driver of a vehicle overtaking a bicycle or other non-motorized vehicle must pass the bicycle or other non-motorized vehicle at a safe distance of not less than 3 feet between the vehicle and the bicycle or other non-motorized vehicle.

The operator of a motor vehicle when overtaking and passing a bicycle proceeding in the same direction on the roadway, shall leave a safe distance between the motor vehicle and the bicycle of not less than three feet (3') and shall maintain such clearance until safely past the overtaken bicycle.

Anti-Harassment of Cyclists - It is unlawful to harass, taunt, or maliciously throw an object at or in the direction of any person riding a bicycle. A person who violates the provisions of this section is guilty of a misdemeanor and, upon conviction, must be fined not less than two hundred fifty dollars or imprisoned not more than thirty days, or both.

Clearer signaling for cyclists

- 1) A bicyclist shall indicate a right turn by extending the left arm upward, by raising the left arm to the square, or by extending the right arm horizontally to the right.
- 2) A bicyclist shall indicate a left turn by extending the left arm horizontally.
- 3) A bicyclist shall indicate stopping or decreasing speed by extending the left arm or the right arm downward.
 - B) A bicyclist is not required to give signals provided for in subsection (A) continuously if the hand or arm is needed to control the bicycle.

Clarification of lane positioning

- A) Except as provided in subsection (B), every bicyclist operating a bicycle upon a roadway shall ride as near to the right side of the roadway as practicable. A bicyclist may, but is not required to, ride on the shoulder of the roadway in order to comply with the requirements of this subsection.
- B) A bicyclist may ride in a lane other than the right-hand lane if only one lane is available that permits the bicyclist to continue on his intended route.
- C) When operating a bicycle upon a roadway, a bicyclist must exercise due care when passing a standing vehicle or one proceeding in the same direction.
- D) Bicyclists riding bicycles upon a roadway shall not ride more than two abreast except on paths or parts of roadways set aside for the exclusive use of bicycles.

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Elimination of the mandatory side-path law and clarification of right-of-way in bike lanes

- A) For purposes of this section, 'bicycle lane' means a portion of the roadway or a paved lane separated from the roadway that has been designated by striping, pavement markings, and signage for the preferential or exclusive use of bicyclists.
- B) Whenever a bicycle lane has been provided adjacent to a roadway, operators of:
 - (1) motor vehicles may not block the bicycle lane to oncoming bicycle traffic and shall yield to a bicyclist in the bicycle lane before entering or crossing the lane; and
 - (2) bicycles are required to ride in the bicycle lane except when necessary to pass another person riding a bicycle or to avoid an obstruction in the bicycle lane. However, bicyclists may ride on the roadway when there is only an adjacent recreational bicycle path available instead of a bicycle lane.

Imposition of more severe penalties for motor vehicles that violate provisions pertaining to bicycles

- A) Except as otherwise provided, in the absence of another violation being cited, a violation of this article by the driver of a motor vehicle is subject to a civil fine of up to five hundred dollars unless a bicyclist is injured as a result of the violation.
- B) In the absence of another violation being cited, a person driving a motor vehicle who violates a provision of this article and the violation is the proximate cause of a:
 - (1) minor injury to a bicyclist, must be assessed a civil fine at a minimum of five hundred dollars up to one thousand dollars; or
 - (2) great bodily injury, to a bicyclist, must be assessed a civil fine at the minimum of one thousand dollars and not more than five thousand dollars.

Definition of a bicycle - A bicycle is a device propelled solely by pedals, operated by one or more persons, and having two or more wheels, except childrens' tricycles."

This revision ensures that adult bicycles using more than two-wheels are covered by the statutes.

**CONTACT YOUR STATE REPRESENTATIVES
ABOUT GETTING THESE STATUES
IMPLEMENTED!!!**

NO ACTION! NO PROGRESS!!