

# ASSEMBLY, No. 1348

## STATE OF NEW JERSEY 217th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2016 SESSION

**Sponsored by:**

**Assemblywoman L. GRACE SPENCER**

**District 29 (Essex)**

**Assemblywoman NANCY J. PINKIN**

**District 18 (Middlesex)**

**Assemblywoman SHAVONDA E. SUMTER**

**District 35 (Bergen and Passaic)**

**Co-Sponsored by:**

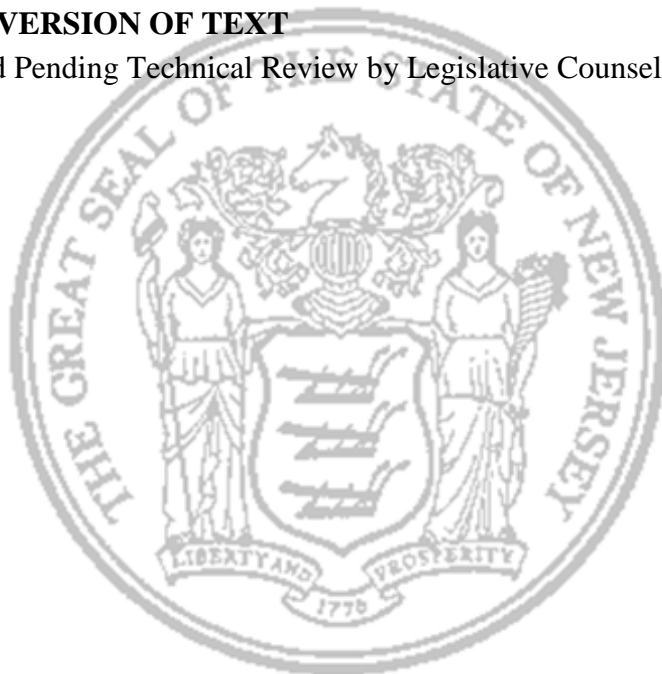
**Assemblymen Moriarty, Diegnan, Assemblywoman Jasey, Assemblymen Eustace, Singleton, Assemblywoman Jimenez and Assemblyman Gusciora**

**SYNOPSIS**

Requires motorists operating vehicles to maintain reasonable and safe distance when overtaking pedestrians and certain bicycles.

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel.



1 AN ACT concerning the operation of motor vehicles overtaking  
2 certain bicycles and pedestrians and supplementing Title 39 of  
3 the Revised Statutes.

4  
5 **BE IT ENACTED** by the Senate and General Assembly of the State  
6 of New Jersey:

7  
8 1. a. (1) The driver of a vehicle overtaking a bicycle  
9 proceeding in the same direction as the vehicle shall leave a  
10 reasonable and safe distance between the vehicle and the bicycle of  
11 not less than four feet until the vehicle has safely passed the  
12 bicycle.

13 (2) The driver of a vehicle overtaking a pedestrian shall leave a  
14 reasonable and safe distance between the vehicle and the pedestrian  
15 of not less than four feet until the vehicle has safely passed the  
16 pedestrian.

17 b. For the purposes of this section, "pedestrian" shall include,  
18 but not be limited to, a pedestrian as defined in R.S.39:1-1, a person  
19 in a wheelchair or motorized wheelchair as defined in R.S.39:1-1, a  
20 person employed by or who contracts with any public utility  
21 company in this State, a property maintenance worker, or any other  
22 person who is legally permitted to be upon the roadway for work or  
23 recreation.

24 c. A person violating the provisions of this section shall be  
25 subject to a fine of not less than \$100 or more than \$500.

26  
27 2. This act shall take effect on the first day of the seventh month  
28 following enactment.

29  
30

31 STATEMENT

32  
33 This bill requires motorists to maintain a reasonable and safe  
34 distance of at least four feet when overtaking a pedestrian. The bill  
35 also requires a motorist to maintain a reasonable and safe distance of at  
36 least four feet when overtaking a bicycle that is travelling in the same  
37 direction. The bill defines pedestrian to include: pedestrians, persons  
38 in wheelchairs, utility and property maintenance workers, and any  
39 other persons legally permitted to be upon the roadway for work or  
40 recreation. The penalty for a violation is a fine of between \$100 and  
41 \$500.