

SENATE, No. 900

STATE OF NEW JERSEY

INTRODUCED MARCH 7, 1996

By Senators CARDINALE and KOSCO

1 AN ACT concerning motor vehicle rights of way and amending
2 R.S.39:4-90.

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

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7 1. R.S.39:4-90 is amended to read as follows:

8 39:4-90. The driver of a vehicle approaching an intersection shall
9 yield the right of way to a vehicle which has entered the intersection.
10 When 2 vehicles enter an intersection at the same time the driver of the
11 vehicle on the left shall yield the right of way to the driver of the
12 vehicle on the right.

13 The driver of a vehicle within an intersection intending to turn to
14 the left shall yield to a vehicle approaching from the opposite direction
15 which is within the intersection or so close thereto as to constitute an
16 immediate hazard, but the driver having so yielded, and having given
17 a signal when and as required by law, may make the left turn; and
18 other vehicles approaching the intersection from the opposite direction
19 shall yield to the driver making the left turn.

20 Notwithstanding the provisions of this section, the driver of a
21 vehicle making a lawful left turn, which is struck by a vehicle
22 approaching in the opposite direction at a rate of speed exceeding the
23 lawful limit, shall not be guilty of a violation under this section.

24 (cf: P.L.1958, c.114, s.1)

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26 2. This act shall take effect immediately.

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STATEMENT

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31 This bill amends the R.S.39:4-90 of the State motor vehicle code,
32 which governs the right of way of vehicles at intersections. The bill
33 would prevent a driver who is making a lawful left turn from being
34 found guilty of a violation if his vehicle is struck by an approaching

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

1 vehicle which is exceeding the lawful speed limit. This bill is intended
2 to clarify that motorists making lawful left turns at intersections enjoy
3 the right of way over vehicles approaching in the opposite direction at
4 excessive speeds.

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9 Clarifies right of way for vehicles turning left in certain instances.