

May 7, 1974

COMMITTEE ON JUDICIARY
Room 14, State Capitol
Salem, Oregon

PROPOSED AMENDMENTS TO

DRIVING ON RIGHT SIDE OF ROADWAY; OVERTAKING AND PASSING; USE OF ROADWAY;
Preliminary Draft No. 2;
Sections 5, 8 and 9

Section 5. (Duty of driver of certain vehicles to drive to right.) (1) A driver of a vehicle having a gross weight of not less than 8,000 pounds, a camper or a vehicle with trailer commits the offense of failure to drive on the right if he does not drive in the right curb lane of all roadways having two or more lanes for traffic proceeding in a single direction, except:

(a) When overtaking and passing another vehicle proceeding in the same direction under the rules governing this movement;

(b) When preparing to turn left;

(c) When reasonably necessary in response to emergency conditions.

(2) A driver who violates subsection (1) of this section commits

a _____.

Section 8. (Overtaking on right.) (1) A driver may overtake and pass upon the right of another vehicle if:

(a) The overtaken vehicle is making or the driver has signaled his intention to make a left turn;

(b) The roadway is of sufficient width to allow two or more lines of vehicles to proceed lawfully in the same direction as the overtaking vehicle; and

(c) The roadway ahead of the overtaking vehicle is unobstructed for a sufficient distance to permit passage of the overtaking vehicle to be made in safety.

(2) A driver may overtake and pass upon the right of another vehicle if the overtaken vehicle is proceeding along a highway in the left lane of two or more clearly marked lanes allocated exclusively to vehicular traffic moving in the same direction as the overtaking driver.

(3) A driver who violates subsection (1) or (2) of this section commits a _____.

Section 9. (Further limitations on driving on left of center of roadway.) (1) Upon any roadway where traffic is permitted to move in both directions simultaneously a driver shall not drive on the left side of the center of the roadway:

(a) Upon any part of a grade or upon a curve in the roadway where the driver's view is obstructed for such a distance as to create a hazard in the event another vehicle might approach from the opposite direction;

(b) When approaching an intersection or railroad grade crossing where the driver's view is obstructed within such a distance as to create a hazard in the event another vehicle might approach from the opposite direction; or

(c) At any intersection or railroad grade crossing.

(2) The limitations in subsection (1) do not apply:

(a) When the right half of the roadway is obstructed or closed to traffic while under construction or repair; or

(b) When a driver makes a lawful left turn.

(3) A driver who violates subsection (1) of this section commits

a _____.