

TWELFTH KOSRAE STATE LEGISLATURE

FIRST REGULAR SESSION, FEBRUARY 2019

L.B. No. 12-12

J & G D

passed
12/29
3/12/19

A BILL FOR AN ACT

To further amend Title 13, Section 13.703 of the Kosrae State Code, as amended by S.L. No. 11-91, S.L. No. 11-103, and S.L. No. 11-149, to correct the numbering of the subsections; and for other purposes.

BE IT ENACTED BY THE KOSRAE STATE LEGISLATURE

1 Section 1. Purpose. The purpose of this act is to correct the numbering of the
2 subsections of Section 13.703.

3 Section 2. Amendment. Title 13, Section 13.703 of Chapter 7 of the Kosrae State
4 Code is hereby amended to read as follows:

5 "Section 13.703. Violating rules of the road. Violating rules of the road is being
6 the driver on a vehicle and committing any of the followings acts:

- 7 (1) Failing to obey a sign or marker erected pursuant to Section 17.103;
- 8 (2) Failing to drive on the right side of the road except when passing another
9 vehicle lawfully or when the right side of the road is impassable;
- 10 (3) Passing another vehicle traveling in the same direction on the right of the
11 vehicle or on the left of the vehicle when the left side of the road is not
12 clearly visible and free of oncoming traffic for a distance of three hundred
13 feet;

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- 1 (4) Following another vehicle more closely than is reasonable and prudent
2 considering the speed that the vehicle is traveling and the condition of the
3 road;
- 4 (5) Entering an intersection and failing to yield the right-of-way to a vehicle
5 that has entered the intersection first;
- 6 (6) Entering an intersection at the time as another vehicle and failing to yield
7 the right-of-way to the vehicle entering the intersection to the right;
- 8 (7) Turning left from within an intersection and failing to yield to a vehicle
9 approaching from the opposite direction which is within the intersection or
10 close as to create an immediate hazard;
- 11 (8) Entering a road from a driveway or private road and failing to yield the
12 right-of-way to all motor vehicles approaching on the road;
- 13 (9) Driving on a road and failing to yield the right-of-way to emergency
14 vehicles;
- 15 (10) Driving on a road and failing to yield the right-of-way to a pedestrian
16 crossing the road;
- 17 (11) Stopping on a road or turning while on a road and failing to signal the stop
18 or turn by the hand and arm in a manner required by regulations issued

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- 1 pursuant to Section 5.202(1)(e) or by signal lamp or lamps or mechanical
2 signal;
- 3 (12) Driving at a speed greater than is reasonable and prudent considering the
4 traffic, surface and width of the road, weather, hazards, pedestrians and any
5 other condition existing;
- 6 (13) Driving at a speed greater than fifteen miles per hour when passing a
7 school or its grounds during the months school is in session;
- 8 (14) Driving at a speed greater than twenty miles per hour in any area used
9 primarily for either businesses or residences;
- 10 (15) Driving at a speed greater than twenty-five miles per hour in any other
11 area;
- 12 (16) Parking a vehicle, whether attended or unattended, and failing to park as far
13 to the right of the road as is practicable;
- 14 (17) Stopping or parking a vehicle, whether attended or unattended, in any of
15 the following places:
- 16 (a) within fifteen feet of an intersection;
- 17 (b) on a crosswalk;
- 18 (c) within thirty feet of an official stop sign;

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- 1 (d) within fifteen feet of the driveway entrance to any fire station;
- 2 (e) within fifty feet of a fire hydrant or an area so designated;
- 3 (f) in front of a private driveway;
- 4 (g) on a sidewalk;
- 5 (h) alongside or opposite any street or road excavation or obstruction when
- 6 such stopping, standing or parking would obstruct traffic;
- 7 (i) on the road side of any vehicle stopped or parked at the edge of a
- 8 highway; or
- 9 (j) on the traffic base of any road;
- 10 (18) Having control or charge of a vehicle and allowing the vehicle to stand on a
- 11 road unattended without first effectively setting the brakes, stopping the
- 12 motor and placing it in gear or park;
- 13 (19) Driving a vehicle when the vehicle is so loaded as to obstruct the view of
- 14 the driver to the front or sides or to interfere with the driver's control over
- 15 the driving mechanism of the vehicle. This section is violated when more
- 16 than two persons (including the driver) are seated in the front seat of any
- 17 jeep or when more than three persons (including the driver) are seated in
- 18 the front seat of any other type of vehicle, except that one child under seven
- 19 years of age may be seated in addition to the above;

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2 (20) Driving a two-wheeled or three-wheeled motor vehicle and failing to wear
3 a safety helmet of a nature and in a manner required by regulations issued
4 pursuant to Section 5.202(1)(e), or carrying any passenger who fails to
5 wear such a helmet;

6 (21) Driving a two-wheeled or three-wheeled motor vehicle and carrying more
7 than one passenger;

8 (22) Passing a school bus which is discharging or receiving passengers;

9 (23) A driver of a school bus, who fails to stop or park in the middle of the
10 primary road and not proceed until all student passengers have been safely
11 discharged or admitted onto the bus;

12 (234) Being the driver of a school bus and failing to activate the bus' front and
13 rear warning lights before discharging or receiving passengers, or if either
14 sets of lights is inoperative or if the bus is not equipped with warning
15 lights, failing to by manual signal halt both lanes of traffic. A school bus
16 driver does not allow a passenger to leave the bus or approach a bus for
17 admission until both lanes of traffic have halted;

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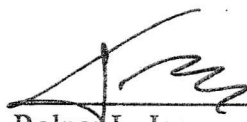
- 1 (245) Being the driver of a pickup, flatbed, or other open-bed truck while a
2 passenger of that truck rides on top of the pickup bed wall, on top of the
3 tailgate, on the front or rear bumper, on the hood, or on the roof of the cab;
4 (256) Driving any vehicle with a child on the driver's lap or standing or sitting at
5 the driver's window while the vehicle is running;
6 (267) Being a front seat passenger or operator of a motor vehicle and not properly
7 adjusted and fastened safety belt.
8 (278) Driving any vehicle with a child standing, sitting or looking out of any
9 windows of a vehicle while the vehicle is running.

10 Violating rules of the road is a category 4 misdemeanor."

11 Section 3. Effective Date. This act takes effect upon the approval of the Governor
12 or upon its becoming law without such approval.

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16 Date: 2/21/19

Introduced by:


Rolnen L. Joe