

1977 Assembly Bill 187

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CHAPTER 208, Laws of 1977

AN ACT to renumber and amend 346.36; to amend 346.075, 346.17 (4), 346.80 (1) and 349.23 (1) (a); and to create 346.36 (2), 346.80 (5), 346.81 (2) and 346.81 (3) of the statutes, relating to rules of the road for bicycles.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 346.075 of the statutes is amended to read:

346.075 Overtaking and passing bicycles. The operator of a motor vehicle overtaking a bicycle proceeding in the same direction shall exercise due care, leaving a safe distance, but in no case less than 3 feet clearance when passing the bicycle and shall ~~not again drive in the lane in which the bicycle is traveling~~ maintain clearance until safely clear of past the overtaken bicycle.

SECTION 2. 346.17 (4) of the statutes is amended to read:

346.17 (4) Any person violating s. 346.075 may be required to forfeit not less than \$25 nor more than \$200 for the first offense and, ~~for the 2nd or subsequent violation within 4 years, may be fined not less than \$50 nor more than \$500~~ for the 2nd or subsequent violation within 4 years.

SECTION 3. 346.36 of the statutes is renumbered 346.36 (1) and amended to read:

346.36 (1) ~~Any~~ Unless otherwise provided in sub. (2), any person violating ss. 346.31 to 346.35 may be required to forfeit not less than \$20 nor more than \$40 for the first offense and not less than \$50 nor more than \$100 for the 2nd or subsequent conviction within a year.

SECTION 4. 346.36 (2) of the statutes is created to read:

346.36 (2) Any operator of a bicycle violating ss. 346.31 to 346.35 may be required to forfeit not more than \$20.

SECTION 5. 346.80 (1) of the statutes is amended to read:

346.80 (1) Unless preparing to make a left turn, every person operating a bicycle upon a roadway carrying 2-way traffic shall ride ~~within 3 feet of~~ as near as practicable to the right side edge of the unobstructed traveled roadway, including operators who are riding 2 abreast where permitted under sub. (2). On one-way roadways, the operator of the bicycle shall ride ~~within 3 feet of~~ as near as practicable to the right side edge or left side edge of the unobstructed traveled roadway, including operators who are riding 2 abreast where permitted under sub. (2). Every person operating a bicycle upon a roadway shall exercise due care when passing a standing vehicle or one proceeding in the same direction, allowing a minimum of 3 feet between ~~his~~ the bicycle and the vehicle.

SECTION 5m. 346.80 (5) of the statutes is created to read:

346.80 (5) Every rider of a bicycle shall, upon entering on a highway, yield the right-of-way to motor vehicles.

SECTION 5n. 346.81 (2) of the statutes is amended to read:

346.81 (2) No person may operate a bicycle upon a highway, bicycle lane or bicycle way unless all ~~braking equipment with which the bicycle was originally provided is in good working order. No person may operate a bicycle equipped with a coaster brake upon a highway, bicycle lane or bicycle way unless such brakes will enable the operator to make the rear wheel skid on dry, level, clean pavement it is equipped with a brake in good working condition, adequate to control the movement of and to stop the bicycle whenever necessary.~~

SECTION 6. 346.81 (3) of the statutes is created to read:

346.81 (3) No bicycle may be equipped with nor may any person riding upon a bicycle use any siren or compression whistle.

SECTION 7. 349.23 (1) (a) of the statutes is amended to read:

349.23 (1) (a) Designate any ~~sidewalk, highway~~ roadway or portion thereof under its jurisdiction as a bicycle lane.
