

REFERENCE TITLE: motorcycle lane splitting repeal

State of Arizona  
Senate  
Fifty-sixth Legislature  
First Regular Session  
2023

# **SB 1412**

Introduced by  
Senator Wadsack: Representative Jones

AN ACT

AMENDING SECTIONS 28-729 AND 28-903, ARIZONA REVISED STATUTES; RELATING TO  
THE OPERATION OF MOTORCYCLES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 28-729, Arizona Revised Statutes, is amended to  
3 read:

4 28-729. Driving on roadways laned for traffic

5 If a roadway is divided into two or more clearly marked lanes for  
6 traffic, the following rules in addition to all others consistent with  
7 this section apply:

8 1. ~~Except as provided in section 28-903,~~ A person shall drive a  
9 vehicle as nearly as practicable entirely within a single lane and shall  
10 not move the vehicle from that lane until the driver has first ascertained  
11 that the movement can be made with safety.

12 2. On a roadway that is divided into three lanes, a person shall  
13 not drive a vehicle in the center lane except when overtaking and passing  
14 another vehicle where the roadway is clearly visible and the center lane  
15 is clear of traffic within a safe distance, or in preparation for a left  
16 turn or where the center lane is at the time allocated exclusively to  
17 traffic moving in the direction the vehicle is proceeding and is  
18 signposted to give notice of the allocation.

19 3. Official signs may be erected directing slow-moving traffic to  
20 use a designated lane or designating those lanes to be used by traffic  
21 moving in a particular direction regardless of the center of the roadway,  
22 and drivers of vehicles shall obey the directions of every sign.

23 Sec. 2. Section 28-903, Arizona Revised Statutes, is amended to  
24 read:

25 28-903. Operation of motorcycle on laned roadway; exceptions

26 A. All motorcycles are entitled to the full use of a lane. A  
27 person shall not drive a motor vehicle in such a manner as to deprive any  
28 motorcycle of the full use of a lane. This subsection does not apply to  
29 motorcycles operated two abreast in a single lane.

30 B. ~~Except as provided in subsection F of this section,~~ The operator  
31 of a motorcycle shall not overtake and pass in the same lane occupied by  
32 the vehicle being overtaken.

33 C. ~~Except as provided in subsection F of this section,~~ A person  
34 shall not operate a motorcycle between the lanes of traffic or between  
35 adjacent rows of vehicles.

36 D. A person shall not operate a motorcycle more than two abreast in  
37 a single lane.

38 E. Subsections B and C of this section do not apply to peace  
39 officers in the performance of their official duties.

40 ~~F. The operator of a two-wheeled motorcycle may overtake and pass  
41 another vehicle that is stopped in the same direction of travel and in the  
42 same lane as the operator and may operate the motorcycle between lanes of  
43 traffic if the movement may be made safely and if the operator does both  
44 of the following:~~

- 1           ~~1. Operates the motorcycle on a street that both:~~
- 2           ~~(a) Is divided into at least two adjacent traffic lanes in the same~~
- 3 ~~direction of travel.~~
- 4           ~~(b) Has a speed limit that does not exceed forty-five miles per~~
- 5 ~~hour.~~
- 6           ~~2. Travels at a speed that does not exceed fifteen miles per hour.~~