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WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1975



ENROLLED

HOUSE BILL No. 682

(By Mr. Childers & Mr. Payne)



PASSED February 14, 1975

In Effect ninety days from Passage



FILED IN THE OFFICE
EDGAR F. HEISKELL III
SECRETARY OF STATE
THIS DATE 2/25/75

682

ENROLLED

H. B. 682

(By MR. CHILDERS and MR. PAYNE)

[Passed February 14, 1975; in effect ninety days from passage.]

AN ACT to amend and reenact section five, article three, chapter seventeen-c of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to traffic-control signal legend; permitting vehicular traffic to turn right after having stopped in obedience to a red or "stop" signal or to make a left turn at any such signal when the left turn is from a one-way street which intersects another one-way street on which traffic moves to the left; and empowering local authorities to prohibit such right and left turns by ordinance and erection of a sign at any traffic control signal where such turns are prohibited.

Be it enacted by the Legislature of West Virginia:

That section five, article three, chapter seventeen-c of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 3. TRAFFIC SIGNS, SIGNALS AND MARKINGS.

§17C-3-5. Traffic-control signal legend.

1 Whenever traffic is controlled by traffic-control signals ex-
2 hibiting the words "go," "caution" or "stop," or exhibiting dif-
3 ferent colored lights successively one at a time, or with arrows,
4 the following colors only shall be used and said terms and
5 lights shall indicate and apply to drivers of vehicles and pedes-
6 trians as follows:

7 (a) Green alone or "go":

8 (1) Vehicular traffic facing the signal, except when pro-
9 hibited under section two, article twelve of this chapter may
10 proceed straight through or turn right or left unless a sign at
11 such place prohibits either such turn. But vehicular traffic,
12 including vehicles turning right or left, shall yield the right-of-
13 way to other vehicles and to pedestrians lawfully within the
14 intersection or an adjacent crosswalk at the time such signal
15 is exhibited.

16 (2) Pedestrians facing the signal may proceed across the
17 roadway within any marked or unmarked crosswalk.

18 (b) Yellow alone or "caution" when shown following the
19 green or "go" signal:

20 (1) Vehicular traffic facing the signal is thereby warned that
21 the red or "stop" signal will be exhibited immediately there-
22 after and such vehicular traffic shall not enter or be crossing
23 the intersection when the red or "stop" signal is exhibited.

24 (2) Pedestrians facing such signal are thereby advised that
25 there is insufficient time to cross the roadway, and any pedes-
26 trian then starting to cross shall yield the right-of-way to all
27 vehicles.

28 (c) Red alone or "stop":

29 (1) Vehicular traffic facing the signal shall stop before ent-
30 ering the crosswalk on the near side of the intersection or, if
31 none, then before entering the intersection and shall remain
32 standing until green or "go" is shown alone except as pro-
33 vided in paragraphs (2) and (3) of this subdivision (c).

34 (2) A vehicle which is stopped in obedience to a red or
35 "stop" signal as close as practicable at the entrance to the
36 crosswalk on the near side of the intersection or, if none, then
37 at the entrance to the intersection, may cautiously make a right
38 turn but such vehicle shall yield the right-of-way to pedestrians
39 lawfully within a crosswalk and to other vehicular traffic pro-
40 ceeding as directed by the signal at said intersection, except
41 that local authorities in their respective jurisdictions may by
42 ordinance prohibit any such right turn against a red or "stop"
43 signal at any intersection within such jurisdiction, which or-

44 dinance shall be effective when a sign is erected at such
45 intersection giving notice thereof.

46 (3) A vehicle which is stopped in obedience to a red or
47 "stop" signal as close as practicable at the entrance to the
48 crosswalk on the near side of the intersection or, if none,
49 then at the entrance to the intersection on a one-way street
50 which intersects another one-way street on which traffic moves
51 to the left, may cautiously make a left turn into said one-way
52 street but such vehicle shall yield the right-of-way to pedestrians
53 lawfully within a crosswalk and to other vehicular traffic
54 proceeding as directed by the signal at said intersection, except
55 that local authorities in their respective jurisdictions may by
56 ordinance prohibit any such left turn against a red or "stop"
57 signal at any intersection within such jurisdiction, which
58 ordinance shall be effective when a sign is erected at such
59 intersection giving notice thereof.

60 (4) No pedestrian facing such signal shall enter the road-
61 way unless he can do so safely and without interfering with
62 any vehicular traffic.

63 (d) Red with green arrow:

64 (1) Vehicular traffic facing such signal may cautiously
65 enter the intersection only to make the movement indicated by
66 such arrow but shall yield the right-of-way to pedestrians law-
67 fully within a crosswalk and to other traffic lawfully using the
68 intersection.

69 (2) No pedestrian facing such signal shall enter the road-
70 way unless he can do so safely and without interfering with
71 any vehicular traffic.

72 (e) In the event an official traffic-control signal is erected
73 and maintained at a place other than an intersection, the pro-
74 visions of this section shall be applicable except as to those pro-
75 visions which by their nature can have no application. Any
76 stop required shall be made at a sign or marking on the pave-
77 ment indicating where the stop shall be made, but in the ab-
78 sence of any such sign or marking the stop shall be made at
79 the signal.

80 (f) The motorman of any streetcar shall obey the above
81 signals as applicable to vehicles.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

James L. Davis
Chairman Senate Committee

Adorned C. L. ...
Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

J. D. ...
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

W. T. ...
President of the Senate

Louis D. ...
Speaker House of Delegates

The within approved this the 24th
day of February, 1975.

Richard ...
Governor

PRESENTED TO THE
GOVERNOR

Date 2/19/75

Time 11:25 a.m.