

By: Israel

H.B. No. 443

Substitute the following for H.B. No. 443:

By: Ortega

C.S.H.B. No. 443

A BILL TO BE ENTITLED

1 AN ACT

2 relating to requiring the operator of a vehicle to stop and yield
3 the right-of-way to a pedestrian.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Sections 544.007(b) and (c), Transportation
6 Code, are amended to read as follows:

7 (b) An operator of a vehicle facing a circular green signal
8 may proceed straight or turn right or left unless a sign prohibits
9 the turn. The operator shall, while the signal is exhibited:

10 (1) yield the right-of-way to other vehicles [~~and to~~
11 ~~pedestrians~~] lawfully in the intersection [~~or an adjacent~~
12 ~~crosswalk~~] when the signal is exhibited; and

13 (2) stop and yield the right-of-way to pedestrians
14 lawfully in the intersection or an adjacent crosswalk.

15 (c) An operator of a vehicle facing a green arrow signal,
16 displayed alone or with another signal, may cautiously enter the
17 intersection to move in the direction permitted by the arrow or
18 other indication shown simultaneously. The operator shall stop and
19 yield the right-of-way to a pedestrian lawfully in an adjacent
20 crosswalk and shall yield the right-of-way to other traffic
21 lawfully using the intersection.

22 SECTION 2. Section 552.002(b), Transportation Code, is
23 amended to read as follows:

24 (b) A pedestrian facing a "Walk" signal may proceed across a

1 roadway in the direction of the signal, and the operator of a
2 vehicle shall stop and yield the right-of-way to the pedestrian.

3 SECTION 3. Sections 552.003(a) and (b), Transportation
4 Code, are amended to read as follows:

5 (a) The operator of a vehicle shall stop and yield the
6 right-of-way to a pedestrian crossing a roadway in a crosswalk if:

7 (1) no traffic control signal is in place or in
8 operation; and

9 (2) the pedestrian is:

10 (A) on the half of the roadway in which the
11 vehicle is traveling; or

12 (B) approaching so closely from the opposite half
13 of the roadway as to be in danger.

14 (b) Notwithstanding Subsection (a), a pedestrian may not
15 suddenly leave a curb or other place of safety and proceed into a
16 crosswalk in the path of a vehicle so close that it is impossible
17 for the vehicle operator to stop and yield.

18 SECTION 4. Section 552.006(c), Transportation Code, is
19 amended to read as follows:

20 (c) The operator of a vehicle emerging from or entering an
21 alley, building, or private road or driveway shall stop and yield
22 the right-of-way to a pedestrian approaching on a sidewalk
23 extending across the alley, building entrance or exit, road, or
24 driveway.

25 SECTION 5. The change in law made by this Act applies only
26 to an offense committed on or after the effective date of this Act.
27 An offense committed before the effective date of this Act is

1 governed by the law in effect on the date the offense was committed,
2 and the former law is continued in effect for that purpose. For
3 purposes of this section, an offense was committed before the
4 effective date of this Act if any element of the offense was
5 committed before that date.

6 SECTION 6. This Act takes effect September 1, 2021.