

SECOND REGULAR SESSION

# HOUSE BILL NO. 1626

## 95TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES NANCE (Sponsor), WELLS, FLANIGAN,  
GATSCHENBERGER AND DOUGHERTY (Co-sponsors).

3866L.011

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

To repeal section 304.281, RSMo, and to enact in lieu thereof one new section relating to red light traffic violations, with a penalty provision.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Section 304.281, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 304.281, to read as follows:

304.281. 1. Whenever traffic is controlled by traffic control signals exhibiting different colored lights, or colored lighted arrows, successively one at a time or in combination, only the colors green, red and yellow shall be used, except for special pedestrian signals carrying a word legend, and said lights shall indicate and apply to drivers of vehicles and pedestrians as follows:

(1) Green indication

(a) Vehicular traffic facing a circular green signal may proceed straight through or turn right or left unless a sign at such place prohibits either such turn. But vehicular traffic, including vehicles turning right or left, shall yield the right-of-way to other vehicles and to pedestrians lawfully within the intersection or an adjacent crosswalk at the time such signal is exhibited;

(b) Vehicular traffic facing a green arrow signal, shown alone or in combination with another indication, may cautiously enter the intersection only to make the movement indicated by such arrow, or such other movement as is permitted by other indications shown at the same time. Such vehicular traffic shall yield the right-of-way to pedestrians lawfully within an adjacent crosswalk and to other traffic lawfully using the intersection;

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

15 (c) Unless otherwise directed by a pedestrian control signal, as provided in section  
16 304.291, pedestrians facing any green signal, except when the sole green signal is a turn arrow,  
17 may proceed across the roadway within any marked or unmarked crosswalk.

18 (2) Steady yellow indication

19 (a) Vehicular traffic facing a steady yellow signal is thereby warned that the related green  
20 movement is being terminated or that a red indication will be exhibited immediately thereafter  
21 when vehicular traffic shall not enter the intersection;

22 (b) Pedestrians facing a steady yellow signal, unless otherwise directed by a pedestrian  
23 control signal as provided in section 304.291, are thereby advised that there is insufficient time  
24 to cross the roadway before a red indication is shown and no pedestrian shall then start to cross  
25 the roadway.

26 (3) Steady red indication

27 (a) Vehicular traffic facing a steady red signal alone shall stop before entering the  
28 crosswalk on the near side of the intersection at a clearly marked stop line but, if none, then  
29 before entering the intersection and shall remain standing until an indication to proceed is shown  
30 except as provided in paragraph (b);

31 (b) The driver of a vehicle which is stopped as close as practicable at the entrance to the  
32 crosswalk on the near side of the intersection or, if none, then at the entrance to the intersection  
33 in obedience to a red signal, may cautiously enter the intersection to make a right turn but shall  
34 yield the right-of-way to pedestrians and other traffic proceeding as directed by the signal at the  
35 intersection, except that the state highways and transportation commission with reference to an  
36 intersection involving a state highway, and local authorities with reference to an intersection  
37 involving other highways under their jurisdiction, may prohibit any such right turn against a red  
38 signal at any intersection where safety conditions so require, said prohibition shall be effective  
39 when a sign is erected at such intersection giving notice thereof;

40 (c) Unless otherwise directed by a pedestrian control signal as provided in section  
41 304.291, pedestrians facing a steady red signal alone shall not enter the roadway.

42 (4) In the event an official traffic control signal is erected and maintained at a place other  
43 than an intersection, the provision of this section shall be applicable except as to those provisions  
44 which by their nature can have no application. Any stop required shall be made at a sign or  
45 marking on the pavement indicating where the stop shall be made, but in the absence of any such  
46 sign or marking the stop shall be made at the signal.

47 2. Notwithstanding the provisions of section 304.361, violation of this section is a class  
48 C misdemeanor.

49 **3. Notwithstanding the provisions of any other law, for any red light traffic**  
50 **violation occurring on a state highway, fifty percent of the revenue generated from fines**

51 and court costs shall be distributed to the department of transportation. For the purposes  
52 of this section, "state highway" shall mean any state or federal highway, including any  
53 such highway continuing through the boundaries of a city, town, or village with a  
54 designated street name other than the state highway number.

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