

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE SENATE BILL 5438**

64th Legislature  
2015 Regular Session

Passed by the Senate March 2, 2015  
Yeas 45 Nays 3

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**President of the Senate**

Passed by the House April 8, 2015  
Yeas 78 Nays 19

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**Speaker of the House of Representatives**

Approved

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**Governor of the State of Washington**

CERTIFICATE

I, Hunter G. Goodman, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5438** as passed by Senate and the House of Representatives on the dates hereon set forth.

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**Secretary**

FILED

**Secretary of State  
State of Washington**

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**SUBSTITUTE SENATE BILL 5438**

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Passed Legislature - 2015 Regular Session

**State of Washington**

**64th Legislature**

**2015 Regular Session**

**By** Senate Transportation (originally sponsored by Senators King, Hobbs, Dammeier, Rolfes, Hill, Rivers, Lias, Mullet, Billig, and Pedersen)

READ FIRST TIME 02/05/15.

1       AN ACT Relating to allowing bicycles and mopeds to stop and  
2 proceed through traffic control signals under certain conditions; and  
3 amending RCW 46.61.184.

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

5       **Sec. 1.** RCW 46.61.184 and 2014 c 167 s 1 are each amended to  
6 read as follows:

7       Notwithstanding any provision of law to the contrary, the  
8 operator of a bicycle, moped, or street legal motorcycle approaching  
9 an intersection, including a left turn intersection, that is  
10 controlled by a triggered traffic control signal using a vehicle  
11 detection device that is inoperative due to the size or composition  
12 of the bicycle, moped, or street legal motorcycle shall come to a  
13 full and complete stop at the intersection. If the traffic control  
14 signal, including the left turn signal, as appropriate, fails to  
15 operate after one cycle of the traffic signal, the operator may,  
16 after exercising due care, proceed directly through the intersection  
17 or proceed to turn left, as appropriate. It is not a defense to a  
18 violation of RCW 46.61.050 that the (~~driver~~)operator of a bicycle,  
19 moped, or motorcycle proceeded under the belief that a traffic  
20 control signal used a vehicle detection device or was inoperative due  
21 to the size or composition of the bicycle, moped, or motorcycle when

1 the signal did not use a vehicle detection device or that any such  
2 device was not in fact inoperative due to the size or composition of  
3 the bicycle, moped, or motorcycle. For purposes of this section,  
4 "bicycle" includes a bicycle, as defined in RCW 46.04.071, and an  
5 electric-assisted bicycle, as defined in RCW 46.04.169.

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