

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 46.2-921.1 of the Code of Virginia, relating to duties of drivers of*
3 *vehicles approaching stationary vehicles displaying certain warning lights.*

4 [H 1159]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 46.2-921.1 of the Code of Virginia is amended and reenacted as follows:**

8 § 46.2-921.1. Drivers to yield right-of-way or reduce speed when approaching stationary emergency
9 vehicles on highways; penalties.

10 A. The driver of any motor vehicle, upon approaching a stationary ~~emergency~~ vehicle, as defined in
11 ~~§ 46.2-920~~, that is displaying a flashing, blinking, or alternating ~~emergency~~ blue, red, or amber light or
12 lights as provided in §§ 46.2-1022, 46.2-1023, ~~and~~ or 46.2-1024, or subdivision A 1 or A 2 of
13 § 46.2-1025 shall (i) on a highway having at least four lanes, at least two of which are intended for
14 traffic proceeding as the approaching vehicle, proceed with caution and, if reasonable, with due regard
15 for safety and traffic conditions, yield the right-of-way by making a lane change into a lane not adjacent
16 to the stationary ~~emergency~~ vehicle or (ii) if changing lanes would be unreasonable or unsafe, proceed
17 with due caution and maintain a safe speed for highway conditions.

18 ~~Violation B.~~ A violation of any provision of this section ~~shall constitute~~ shall be punishable as a
19 traffic infraction, except that a second or subsequent violation of any provision of this section, when
20 such violation involved a vehicle with flashing, blinking, or alternating blue or red lights, shall be
21 punishable as a Class 1 misdemeanor.

22 C. If the violation resulted in damage to property of another person, the court may, in addition, order
23 the suspension of the driver's privilege to operate a motor vehicle for not more than one year. If the
24 violation resulted in injury to another person, the court may, in addition to any other penalty imposed,
25 order the suspension of the driver's privilege to operate a motor vehicle for not more than two years. If
26 the violation resulted in the death of another person, the court may, in addition to any other penalty
27 imposed, order the suspension of the driver's privilege to operate a motor vehicle for two years.

28 D. The provisions of this section shall not apply in highway work zones as defined in § 46.2-878.1.