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**Thread: CVC section: No turn on red**

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05-06-2009, 04:44 PM

#1

**McGruff** ◊  
Forum Member

**Join Date:** Sep 2007  
**Location:** CA  
**Posts:** 448

**CVC section: No turn on red**

I've been using 22101(d) but Sarge told me it's 21453(b). 🙄

Add: No right turn on red

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#2

05-06-2009, 04:56 PM  
 **IronBruin** ◊  
 Forum Member

**Join Date:** Jun 2008  
**Location:** West LA  
**Posts:** 515

That's one of my required memorization CVCs, I think it's the latter (a is red light violation, b is right on red violation)

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05-06-2009, 05:09 PM

#3

**McGruff** ◊  
 Forum Member

**Join Date:** Sep 2007  
**Location:** CA  
**Posts:** 448

^ Well (b) is mainly used for not yielding to vehicles or pedestrians. My question is should it be 22101(d) or 21453(b)?

21453(b) **Except when a sign is in place prohibiting a turn**, a driver, after stopping as required by subdivision (a), facing a steady circular red signal, may turn right, or turn left from a one-way street onto a one-way street. A driver making that turn shall yield the right-of-way to pedestrians lawfully within an adjacent crosswalk and to any vehicle that has approached or is approaching so closely as to constitute an immediate hazard to the driver, and shall continue to yield the right-of-way to that vehicle until the driver can proceed with reasonable safety.

22101(d) When official traffic control devices are placed as required in subdivisions (b) or (c), **it shall be unlawful for any driver of a vehicle to disobey the directions of such official traffic control devices.**


My understanding is both sections are good to go for the violation.

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05-06-2009, 05:30 PM

#4

 **xdrcx** ◊  
 Forum Member

**Join Date:** Dec 2006  
**Location:** San Diego  
**Posts:** 171

My catch all is violation of signs, 21461a

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05-06-2009, 06:37 PM

#5

 **leif** ◊  
 State Trooper

**Join Date:** Nov 2005  
**Location:** Bay Area,

CA

**Posts:** 249

Are you talking about someone blowing a light all together or someone turning where the b&w sign says no turn on red and someone goes through it?

21453(b) is for blowing red lights in my mind.

21461(a) definitely applies to the sign.

You could cite both if they roll a red where there's a sign that says no turns.

Not sure about 22101(d). I think that more applies if someone, say, turns from the outside lane into the inside lane if there are two left turn pockets and there is a sign saying where you have to go.

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05-06-2009, 07:18 PM

#6

**FJDave** ◊

Forum Member

**Join Date:** Dec 2008**Location:** So Cal**Posts:** 5,075

For a turn arrow, I use 21453 (b) VC.

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05-06-2009, 07:23 PM

#7

**McGruff** ◊

Forum Member

**Join Date:** Sep 2007**Location:** CA**Posts:** 448

^ They come to a complete stop at the limit line and proceed to make a right turn on a circular red.

If a vehicle completely blew the red, I'd cite for 21453(a), not (b).

btw...it's this sign:

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05-06-2009, 07:24 PM

#8

**SgtCHP** ◊

Retired Sergeant - CHP

**Join Date:** Nov 2006**Location:** Left Coast**Posts:** 6,252

If the violator fails to stop for the red light before turning, the violation is 21453(a) VC

If the violator STOPS and then makes a right turn on the red, it is not violation, unless:

1. There are signs posted prohibiting a right turn on red - Violation: 21461 VC
2. Fails to yield to approaching traffic and interferes with that traffic - Violation: 21453(b) VC

22101(d) VC is more properly assigned to channelized turns and/or turning from a lane which is prohibited. Also, for continuing straight from a lane marked for turns only!

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05-06-2009, 07:37 PM

#9



**deputy x 2** ◊

forum member

**Join Date:** Sep 2005

**Location:** Calee  
transplant- Adirondack  
Mts of NY

**Posts:** 7,477

^^^^ I love ChiPies....you can ALWAYS rely on them being Captain Code.

If I have a VC questions...they are the ones to ask.

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05-06-2009, 08:40 PM

#10



**leif** ◊

State Trooper

**Join Date:** Nov 2005

**Location:** Bay Area,  
CA

**Posts:** 249

Originally Posted by **McGruff**

^ *They come to a complete stop at the limit line and proceed to make a right turn on a circular red.*

*If a vehicle completely blew the red, I'd cite for 21453(a), not (b).*

*btw...it's this sign:*

ah ok, 21461 then.

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05-07-2009, 12:51 AM

#11

**andy5746** ◊

Forum Member

**Join Date:** Sep 2007

**Location:** So. Cal

**Posts:** 1,196

SgtCHP, as much as I value your opinons, information and insight, I will say that I prefer 22101(d) CVC for the "No right turn on Red Signal" type signs. Although 21461(a) CVC is a good catch-all, in this case we are specifically dealing with a sign at an intersection.

**22101.** (a) The Department of Transportation or local authorities in respect to highways under their respective jurisdictions, may cause official traffic control devices to be placed or erected within or adjacent to intersections to regulate or prohibit turning movements at such intersections.

(b) When turning movements are required at an intersection notice of such requirement shall be given by erection of a sign, unless an additional clearly marked traffic lane is provided for the approach to the turning movement, in which event notice as applicable to such additional traffic lane shall be given by any official traffic control device.

(c) When right- or left-hand turns are prohibited at an intersection notice of such prohibition shall be given by erection of a sign.

**(d) When official traffic control devices are placed as required in subdivisions (b) or (c), it shall be unlawful for any driver of a vehicle to disobey the directions of such official traffic control devices.**

For comparison:

21461. (a) It is unlawful for a driver of a vehicle to fail to obey a sign or signal defined as regulatory in the federal Manual on Uniform Traffic Control Devices, or a Department of Transportation approved supplement to that manual of a regulatory nature erected or maintained to enhance traffic safety and operations or to indicate and carry out the provisions of this code or a local traffic ordinance or resolution adopted pursuant to a local traffic ordinance, or to fail to obey a device erected or maintained by lawful authority of a public body or official.

I don't think either one is wrong, but in this case 22101(d) is the one that really rings my bell 😊

In any case, 21453(b) CVC deals with more with failing to yield to pedestrians and/or other vehicles after having stopped for a red signal...

21453. (a) A driver facing a steady circular red signal alone shall stop at a marked limit line, but if none, before entering the crosswalk on the near side of the intersection or, if none, then before entering the intersection, and shall remain stopped until an indication to proceed is shown, except as provided in subdivision (b).

(b) Except when a sign is in place prohibiting a turn, a driver, after stopping as required by subdivision (a), facing a steady circular red signal, may turn right, or turn left from a one-way street onto a one-way street. A driver making that turn shall yield the right-of-way to pedestrians lawfully within an adjacent crosswalk and to any vehicle that has approached or is approaching so closely as to constitute an immediate hazard to the driver, and shall continue to yield the right-of-way to that vehicle until the driver can proceed with reasonable safety.

(c) A driver facing a steady red arrow signal shall not enter the intersection to make the movement indicated by the arrow and, unless entering the intersection to make a movement permitted by another signal, shall stop at a clearly marked limit line, but if none, before entering the crosswalk on the near side of the intersection, or if none, then before entering the intersection, and shall remain stopped until an indication permitting movement is shown.

OK, sorry for the length of the post, it's late, I'm tired, and I need to just let it go...

*Last edited by andy5746; 05-07-2009 at 12:55 AM.*

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05-07-2009, 07:03 AM

#12



**mtupro752** ◦

Awesome cool guy extreme

**Join Date:** Jun 2004

**Location:** City of Angels

**Posts:** 2,390

22101 D is a good catch all violation for things like the signs or arrows painted on the lanes

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05-07-2009, 10:10 AM

#13

**Garbage Man** ◊

Ignore Garbage Man

**Join Date:** Feb 2004**Location:** Los

Angeles county

California

**Posts:** 1,618

we had a big argument over this years ago (yes we were bored) took it to traffic court..the verdict 22101 (d) CVC is the most applicable and remember there are other VC sections that state you should always cite using the most applicable section.

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05-07-2009, 11:42 AM

#14

**McGruff** ◊

Forum Member

**Join Date:** Sep 2007**Location:** CA**Posts:** 448

Well I guess it all boils down to how you articulate it in court. Seems like every officer has their own opinion on which cvc it is. My buddy said 21461(a) is the catch-all but 21453(b) is the specific one. Thanks for the input everyone. Safe stay

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