

A BILL TO BE ENTITLED
AN ACT

To amend Code Section 40-6-96 of the Official Code of Georgia Annotated, relating to pedestrians walking on or along a roadway, so as to provide definitions; to clarify legal activities of pedestrians; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Code Section 40-6-96 of the Official Code of Georgia Annotated, relating to pedestrians walking on or along a roadway, is revised as follows:

"40-6-96.

(a) As used in this Code section, 'pedestrian' means any person afoot and shall include, without limitation, a person who is standing, walking, jogging, running, or otherwise on foot.

(b) Where a sidewalk is provided, it shall be unlawful for any pedestrian to ~~walk~~ stand or stride along and upon an adjacent roadway.

~~(b)(c)~~ Where a sidewalk is not provided but a shoulder is available, any pedestrian ~~walking~~ standing or striding along and upon a highway shall ~~walk~~ stand or stride only on the shoulder, as far as practicable from the edge of the roadway.

~~(c)(d)~~ Where neither a sidewalk nor a shoulder is available, any pedestrian ~~walking~~ standing or striding along and upon a highway shall walk as near as practicable to an outside edge of the roadway, and, if on a two-lane roadway, shall stand or walk only on the left side of the roadway.

~~(d)(e)~~ Except as otherwise provided in this chapter, any pedestrian upon a roadway shall yield the right of way to all vehicles upon the roadway.

~~(e)(f)~~ No pedestrian shall enter or remain upon any bridge or approach thereto beyond the bridge signal, gate, or barrier after a bridge operation signal indication has been given.

26 ~~(f)~~(g) No pedestrian shall pass through, around, over, or under any crossing gate or barrier
27 at a railroad grade crossing or bridge while such gate or barrier is closed or is being opened
28 or closed."

29 **SECTION 2.**

30 This Act shall become effective on July 1, 2009.

31 **SECTION 3.**

32 All laws and parts of laws in conflict with this Act are repealed.