

House Bill 869

By: Representatives Yates of the 73<sup>rd</sup>, Powell of the 32<sup>nd</sup>, Roberts of the 155<sup>th</sup>, Kaiser of the 59<sup>th</sup>, and Bell of the 58<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 40-6-20 of the Official Code of Georgia Annotated, relating to  
2 obedience to traffic-control devices, so as to provide for the safe operation of a motorcycle  
3 or lightweight motor vehicle through an inoperative traffic-control signal; to provide for  
4 related matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 This Act shall be known and may be cited as the "Motorcycle Mobility Safety Act."

8 **SECTION 2.**

9 Code Section 40-6-20 of the Official Code of Georgia Annotated, relating to obedience to  
10 traffic-control devices, is amended by revising subsections (a) and (e) as follows:

11 "(a) The driver of any vehicle shall obey the instructions of an official traffic-control  
12 device applicable thereto, placed in accordance with this chapter, unless otherwise directed  
13 by a police officer, subject to the exceptions granted the driver of an authorized emergency  
14 vehicle in this chapter. A violation of this subsection shall be a misdemeanor, except as  
15 otherwise provided by paragraph (2) of subsection (e) and subsection (f) of this Code  
16 section."

17 "(e)(1) Except as provided in paragraph (2) of this subsection, the ~~The~~ disregard or  
18 disobedience of the instructions of any official traffic-control device or signal placed in  
19 accordance with the provisions of this chapter by the driver of a vehicle shall be deemed  
20 prima-facie evidence of a violation of law, without requiring proof of who and by what  
21 authority such sign or device has been erected.

22 (2) If a traffic-control device or signal is inoperative due to the lightweight design of a  
23 motorcycle or other motor vehicle and the driver has remained stopped for not less than  
24 60 seconds, then the driver may treat such traffic-control device or signal as a stop sign,  
25 and his or her right to proceed shall be subject to the rules applicable after making a stop

26 at a stop sign as provided for in Code Section 40-6-72. Nothing in this paragraph shall  
27 restrict the permissibility of a driver to make a right turn as provided for in paragraph (3)  
28 of subsection (a) of Code Section 40-6-21."

29 **SECTION 3.**

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