

The House Committee on Public Safety and Homeland Security offers the following substitute to HB 869:

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 for 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 fails to change thereby prohibiting the driver to
23 proceed due to the lightweight design of a motorcycle or other motor vehicle and the
24 driver has remained stopped for not less than 60 seconds, then the driver may treat such
25 traffic-control device or signal as a stop sign, and his or her right to proceed shall be

26 subject to the rules applicable after making a stop at a stop sign as provided for in Code
27 Section 40-6-72. Nothing in this paragraph shall restrict the permissibility of a driver to
28 make a right turn as provided for in paragraph (3) of subsection (a) of Code Section
29 40-6-21."

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SECTION 3.

31 All laws and parts of laws in conflict with this Act are repealed.