

House Bill 878

By: Representatives Lumsden of the 12th, Corbett of the 174th, Smith of the 138th, Hitchens of the 161st, and Powell of the 33rd

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 1 of Chapter 6 of Title 40 of the Official Code of Georgia Annotated,
2 relating to general provisions relative to uniform rules of the road, so as to provide for proper
3 procedure for passing a postal service vehicle; to provide for a definition; 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 Article 1 of Chapter 6 of Title 40 of the Official Code of Georgia Annotated, relating to
8 general provisions relative to uniform rules of the road, is amended by revising Code
9 Section 40-6-16.1, relating to procedure for passing vehicle with active sanitation workers,
10 as follows:

11 "40-6-16.1.

12 (a) As used in this Code section, the term:

13 (1) 'Postal service vehicle' means any vehicle operated by an individual while delivering
14 parcels or mail on behalf of the United States Postal Service.

15 (2) 'Sanitation worker' ~~'sanitation worker'~~ means an individual engaged in the collection
16 and transport of residential or commercial solid waste and recyclables as authorized by
17 a county or municipal governing authority.

18 (b) The operator of a motor vehicle approaching a postal service vehicle or a vehicle with
19 active sanitation workers that is displaying flashing yellow, amber, white, or red lights shall
20 approach ~~the~~ such vehicle with due caution and shall, absent any other direction by a peace
21 officer, proceed as follows:

22 (1) Make a lane change into a lane not adjacent to the vehicle if possible in the existing
23 safety and traffic conditions; or

24 (2) If a lane change under paragraph (1) of this subsection would be impossible,
25 prohibited by law, or unsafe, reduce the speed of the motor vehicle to a reasonable and
26 proper speed for the existing road and traffic conditions, which speed shall be at least ten
27 miles per hour less than the posted speed limit or 25 miles per hour, whichever is more,
28 and be prepared to stop.

29 (c) Violation of subsection (b) of this Code section shall be punished by a fine of not more
30 than \$250.00."

31 **SECTION 2.**

32 All laws and parts of laws in conflict with this Act are repealed.