

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

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HOUSE DRH80335-SA-24 (04/10)

Short Title: Motorcycles/Bicycles at Red Lights.

(Public)

Sponsors: Representative Setzer.

Referred to:

A BILL TO BE ENTITLED

1 AN ACT TO ALLOW THE DRIVER OF A MOTORCYCLE OR BICYCLE TO
2 PROCEED THROUGH AN INTERSECTION CONTROLLED BY A TRAFFIC
3 SIGNAL ONLY IF THE TRAFFIC SIGNAL USES AN INDUCTIVE LOOP
4 VEHICLE SENSOR THAT ACTIVATES THE TRAFFIC SIGNAL AND THE
5 INDUCTIVE LOOP FAILS TO DETECT THE MOTORCYCLE OR BICYCLE
6 AND ACTIVATE THE TRAFFIC SIGNAL.
7

8 The General Assembly of North Carolina enacts:

9 **SECTION 1.** G.S. 20-158 is amended by adding a new subsection to read:

10 "**§ 20-158. Vehicle control signs and signals.**

11 ...

12 (e) Defense. – It shall be a defense to a violation of subsection (b)(2)a. of this
13 section if the operator of a motorcycle, as defined in G.S. 20-4.01(27)d., or a bicycle
14 shows all of the following:

- 15 (1) The operator brought the motorcycle or bicycle to a complete stop at
16 the intersection or stop bar where a steady red light was being emitted
17 in the direction of the operator.
18 (2) The intersection is controlled by a vehicle actuated traffic signal using
19 an inductive loop to activate the traffic signal.
20 (3) No other vehicle was sitting or standing at the intersection.
21 (4) No pedestrians were attempting to cross at or near the intersection.
22 (5) The inductive loop that actuated the traffic signal was not activated by
23 the motorcycle or bicycle.
24 (6) At least one full traffic signal light cycle had occurred or a minimum
25 of three minutes has elapsed prior to entering the intersection."

26 **SECTION 2.** This act becomes effective December 1, 2007, and applies to
27 offenses committed on or after that date.