



HOUSE BILL 28: DOT/Access of Motorcyclists.

2017-2018 General Assembly

Committee:	House Transportation. If favorable, re-refer to Regulatory Reform	Date:	February 21, 2017
Introduced by:	Rep. Torbett	Prepared by:	Wendy Ray
Analysis of:	PCS to First Edition H28-CSSU-1		Staff Attorney

OVERVIEW: *The Proposed Committee Substitute for House Bill 28 would prohibit the Department of Transportation from taking actions with the purpose of restricting access of motorcyclists to transportation facilities.*

CURRENT LAW: Current law. G.S. 136-18(5), authorizes DOT to "make rules, regulations and ordinances for the use of, and to police traffic on, the State highways".

BILL ANALYSIS: The PCS for House Bill 28:

- Prohibits DOT from taking any action that prohibits or imposes a requirement that applies only to a motorcyclist and the purpose of the action is to restrict access of a motorcyclist to any highway, bridge, tunnel, or other transportation facility.
- Requires DOT, and any other owner or operator of a transportation facility funded in whole or in part by State or local funds, to make reasonable accommodations for motorcycle parking at transportation facilities.
- Provides that the bill does not supersede any State or federal law that prohibits or imposes a requirement that applies only to a motorcyclist.

EFFECTIVE DATE: This act becomes effective July 1, 2017.

BACKGROUND: Similar legislation was enacted in South Carolina in 2014. (House Bill 3231, S.L. 2014-148)

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