

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 113 Session of 2021

INTRODUCED BY STAMBAUGH, BOBACK, SCHLEGEL CULVER, JAMES, JOZWIAK, KAUFFMAN, LONGIETTI, MILLARD, MOUL AND ZIMMERMAN, JANUARY 11, 2021

REFERRED TO COMMITTEE ON TRANSPORTATION, JANUARY 11, 2021

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
 2 Statutes, in general provisions relating to operation of
 3 vehicles, further providing for obedience to authorized
 4 persons directing traffic and providing for drivers in
 5 organized motorcycle processions; and, in rules of the road
 6 in general, further providing for following too closely.

7 The General Assembly of the Commonwealth of Pennsylvania
 8 hereby enacts as follows:

9 Section 1. Section 3102(2) of Title 75 of the Pennsylvania
 10 Consolidated Statutes is amended to read:

11 § 3102. Obedience to authorized persons directing traffic.

12 No person shall willfully fail or refuse to comply with any
 13 lawful order or direction of:

14 * * *

15 (2) any appropriately attired person, including an agent
 16 or employee of the funeral director during a funeral or a
 17 designated member of an organized motorcycle procession under
 18 section 3107.1 (relating to drivers in organized motorcycle
 19 processions), authorized to direct, control or regulate

1 traffic;

2 * * *

3 Section 2. Title 75 is amended by adding a section to read:

4 § 3107.1. Drivers in organized motorcycle processions.

5 (a) General rule.-- Except in cities of the first class and
6 second class, the driver of a vehicle or motorcycle that is
7 being driven in an organized motorcycle procession may:

8 (1) Park or stand irrespective of the provisions of this
9 part.

10 (2) Proceed past a red signal indication or stop sign if
11 the lead vehicle or motorcycle in the procession started
12 through the intersection while the signal indicator was green
13 or, in the case of a stop sign, the lead vehicle or
14 motorcycle first came to a complete stop before proceeding
15 through the intersection.

16 (b) Visual signals required.--The privileges granted under
17 this section shall apply only if the lead and trailing vehicle
18 or motorcycle in an organized motorcycle procession is equipped
19 with and displays a yellow flashing light, lighted head lamps
20 and emergency flashers. All participants are required to have
21 lighted head lamps and emergency flashers, if so equipped. A
22 motorcycle driven in an organized motorcycle procession shall
23 bear a yellow bandana or cloth of at least two square feet that
24 is tied to the motorcycle mirror, handlebars or similar frontal
25 area for the purpose of designating the motorcycle as part of
26 the procession.

27 (c) Right-of-way to emergency vehicles.--This section does
28 not relieve the driver of a vehicle or motorcycle which is being
29 driven in an organized motorcycle procession from yielding the
30 right-of-way to an emergency vehicle making use of audible and

1 visual signals or from the duty to drive with due regard for the
2 safety of all persons.

3 (d) Definitions.--As used in this section, the following
4 words and phrases shall have the meanings given to them in this
5 subsection unless the context clearly indicates otherwise:

6 "Organized motorcycle procession." A group of no fewer than
7 10 motorcycle drivers, not including the lead or trailing
8 vehicle or motorcycle, that meets all of the following
9 requirements:

10 (1) The procession is conducted between the hours of 8
11 a.m. and sunset.

12 (2) The sponsor of the procession notifies the affected
13 municipalities of the planned procession no later than 14
14 days before the commencement of the procession.

15 (3) The procession is sponsored by a corporation or a
16 nonprofit organization.

17 (4) The procession is conducted for memorial or
18 charitable purposes.

19 (5) At least 10% of the total number of motorcycle
20 drivers in the procession must wears a class 2 or higher
21 yellow reflective vest approved for use by the American
22 National Standards Institute.

23 "Participant." A motorcycle driver who participates in an
24 organized motorcycle procession.

25 Section 3. Section 3310(c) of Title 75 is amended to read:
26 § 3310. Following too closely.

27 * * *

28 (c) Caravans and motorcades.--Upon any roadway outside of an
29 urban district, motor vehicles being driven in a caravan or
30 motorcade, whether or not towing other vehicles, shall be so

1 operated as to allow sufficient space between each vehicle or
2 combination of vehicles so as to enable any other vehicle to
3 enter and occupy space without danger. This subsection does not
4 apply to funeral processions under section 3107 (relating to
5 drivers in funeral processions) or organized motorcycle
6 processions under section 3107.1 (relating to drivers in
7 organized motorcycle processions), which shall not be
8 interrupted by any vehicle other than an emergency vehicle.

9 Section 4. This act shall take effect in 60 days.