

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 113 Session of 2021

INTRODUCED BY STAMBAUGH, BOBACK, SCHLEGEL CULVER, JAMES, JOZWIAK, KAUFFMAN, LONGIETTI, MILLARD, MOUL, ZIMMERMAN, GUENST, WHEELAND, HELM, GLEIM, ROWE AND SMITH, JANUARY 11, 2021

AS REPORTED FROM COMMITTEE ON TRANSPORTATION, HOUSE OF REPRESENTATIVES, AS AMENDED, FEBRUARY 4, 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

1 processions), authorized to direct, control or regulate
2 traffic;

3 * * *

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

5 § 3107.1. Drivers in organized motorcycle processions.

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

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

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

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

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

1 right-of-way to an emergency vehicle making use of audible and
2 visual signals or from the duty to drive with due regard for the
3 safety of all persons.

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

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

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

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

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

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

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

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

26 Section 3. Section 3310(c) of Title 75 is amended to read:
27 § 3310. Following too closely.

28 * * *

29 (c) Caravans and motorcades.--Upon any roadway outside of an
30 urban district, motor vehicles being driven in a caravan or

1 motorcade, whether or not towing other vehicles, shall be so
2 operated as to allow sufficient space between each vehicle or
3 combination of vehicles so as to enable any other vehicle to
4 enter and occupy space without danger. This subsection does not
5 apply to funeral processions under section 3107 (relating to
6 drivers in funeral processions) or organized motorcycle
7 processions under section 3107.1 (relating to drivers in
8 organized motorcycle processions), which shall not be
9 interrupted by any vehicle other than an emergency vehicle.
10 Section 4. This act shall take effect in 60 days.