

**Act 1886 of the Regular  
Session  
April 8, 2005**

State of Arkansas

85<sup>th</sup> General Assembly  
Regular Session, 2005

**A BILL**

**HOUSE BILL 2833**

**By: Representative Pate**

**For An Act to Be Entitled**

AN ACT TO ALLOW THE DRIVERS OF MOTORCYCLES TO PROCEED THROUGH AN INTERSECTION CONTROLLED BY A TRAFFIC-CONTROL DEVICE ONLY IF THE TRAFFIC CONTROL DEVICE USES A VEHICLE SENSOR THAT FAILS TO DETECT THE MOTORCYCLE BECAUSE OF ITS SIZE OR WEIGHT; AND FOR OTHER PURPOSES.

**Subtitle**

TO ALLOW THE DRIVERS OF MOTORCYCLES TO PROCEED THROUGH AN INTERSECTION CONTROLLED BY A TRAFFIC-CONTROL DEVICE UNDER LIMITED CIRCUMSTANCES.

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:**

**SECTION 1.** Arkansas Code Title 27, Chapter 52, Subchapter 2 is amended to add an additional section to read as follows:

**27-52-206. Exception for motorcycles.**

Notwithstanding any other provision of law, if a driver of a motorcycle approaches an intersection that is controlled by a traffic-control device, the driver may proceed through the intersection on a red light only if:

1. The traffic-control device uses a vehicle sensor;
2. The vehicle sensor has failed to detect the motorcycle because of the motorcycle's size or weight; and;
3. The driver:
  - A. Comes to a full and complete stop at the intersection;
  - B. Exercises due care as provided by law; and
  - C. Proceeds with caution through the intersection when it is safe to do so.

**Approved: 04/08/2005**

**History.** Acts 2005, No. 1886, § 1.