**South Carolina General Assembly**

119th Session, 2011-2012

**H. 4691**

**STATUS INFORMATION**

General Bill

Sponsors: Rep. Atwater

Document Path: l:\council\bills\swb\5107cm12.docx

Introduced in the House on January 26, 2012

Currently residing in the House Committee on **Education and Public Works**

Summary: DOT may not discriminate against motorcycles

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

1/26/2012 House Introduced and read first time ([House Journal‑page 7](file:///h:\hj%20archive\2012\01-26-12.docx))

1/26/2012 House Referred to Committee on **Education and Public Works** ([House Journal‑page 7](file:///h:\hj%20archive\2012\01-26-12.docx))

**VERSIONS OF THIS BILL**

[1/26/2012](file:///p:\pprever\2011-12\4691_20120126.docx)

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 57‑1‑90, SO AS TO PROVIDE THAT THE DEPARTMENT OF TRANSPORTATION SHALL NOT DISCRIMINATE AGAINST MOTORCYCLES, MOTORCYCLE OPERATORS, OR MOTORCYCLE PASSENGERS.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Article 1, Chapter 1, Title 56 of the 1976 Code is amended by adding:

“Section 57‑1‑90. (A) In formulating transportation policy, promulgating regulations, allocating funds, and planning, designing, constructing, equipping, operating and maintaining transportation facilities, no action of the South Carolina Transportation Commission, or the South Carolina Department of Transportation shall have the effect of discriminating against motorcycles, motorcycle operators, or motorcycle passengers. No regulation or action of the commission, or department shall have the effect of enacting a prohibition or imposing a requirement that applies only to motorcycles or motorcyclists, and the principal purpose of which is to restrict or inhibit access or motorcycles and motorcyclists to any highway, bridge, tunnel, or other transportation facility.

(B) The provisions of this section shall apply also to transportation facilities and projects undertaken or operated by counties, cities, towns, and other political subdivisions of the State of South Carolina where public funds have been used in whole or in part to plan, design, construct, equip, operate, or maintain the facility or project.”

SECTION 2. This act takes effect upon approval by the Governor.

‑‑‑‑XX‑‑‑‑