

HOUSE RESEARCH

Bill Summary

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Subject: Affirmative Defense for Motorcycles Going Through Red Light After Stop

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Establishes an affirmative defense for a motorcyclist who enters or crosses an intersection against a red light if the motorcyclist establishes the following in response to the charge:

- (1) the motorcycle has been brought to a complete stop;
- (2) the signal shows red for an unreasonable time;
- (3) the signal is apparently malfunctioning or, if vehicle-activated, has not detected the motorcycle; and
- (4) no other vehicle or person is approaching on the street or is near enough to pose a hazard.

Specifies that this defense does not apply in any other civil or criminal action.