

VIRGINIA ACTS OF ASSEMBLY -- 2001 SESSION

CHAPTER 68

An Act to amend and reenact § 33.1-13.1 of the Code of Virginia, relating to policy of the Commonwealth regarding use of highways by motorcycles.

[S 861]

Approved March 6, 2001

Be it enacted by the General Assembly of Virginia:

1. That § 33.1-13.1 of the Code of Virginia is amended and reenacted as follows:

§ 33.1-13.1. Policy of the Commonwealth regarding use of highways by motorcycles; discrimination by political subdivisions prohibited.

In formulating transportation policy; promulgating regulations; allocating funds; and planning, designing, constructing, equipping, operating and maintaining transportation facilities, no action of the Commonwealth Transportation Board, the Commonwealth Transportation Commissioner, or the Virginia Department of Transportation shall in any way have the effect of discriminating against motorcycles, motorcycle operators, or motorcycle passengers. No regulation or action of the Board, Commissioner 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 of motorcycles and motorcyclists to any highway, bridge, tunnel, or other transportation facility.

The provisions of this section shall also apply to transportation facilities and projects undertaken or operated by counties, cities, towns, and other political subdivisions of the Commonwealth where ~~state or federal~~ *public* funds have been used in whole or in part to plan, design, construct, equip, operate, or maintain the facility or project.