

ENGROSSED HOUSE
BILL NO. 1756

BY: DAVIS of the HOUSE

and

HANEY of the SENATE

AN ACT RELATING TO MOTOR VEHICLES; AMENDING 47 O.S.
1981, SECTION 6-102, AS AMENDED BY SECTION 11,
CHAPTER 219, O.S.L. 1990 (47 O.S. SUPP. 1990,
SECTION 6-102), WHICH RELATES TO EXEMPTIONS FROM
LICENSURE; EXEMPTING CERTAIN HANDICAPPED PERSONS
FOR DRIVER'S LICENSES; AUTHORIZING CERTAIN
PERSONALIZED MOTORIZED VEHICLES TO BE USED ON
ROADS; PROVIDING CONDITIONS; DEFINING TERMS;
PROVIDING FOR CODIFICATION; PROVIDING AN EFFECTIVE
DATE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 47 O.S. 1981, Section 6-102, as amended by Section 11, Chapter 219, O.S.L. 1990 (47 O.S. Supp. 1990, Section 6-102), is amended to read as follows:

Section 6-102. The following persons are exempt from license hereunder:

1. Any employee of the United States Government while operating a motor vehicle owned by or leased to the United States Government and being operated on official business.

2. A nonresident who is sixteen (16) years of age or older who is properly licensed in his home state or country to operate a

commercial or noncommercial motor vehicle and who has in his immediate possession a valid driver's license issued by his home state or country may operate a motor vehicle in this state as authorized by the class, restrictions and endorsements specified on the license.

3. a. Any handicapped person operating a personalized motorized vehicle capable of propelling the vehicle at a maximum design speed of not more than twenty (20) miles per hour on level ground. Such handicapped person shall obtain written authorization from the chief of police in the municipality where the vehicle is to be driven. The written authorization shall include at a minimum:

- (1) the name of the person operating the vehicle,
- (2) the type of vehicle and the serial number or any other marks identifying the vehicle,
- (3) the streets on which the handicapped person would be able to use the vehicle,
- (4) the hours or time of day such vehicle may be used on the streets, and
- (5) any other information required by the chief of police; and

b. For purposes of this paragraph:

- (1) "handicapped person" means a person who has a physical impairment which substantially limits one or more of such person's major life activities. The term "handicapped person" shall not include a person who is blind or visually handicapped, and
- (2) "personal motorized vehicles" includes golf carts or other motorized vehicles provided for use to

handicapped persons, which vehicles shall be
equipped with stop lights and turn signals.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 11-1209 of Title 47, unless there is created a duplication in numbering, reads as follows:

A. Every handicapped person operating a personalized motorized vehicle upon a roadway shall be granted all of the rights and shall be subject to all of the duties applicable to the driver of a vehicle by Title 47 of the Oklahoma Statutes, except as to special regulations issued by the Commissioner and except to those provisions of Title 47 of the Oklahoma Statutes which by their nature can have no application.

B. 1. Every handicapped person operating a personalized motorized vehicle upon a roadway shall ride as near the right side of the roadway as practicable, exercising due care when passing a standing vehicle.

2. Wherever a usable path for personalized motorized vehicles has been provided adjacent to a roadway, such persons operating such vehicle shall use such path and shall not use the roadway.

SECTION 3. This act shall become effective July 1, 1991.

SECTION 4. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the House of Representatives the 13th day of March, 1991.

Speaker of the House of
Representatives

Passed the Senate the ____ day of _____, 1991.

President of the Senate