

1 ENGROSSED SENATE  
2 BILL NO. 2086

By: Laughlin of the Senate

3 and

4 Hickman of the House

5  
6 An Act relating to motor vehicles; amending Section  
7 16, Chapter 418, O.S.L. 2004 (47 O.S. Supp. 2007,  
8 Section 11-1116), which relates to operation of  
9 certain vehicles on streets and highways; allowing  
10 operation of all-terrain vehicles on streets and  
11 highways within municipality; and providing an  
12 effective date.

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

14 SECTION 1. AMENDATORY Section 16, Chapter 418, O.S.L.  
15 2004 (47 O.S. Supp. 2007, Section 11-1116), is amended to read as  
16 follows:

17 Section 11-1116. A. The self-propelled or motor-driven and  
18 operated vehicles described in this section shall be prohibited from  
19 operating or shall be limited in operation on the streets and  
20 highways of this state.

21 B. Self-propelled or motor-driven cycles, known and commonly  
22 referred to as "minibikes" and other similar trade names, shall be  
23 prohibited from operating on the streets and highways of this state,  
24 except:

1. When used in a parade; or

1           2. When registered, as required by subsection E of Section 1151  
2 of ~~Title 47 of the Oklahoma Statutes~~ this title, and operated in  
3 this state by food vendor services upon streets having a speed limit  
4 of thirty (30) miles per hour or less.

5           All minibikes offered for sale in this state shall bear the  
6 following notice to the customer: "This machine is not manufactured  
7 or sold for operation on the public streets or highways. Since it  
8 is not provided with equipment required by law for street or highway  
9 use, all persons are cautioned that any operation of this vehicle  
10 upon a public street or highway will be in violation of the motor  
11 vehicle laws of this state and will subject the violator to arrest."

12           C. Golf carts shall not be operated on the streets and highways  
13 of this state except:

14           1. Golf carts owned by the Oklahoma Tourism and Recreation  
15 Department, and operated by employees or agents of the Department or  
16 employees of independent management companies working on behalf of  
17 the Department, may be operated on the streets and highways of this  
18 state during daylight hours or under rules developed by the Oklahoma  
19 Tourism and Recreation Commission, when the streets and highways are  
20 located within the boundaries of a state park. The Department shall  
21 have warning signs placed at the entrance and other locations at  
22 those state parks allowing golf carts to be operated on the streets  
23 and highways of this state located within the boundaries of those  
24 state parks. The warning signs shall state that golf carts may be

1 operating on streets and highways and that motor vehicle operators  
2 shall take special precautions to be alert for the presence of golf  
3 carts on the streets and highways;

4 2. The municipal governing body has adopted an ordinance  
5 governing the operation of golf carts on city streets, and the  
6 operation occurs during daylight hours only;

7 3. Golf carts may operate on state highways only if making a  
8 perpendicular crossing of a state highway located within the  
9 boundaries of a municipality which has adopted an ordinance  
10 governing the operation of golf carts; or

11 4. The board of county commissioners of a county has approved  
12 the operation of golf cart traffic on roadways within the county,  
13 and:

14 a. the roadway has a posted speed limit of twenty-five  
15 (25) miles per hour or less,

16 b. the roadway is located in an unincorporated area, and

17 c. appropriate signage, cautioning motorists of the  
18 possibility of golf cart traffic, is erected by the  
19 board of county commissioners.

20 D. All-terrain vehicles shall not be operated on the streets  
21 and highways of this state, except:

22 1. On unpaved roads which are located within the boundaries of  
23 any property of the Forest Service of the United States Department  
24 of Agriculture;

1        2. On public streets and highways if:

- 2            a. the vehicle needs to make a direct crossing of the  
3            street or highway while the vehicle is traveling upon  
4            a regularly traveled trail and needs to continue  
5            travel from one area of the trail to another and, if  
6            the vehicle comes to a complete stop, yields the  
7            right-of-way to all oncoming traffic that constitutes  
8            an immediate hazard, and crosses the street or highway  
9            at an angle of approximately ninety (90) degrees to  
10           the direction of the street or highway. This  
11           exception shall not apply to divided highways or  
12           streets or highways with a posted speed limit of more  
13           than thirty-five (35) miles per hour in the area of  
14           the crossing,
- 15           b. the vehicle needs to travel on a public street or  
16           highway in order to cross a railroad track. In that  
17           event, the all-terrain vehicle may travel for not more  
18           than three hundred (300) feet on a public street or  
19           highway to cross a railroad track,
- 20           c. the operator of the all-terrain vehicle making the  
21           crossing at a street or highway has a valid driver  
22           license, and
- 23           d. the operator of the vehicle makes a crossing on a  
24           street or highway during daylight hours only;

1 3. All-terrain vehicles may be operated on ~~city~~ streets and  
2 highways within a municipality if:

3 a. the municipal governing body has adopted an ordinance  
4 governing the operation of golf carts or all-terrain  
5 vehicles on ~~city~~ streets and highways within the  
6 municipality, and

7 b. operation occurs during daylight hours only.

8 SECTION 2. This act shall become effective November 1, 2008.

9 Passed the Senate the 6th day of March, 2008.

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Presiding Officer of the Senate

Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,

2008.

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Presiding Officer of the House  
of Representatives