

**THE HOUSE OF REPRESENTATIVES**  
**Wednesday, April 9, 2008**

**ENGROSSED**  
**Senate Bill No. 2086**

ENGROSSED SENATE BILL NO. 2086 - By: LAUGHLIN of the Senate and HICKMAN of the House.

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

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

1           SECTION 1.   AMENDATORY    Section 16, Chapter 418, O.S.L. 2004 (47 O.S.

2   Supp. 2007, Section 11-1116), is amended to read as follows:

3           Section 11-1116. A. The self-propelled or motor-driven and operated vehicles

4   described in this section shall be prohibited from operating or shall be limited in

5   operation on the streets and highways of this state.

6           B. Self-propelled or motor-driven cycles, known and commonly referred to as

7   "minibikes" and other similar trade names, shall be prohibited from operating on the

8   streets and highways of this state, except:

9           1. When used in a parade; or

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

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

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

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

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

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

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

- 8           a.     the roadway has a posted speed limit of twenty-five (25) miles per hour
- 9                     or less,
- 10           b.     the roadway is located in an unincorporated area, and
- 11           c.     appropriate signage, cautioning motorists of the possibility of golf cart
- 12                     traffic, is erected by the board of county commissioners.

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

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

17           2. On public streets and highways if:

- 18           a.     the vehicle needs to make a direct crossing of the street or highway
- 19                     while the vehicle is traveling upon a regularly traveled trail and needs
- 20                     to continue travel from one area of the trail to another and, if the
- 21                     vehicle comes to a complete stop, yields the right-of-way to all
- 22                     oncoming traffic that constitutes an immediate hazard, and crosses the

- 1 street or highway at an angle of approximately ninety (90) degrees to  
2 the direction of the street or highway. This exception shall not apply  
3 to divided highways or streets or highways with a posted speed limit of  
4 more than thirty-five (35) miles per hour in the area of the crossing,  
5 b. the vehicle needs to travel on a public street or highway in order to  
6 cross a railroad track. In that event, the all-terrain vehicle may travel  
7 for not more than three hundred (300) feet on a public street or  
8 highway to cross a railroad track,  
9 c. the operator of the all-terrain vehicle making the crossing at a street or  
10 highway has a valid driver license, and  
11 d. the operator of the vehicle makes a crossing on a street or highway  
12 during daylight hours only;

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

- 15 a. the municipal governing body has adopted an ordinance governing the  
16 operation of golf carts or all-terrain vehicles on ~~city~~ streets and  
17 highways within the municipality, and  
18 b. operation occurs during daylight hours only.

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

20 COMMITTEE REPORT BY: COMMITTEE ON GENERAL GOVERNMENT AND  
21 TRANSPORTATION, dated 04-08-08 - DO PASS.