

1 **SENATE FLOOR VERSION**

2 April 2, 2012

3 As Amended

4 ENGROSSED HOUSE

5 BILL NO. 2683

6 By: Banz of the House

7 and

8 Fields of the Senate

9 [ motor vehicles - amending 47 O.S., Section 1-104 -  
10 definition of bicycles - effective date ]

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

12 SECTION 1. AMENDATORY 47 O.S. 2011, Section 1-104, is  
13 amended to read as follows:

14 Section 1-104. A. A bicycle is a device upon which any person  
15 or persons may ride, propelled solely by human power through a belt,  
16 chain, or gears, and having two or more wheels, excluding mopeds.

17 B. An electric-assisted bicycle is any bicycle with:

18 1. Two or three wheels; and

19 2. Fully operative pedals for human propulsion and equipped  
20 with an electric motor:

21 a. with a power output not to exceed one thousand (1,000)  
22 watts,

23 b. incapable of propelling the device at a speed of more  
24 than thirty (30) miles per hour on level ground, and

c. incapable of further increasing the speed of the

device when human power alone is used to propel the

1 device at a speed of thirty (30) miles per hour or  
2 more.

3 An electric-assisted bicycle shall meet the requirements of the  
4 Federal Motor Vehicle Safety Standards as set forth in federal  
5 regulations and shall operate in such a manner that the electric  
6 motor disengages or ceases to function when the brakes are applied.

7 C. A motorized bicycle is any bicycle having:

8 1. Fully operative pedals for propulsion by human power;

9 2. ~~An automatic transmission~~ A power drive system that  
10 functions directly or automatically without clutching or  
11 shifting by the operator after the drive system is engaged; and

12 3. A combustion engine with a piston or rotor displacement of  
13 ~~one hundred fifty (150 cu cm)~~ eighty (80 cu cm) cubic centimeters or  
14 less, regardless of the number of chambers in the engine, which is  
15 capable of propelling the bicycle at a maximum design speed of not  
16 more than ~~thirty (30)~~ thirty-five (35) miles per hour on level  
17 ground.

18 D. As used in this title, the term "bicycle" shall include  
19 tricycles, quadcycles, or similar human-powered devices, electric-  
20 assisted bicycles, and motorized bicycles unless otherwise  
21 specifically indicated.

22 SECTION 2. This act shall become effective November 1, 2012.

23 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY, dated 3-29-12 - DO  
24 PASS, As Amended.