

1 ENGROSSED HOUSE AMENDMENT
TO
2 ENGROSSED SENATE BILL NO. 184 By: Hicks of the Senate
3 and
4 Bush of the House
5
6

7 An Act relating to motor vehicles; amending Section
8 4, Chapter 43, O.S.L. 2019 (47 O.S. Supp. 2020,
9 Section 11-1209), which relates to electric-assisted
10 bicycles and operators; prohibiting operation of
11 electric-assisted bicycles over certain speed limit
12 on certain paths; providing exception to prohibition;
and providing an effective date.

13 AMENDMENT NO. 1. Delete the title, enacting clause and entire bill
14 and replace with:

15 "An Act relating to motor vehicles; amending Section
16 4, Chapter 43, O.S.L. 2019 (47 O.S. Supp. 2020,
17 Section 11-1209), which relates to electric-assisted
18 bicycles and operators; modifying classes of
19 electric-assisted bicycles allowed to be ridden on
certain paths; and providing an effective date.

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

21 SECTION 1. AMENDATORY Section 4, Chapter 43, O.S.L. 2019
22 (47 O.S. Supp. 2020, Section 11-1209), is amended to read as
23 follows:
24

1 Section 11-1209. A. Except as specifically provided in this
2 section, an electric-assisted bicycle or an operator of an electric-
3 assisted bicycle shall be afforded the rights and privileges and be
4 subject to all of the duties and provisions of this act.

5 B. An electric-assisted bicycle or a person operating an
6 electric-assisted bicycle is not subject to the Oklahoma statutory
7 provisions relating to financial responsibility, vehicle insurance,
8 driver licenses, vehicle registration or certificates of title.

9 C. On and after January 1, 2020, manufacturers and distributors
10 of electric-assisted bicycles shall apply a label that is
11 permanently affixed in a prominent location to each electric-
12 assisted bicycle. The label shall contain the classification
13 number, top assisted speed and motor wattage of the electric-
14 assisted bicycle, and it shall be printed in Arial font in at least
15 9-point type.

16 D. A person shall not tamper with or modify an electric-
17 assisted bicycle so as to change the motor-powered speed capability
18 or engagement of an electric-assisted bicycle, unless he or she
19 appropriately replaces the label indicating the classification
20 required in subsection C of this section.

21 E. An electric-assisted bicycle may be ridden where bicycles
22 are permitted to travel subject to the following provisions:

23 1. A Class 1 ~~electric-assisted bicycle or a~~, Class 2 or Class 3
24 electric-assisted bicycle may be ridden on bicycle or multiuse paths

1 where bicycles are permitted. However, the local authority or state
2 agency having jurisdiction over a bicycle or multiuse path may
3 prohibit the operation of a Class 1 ~~electric-assisted bicycle or,~~
4 Class 2 or Class 3 electric-assisted ~~bicycle~~ bicycles on that path.;
5 and

6 2. ~~A Class 3 electric-assisted bicycle shall not be ridden on a~~
7 ~~bicycle or multiuse path unless it is within or adjacent to a~~
8 ~~highway or roadway or unless the local authority or state agency~~
9 ~~having jurisdiction over the path permits that operation.~~

10 ~~3.~~ This subsection shall not apply to a trail designated as
11 nonmotorized if such trail has a natural surface tread made by
12 clearing and grading the native soil with no added surfacing
13 materials. A local authority or state agency may regulate the use
14 of electric-assisted bicycles or any class thereof on such trails
15 that are under its jurisdiction.

16 F. The use of Class 3 electric-assisted bicycles shall be
17 subject to the following provisions:

18 1. No person under sixteen (16) years of age may operate a
19 Class 3 electric-assisted bicycle. A person under sixteen (16)
20 years of age may ride as a passenger on a Class 3 electric-assisted
21 bicycle that is designed to accommodate passengers.

22 2. All Class 3 electric-assisted bicycles shall be equipped
23 with a speedometer that is capable of displaying the speed the
24 electric-assisted bicycle is traveling in miles per hour.

G. An electric-assisted bicycle shall be considered a motor vehicle to the extent required for compliance with 23 U.S.C., Section 154.

SECTION 2. This act shall become effective November 1, 2021."

Passed the House of Representatives the 15th day of April, 2021.

Presiding Officer of the House of
Representatives

Passed the Senate the _____ day of _____, 2021.

Presiding Officer of the Senate

1 ENGROSSED SENATE
2 BILL NO. 184

By: Hicks of the Senate

3 and

4 Bush of the House

5
6 An Act relating to motor vehicles; amending Section
7 4, Chapter 43, O.S.L. 2019 (47 O.S. Supp. 2020,
8 Section 11-1209), which relates to electric-assisted
9 bicycles and operators; prohibiting operation of
10 electric-assisted bicycles over certain speed limit
11 on certain paths; providing exception to prohibition;
12 and providing an effective date.

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

14 SECTION 3. AMENDATORY Section 4, Chapter 43, O.S.L. 2019
15 (47 O.S. Supp. 2020, Section 11-1209), is amended to read as
16 follows:

17 Section 11-1209. A. Except as specifically provided in this
18 section, an electric-assisted bicycle or an operator of an electric-
19 assisted bicycle shall be afforded the rights and privileges and be
20 subject to all of the duties and provisions of this act.

21 B. An electric-assisted bicycle or a person operating an
22 electric-assisted bicycle is not subject to the Oklahoma statutory
23 provisions relating to financial responsibility, vehicle insurance,
24 driver licenses, vehicle registration or certificates of title.

1 C. On and after January 1, 2020, manufacturers and distributors
2 of electric-assisted bicycles shall apply a label that is
3 permanently affixed in a prominent location to each electric-
4 assisted bicycle. The label shall contain the classification
5 number, top assisted speed and motor wattage of the electric-
6 assisted bicycle, and it shall be printed in Arial font in at least
7 9-point type.

8 D. A person shall not tamper with or modify an electric-
9 assisted bicycle so as to change the motor-powered speed capability
10 or engagement of an electric-assisted bicycle, unless he or she
11 appropriately replaces the label indicating the classification
12 required in subsection C of this section.

13 E. An electric-assisted bicycle may be ridden where bicycles
14 are permitted to travel subject to the following provisions:

15 1. A Class 1 ~~electric-assisted bicycle or a~~, Class 2 or Class 3
16 electric-assisted bicycle may be ridden on bicycle or multiuse paths
17 where bicycles are permitted. However, the local authority or state
18 agency having jurisdiction over a bicycle or multiuse path may
19 prohibit the operation of a Class 1 ~~electric-assisted bicycle or,~~
20 Class 2 or Class 3 electric-assisted ~~bicycle~~ bicycles on that path.

21 2. ~~A Class 3 electric-assisted bicycle shall not be ridden on a~~
22 ~~bicycle or multiuse path unless it is within or adjacent to a~~
23 ~~highway or roadway or unless the local authority or state agency~~
24 ~~having jurisdiction over the path permits that operation~~ No person

1 shall operate any class of electric-assisted bicycle at a speed
2 greater than 20 miles per hour except on a street, as defined in
3 Section 1-171 of this title, with a posted speed limit above twenty
4 (20) miles per hour.

5 3. This subsection shall not apply to a trail designated as
6 nonmotorized if such trail has a natural surface tread made by
7 clearing and grading the native soil with no added surfacing
8 materials. A local authority or state agency may regulate the use
9 of electric-assisted bicycles or any class thereof on such trails
10 that are under its jurisdiction.

11 F. The use of Class 3 electric-assisted bicycles shall be
12 subject to the following provisions:

13 1. No person under sixteen (16) years of age may operate a
14 Class 3 electric-assisted bicycle. A person under sixteen (16)
15 years of age may ride as a passenger on a Class 3 electric-assisted
16 bicycle that is designed to accommodate passengers.

17 2. All Class 3 electric-assisted bicycles shall be equipped
18 with a speedometer that is capable of displaying the speed the
19 electric-assisted bicycle is traveling in miles per hour.

20 G. An electric-assisted bicycle shall be considered a motor
21 vehicle to the extent required for compliance with 23 U.S.C.,
22 Section 154.

23 SECTION 4. This act shall become effective November 1, 2021.
24

1 Passed the Senate the 9th day of March, 2021.

2
3 _____
4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2021.

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8 _____
9 Presiding Officer of the House
10 of Representatives