

By: Armbrister

S.B. No. 1277

A BILL TO BE ENTITLED

AN ACT

relating to the regulation of electric personal assistive mobility devices.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter F, Chapter 502, Transportation Code, is amended by adding Section 502.2862 to read as follows:

Sec. 502.2862. ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICES. The owner of an electric personal assistive mobility device, as defined by Section 551.201, is not required to register the electric personal assistive mobility device.

SECTION 2. Section 541.201(11), Transportation Code, is amended to read as follows:

(11) "Motor vehicle" means a self-propelled vehicle or a vehicle that is propelled by electric power from overhead trolley wires. The term does not include an electric bicycle or an electric personal assistive mobility device, as defined by Section 551.201.

SECTION 3. Section 547.001(7), Transportation Code, is amended to read as follows:

(7) "Slow-moving vehicle" means:

(A) a motor vehicle designed to operate at a maximum speed of 25 miles per hour or less, not including an electric personal assistive mobility device, as defined by Section 551.201; or

(B) a vehicle, implement of husbandry, or

1 machinery, including road construction machinery, that is towed by:

- 2 (i) an animal; or
3 (ii) a motor vehicle designed to operate at
4 a maximum speed of 25 miles per hour or less.

5 SECTION 4. Section 551.001, Transportation Code, is amended
6 to read as follows:

7 Sec. 551.001. PERSONS AFFECTED. Except as provided by
8 Subchapter C, this [~~This~~] chapter applies only to a person
9 operating a bicycle on:

- 10 (1) a highway; or
11 (2) a path set aside for the exclusive operation of
12 bicycles.

13 SECTION 5. Chapter 551, Transportation Code, is amended by
14 adding Subchapter C to read as follows:

15 SUBCHAPTER C. ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICES

16 Sec. 551.201. DEFINITIONS. In this subchapter, "electric
17 personal assistive mobility device" means a two non-tandem wheeled
18 device designed for transporting one person that is:

- 19 (1) self-balancing; and
20 (2) propelled by an electric propulsion system with an
21 average power of 750 watts or one horsepower.

22 Sec. 551.202. OPERATION ON ROADWAY. (a) A person may
23 operate an electric personal assistive mobility device on a roadway
24 with a speed limit of 35 miles per hour or less.

25 (b) A person may not operate an electric personal assistive
26 mobility device on a roadway with a speed limit of more than 35
27 miles per hour unless the person operates the device on a part of

1 the roadway set aside for the exclusive operation of bicycles.

2 (c) A person may not operate an electric personal assistive
3 mobility device on a roadway where the operation of bicycles is
4 prohibited.

5 (d) A person may operate an electric personal assistive
6 mobility device on a path set aside for the exclusive operation of
7 bicycles.

8 (e) Except as otherwise provided by this section,
9 provisions of this title applicable to the operation of bicycles
10 apply to the operation of electric personal assistive mobility
11 devices.

12 Sec. 551.203. SIDEWALKS. A person may operate an electric
13 personal assistive mobility device on a sidewalk.

14 SECTION 6. Section 601.002(5), Transportation Code, is
15 amended to read as follows:

16 (5) "Motor vehicle" means a self-propelled vehicle
17 designed for use on a highway, a trailer or semitrailer designed for
18 use with a self-propelled vehicle, or a vehicle propelled by
19 electric power from overhead wires and not operated on rails. The
20 term does not include:

- 21 (A) a traction engine;
- 22 (B) a road roller or grader;
- 23 (C) a tractor crane;
- 24 (D) a power shovel;
- 25 (E) a well driller; ~~or~~
- 26 (F) an implement of husbandry; or
- 27 (G) an electric personal assistive mobility

1 device, as defined by Section 551.201.

2 SECTION 7. This Act takes effect September 1, 2003.