

Amend CSHB 2702 by adding the following appropriately numbered sections to the bill and renumbering existing sections accordingly:

SECTION ____ . Section 551.301, Transportation Code, is amended by amending Subdivision (2) and adding Subdivision (3) to read as follows:

(2) "Motor assisted scooter":

(A) means a self-propelled device with:

(i) [~~(A)~~] at least two wheels in contact with the ground during operation;

(ii) [~~(B)~~] a braking system capable of stopping the device under typical operating conditions;

(iii) [~~(C)~~] a gas or electric motor not exceeding 40 cubic centimeters;

(iv) [~~(D)~~] a deck designed to allow a person to stand or sit while operating the device; and

(v) [~~(E)~~] the ability to be propelled by human power alone; and

(B) does not include a pocket bike or minimotorbike.

(3) "Pocket bike or minimotorbike" means a self-propelled vehicle that is equipped with an electric motor or internal combustion engine having a piston displacement of less than 50 cubic centimeters, is designed to propel itself with not more than two wheels in contact with the ground, has a seat or saddle for the use of the operator, is not designed for use on a highway, and is ineligible for a certificate of title under Chapter 501. The term does not include:

(A) a moped or motorcycle;

(B) an electric bicycle or motor-driven cycle, as defined by Section 541.201;

(C) a motorized mobility device, as defined by Section 542.009;

(D) an electric personal assistive mobility device, as defined by Section 551.201; or

(E) a neighborhood electric vehicle.

SECTION ____ . Subchapter D, Chapter 551, Transportation Code,

is amended by adding Section 551.304 to read as follows:

Sec. 551.304. APPLICATION OF SUBCHAPTER TO POCKET BIKE OR MINIMOTORBIKE. This subchapter may not be construed to authorize the operation of a pocket bike or minimotorbike on any:

(1) highway, road, or street;

(2) path set aside for the exclusive operation of bicycles; or

(3) sidewalk.