

By: Buckley

H.B. No. 2291

A BILL TO BE ENTITLED

AN ACT

relating to the operation of a gas-powered bicycle.

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

SECTION 1. Section 502.143, Transportation Code, is amended to read as follows:

Sec. 502.143. OTHER VEHICLES. An owner may not register the following vehicles for operation on a public highway:

- (1) power sweepers;
- (2) motorized mobility devices;
- (3) electric personal assistive mobility devices;
- ~~and~~
- (4) electric bicycles; and
- (5) gas-powered bicycles, as defined by Section

541.201.

SECTION 2. Section 521.225, Transportation Code, is amended by adding Subsection (e) to read as follows:

(e) For the purposes of this section, a gas-powered bicycle, as defined by Section 541.201, is not a moped.

SECTION 3. Section 541.201, Transportation Code, is amended by adding Subdivision (4-a) and amending Subdivisions (8) and (11) to read as follows:

(4-a) "Gas-powered bicycle" means a bicycle that:

(A) is designed to be propelled by a gas motor, exclusively or in combination with the application of human power;

1 (B) cannot attain a speed of more than 20 miles
2 per hour without the application of human power; and

3 (C) does not exceed 100 pounds.

4 (8) "Moped" means a motor-driven cycle that cannot
5 attain a speed in one mile of more than 30 miles per hour, has an
6 ~~[and the]~~ engine that ~~[of which:~~

7 ~~[(A)]~~ cannot produce more than two-brake
8 horsepower, [+] and

9 ~~[(B)]~~ if the engine is an internal combustion
10 engine, has a piston displacement of 50 cubic centimeters or less
11 and connects to a power drive system that does not require the
12 operator to shift gears. The term does not include a gas-powered
13 bicycle.

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

19 SECTION 4. Section 551.002, Transportation Code, is amended
20 to read as follows:

21 Sec. 551.002. MOPED, ~~[AND]~~ ELECTRIC BICYCLE, AND
22 GAS-POWERED BICYCLE INCLUDED. A provision of this subtitle
23 applicable to a bicycle also applies to:

24 (1) a moped, other than a provision that by its nature
25 cannot apply to a moped; ~~[and]~~

26 (2) an electric bicycle, other than a provision that
27 by its nature cannot apply to an electric bicycle; and

1 (3) a gas-powered bicycle, other than a provision that
2 by its nature cannot apply to a gas-powered bicycle.

3 SECTION 5. Section 551.351(2), Transportation Code, is
4 amended to read as follows:

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

13 (A) a moped or motorcycle;

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

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

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

20 (E) a neighborhood electric vehicle, as defined
21 by Section 551.301.

22 SECTION 6. This Act takes effect September 1, 2019.