

2016 Regular Session

SENATE BILL NO. 50

BY SENATOR GARY SMITH

MOTOR VEHICLES. Amends definition of autocycle applicable to operator's helmet exemption and driver's license endorsement requirement. (8/1/16)

1 AN ACT

2 To amend and reenact R.S. 32:1(1.1), 190(D), 401(2), and 408(C)(3), relative to autocycles;  
3 to amend the definition of autocycle applicable to operators and passengers for a  
4 helmet exemption; to amend the definition of autocycle applicable for an exemption  
5 for certain driver's license endorsements for operators; and to provide for related  
6 matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 32:1(1.1), 190(D), 401(2), and 408(C)(3) are hereby amended and  
9 reenacted to read as follows:

10 §1. Definitions

11 When used in this Chapter, the following words and phrases have the  
12 meanings ascribed to them in this Section, unless the context clearly indicates a  
13 different meaning:

14 \* \* \*

15 (1.1)(a) "Autocycle" means ~~an enclosed motorcycle that is equipped with~~  
16 ~~safety belts, rollbar or roll cage, windshield wipers, steering wheel, and equipment~~  
17 ~~otherwise required on a motorcycle and that has no more than three wheels in contact~~

1       with the roadway at any one time a three-wheeled motorcycle on which the driver  
 2       and all passengers ride in either a completely enclosed seating area or in a side-  
 3       by-side seating area that is equipped with a rollbar or roll cage, safety belts for  
 4       all occupants, and is designed to be controlled with a steering wheel and pedals.

5               (b) For purposes of this Paragraph, "rollbar" or "roll cage" shall mean a  
 6       hardtop enclosure protecting occupants from the elements supports that will support  
 7       bear the vehicle's weight and is are so designed as to protect the occupants when the  
 8       vehicle is resting on ~~this enclosure~~ the supports.

9   \*       \*       \*

10       §190. Safety helmets

11   \*       \*       \*

12               D. This Section does not apply to a person operating or riding in an auticycle  
 13       if the vehicle is equipped with a roof supports that ~~meets meet~~ or ~~exceeds exceed~~  
 14       the standards for a safety helmet or a rollbar or roll cage. As used in this  
 15       Subsection, "rollbar" or "roll cage" shall mean a ~~hardtop enclosure protecting~~  
 16       ~~occupants from the elements~~ supports that will support ~~bear~~ the vehicle's weight  
 17       and is are so designed as to protect the occupants when the vehicle is resting on ~~this~~  
 18       ~~enclosure~~ the supports.

19   \*       \*       \*

20       §401. Definitions

21               The following words and phrases when used in this Chapter shall have the  
 22       meaning herein assigned unless the context clearly indicates otherwise:

23   \*       \*       \*

24               (2)(a) "Auticycle" means a three-wheeled motorcycle on which the driver  
 25       and all passengers ride in either a completely enclosed seating area or in a side-by-  
 26       side seating area that is equipped with a rollbar or roll cage, safety belts for all  
 27       occupants, ~~airbag protection, antilock brakes,~~ and is designed to be controlled with  
 28       a steering wheel and pedals.

29               (b) For purposes of this Paragraph, "rollbar" or "roll cage" shall mean a



that will bear the vehicle's weight and is so designed as to protect the occupants when the vehicle is resting on this support.

Present law exempts operators of autocycles with certain features from requirement to obtain a special endorsement on their driver's license.

Proposed law changes definition of "autocycle" in the context of an autocycle for which a special endorsement exemption applies to change seating area from a "completely enclosed" to a "side-by-side" seating area and to remove from the definition requirements for "airbag protection" and "antilock brakes".

Proposed law further changes the definition of "roll cage" as used in the definition of "autocycle" to mean a support that will bear the vehicle's weight and is so designed as to protect the occupants when the vehicle is resting on this support.

Effective August 1, 2016.

(Amends R.S. 32:1(1.1), 190(D), 401(2) and 408(C)(3))

#### Summary of Amendments Adopted by Senate

##### Senate Floor Amendments to engrossed bill

1. Makes Legislative Bureau amendment.
2. Changes definition of "autocycle".