

1 **SENATE FLOOR VERSION**

2 February 23, 2021

3 SENATE BILL NO. 184

By: Hicks

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

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1 COMMITTEE REPORT BY: COMMITTEE ON TRANSPORTATION
February 23, 2021 - DO PASS

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