

ORIGINAL HOUSE
BILL NO. HB0086

ENROLLED ACT NO. 25, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

AN ACT relating to motor vehicles; authorizing the licensing and registration of specified off-road vehicles; amending vehicle equipment requirements as specified; amending limitations on the use of specified off-road recreational vehicles on public roadways; making conforming amendments; and providing for an effective date.

Be It Enacted by the Legislature of the State of Wyoming:

Section 1. W.S. 31-2-232 is created to read:

31-2-232. Specified off-road vehicle licensing and registration.

(a) Off-road recreational vehicles as defined by W.S. 31-1-101(a)(xv)(K)(II) may be registered and licensed pursuant to this section.

(b) Before the owner of an off-road recreational vehicle as defined by W.S. 31-1-101(a)(xv)(K)(II) may operate the vehicle upon any public road, except pursuant to W.S. 31-5-1601(a) through (c), the owner shall register the vehicle by submitting an application to the county treasurer indicating:

(i) The owner wishes to operate the vehicle upon public roadways in Wyoming;

(ii) The vehicle is owned and operated primarily for the purposes of off-road recreational use or other related activities and will not be used primarily for general transportation upon public roadways;

(iii) The vehicle is titled in Wyoming;

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ENROLLED ACT NO. 25, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

(iv) The applicant has certified on a form created by the department that the vehicle has the equipment required by W.S. 31-5-912(b), 31-5-913(a) and (b), 31-5-914, 31-5-915(a), 31-5-917, 31-5-952, 31-5-953, 31-5-954(a), 31-5-956 and 31-5-1601(a)(iv) and (v)(B).

(c) Upon receipt of an approved application and payment of fees the county treasurer shall issue to the applicant a certificate of registration together with one (1) license plate or validation sticker. The registration fee for off-road recreational vehicles shall be the same rate as for motorcycles. The registration expires upon transfer of ownership of the vehicle. License plates on the off-road recreational vehicle shall be displayed in accordance with W.S. 31-2-205.

Section 2. W.S. 31-1-101(a)(xv)(K)(II), 31-2-205(a)(i)(A) by creating a new subdivision (IX), 31-2-224(b), 31-5-124(a)(ii), by creating a new paragraph (iii) and by creating a new subsection (c), 31-5-901(c), 31-5-912(b), 31-5-913(a), 31-5-914, 31-5-915(a), 31-5-952(e), 31-5-953(c), 31-5-954(a), 31-5-956(h) and 31-5-1601 by creating new subsections (d) and (e) are amended to read:

31-1-101. Definitions.

(a) Except as otherwise provided, as used in this act:

(xv) "Motor vehicle" means every vehicle which is self-propelled except vehicles moved solely by human power, electric bicycles or motorized skateboards. The term includes the following vehicles as hereafter defined:

ORIGINAL HOUSE
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ENROLLED ACT NO. 25, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

(K) "Off-road recreational vehicle" means:

(II) Any ~~unlicensed~~ motorcycle ~~which not required by law to be licensed that~~ has an unladen weight of six hundred (600) pounds or less, ~~and~~ is designed to be ridden off-road with the operator astride upon a seat or saddle and travels on two (2) tires; and

31-2-205. Display of license plates.

(a) License plates for vehicles shall be:

(i) Conspicuously displayed and securely fastened to be plainly visible:

(A) One (1) on the front of the vehicle, excluding the following:

(IX) Off-road recreational vehicles as defined by W.S. 31-1-101(a)(xv)(K)(II) that are registered pursuant to W.S. 31-2-232.

31-2-224. Registration exemptions.

(b) Off-road recreational vehicles ~~shall~~ are not ~~required to~~ be registered. Off-road recreational vehicles as defined by W.S. 31-1-101(a)(xv)(K)(II) shall be registered as provided by W.S. 31-2-232 if they are to be operated on public roadways.

31-5-124. Off-road recreational vehicles; multipurpose vehicles; limitation on use; equipment.

ORIGINAL HOUSE
BILL NO. HB0086

ENROLLED ACT NO. 25, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

(a) No person shall operate an off-road recreational vehicle as defined in W.S. 31-1-101(a)(xv)(K) upon public streets or highways except:

(ii) For operation of a vehicle in accordance with the provisions of W.S. 31-5-1601~~i~~;

(iii) For off-road recreational vehicles as defined by W.S. 31-1-101(a)(xv)(K)(II) that are registered pursuant to W.S. 31-2-232.

(c) Off-road recreational vehicles shall not be operated on interstate highways.

31-5-901. General requirements; applicability of provisions.

(c) The provisions of W.S. 31-5-901 through 31-5-970 and regulations of the superintendent with respect to equipment required on vehicles shall not apply to vehicles moved solely by human power, motorcycles, autocycles, motor-driven cycles, mopeds, electric bicycles, multipurpose vehicles, off-road recreational vehicles as defined by W.S. 31-1-101(a)(xv)(K)(II), implements of husbandry, highway construction machinery or farm tractors except as specifically made applicable.

31-5-912. Head lamps.

(b) A motorcycle, motor-driven cycle, multipurpose vehicle which is fifty (50) inches or less in width, ~~or~~ moped or off-road recreational vehicle as defined by W.S. 31-1-101(a)(xv)(K)(II) that is registered pursuant to W.S. 31-2-232 shall be equipped with at least one (1) head lamp

ORIGINAL HOUSE
BILL NO. HB0086

ENROLLED ACT NO. 25, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

which shall comply with the regulations of the superintendent.

31-5-913. Tail lamps.

(a) A motor vehicle, multipurpose vehicle which is greater than fifty (50) inches in width, trailer, semitrailer, pole trailer or any other vehicle which is being drawn at the end of a combination of vehicles, shall be equipped with at least two (2) tail lamps mounted on the rear, which shall comply with the regulations of the superintendent. The superintendent may by regulation allow one (1) tail lamp on any vehicle equipped with only one (1) when it was made. A motorcycle, motor-driven cycle, multipurpose vehicle which is fifty (50) inches or less in width, auticycle, ~~or~~-moped or off-road recreational vehicle as defined by W.S. 31-1-101(a)(xv)(K)(II) that is registered pursuant to W.S. 31-2-232 shall be equipped with at least one (1) tail lamp which shall comply with the regulations of the superintendent.

31-5-914. Rear reflectors.

Every motor vehicle, multipurpose vehicle which is greater than fifty (50) inches in width, trailer, semitrailer, pole trailer or other vehicle which is being drawn at the end of a combination of vehicles shall carry on the rear, either as a part of the tail lamps or separately, two (2) or more red reflectors complying with the regulations of the superintendent. Motorcycles, motor-driven cycles, multipurpose vehicles which are fifty (50) inches or less in width, auticycles, ~~or~~-mopeds or off-road recreational vehicles as defined by W.S. 31-1-101(a)(xv)(K)(II) that are registered pursuant to W.S. 31-2-232 shall carry on the

ORIGINAL HOUSE
BILL NO. HB0086

ENROLLED ACT NO. 25, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

rear at least one (1) red reflector complying with the regulations of the superintendent.

31-5-915. Stop lamps; electric turn signal lamps.

(a) Every motor vehicle, multipurpose vehicle which is greater than fifty (50) inches in width, trailer, semitrailer, pole trailer or other vehicle which is being drawn at the end of a combination of vehicles shall be equipped with two (2) or more stop lamps complying with the regulations of the superintendent. Every motorcycle, motor-driven cycle, multipurpose vehicle which is fifty (50) inches or less in width, autocycle, ~~or~~ moped or off-road recreational vehicle as defined by W.S. 31-1-101(a)(xv)(K)(II) that is registered pursuant to W.S. 31-2-232 shall be equipped with at least one (1) stop lamp complying with the regulations of the superintendent. The superintendent may by regulation allow one (1) stop lamp on any vehicle equipped with only one (1) when it was made.

31-5-952. Horns and warning devices.

(e) This section applies to motorcycles, motor-driven cycles, multipurpose vehicles, and ~~mopeds~~ and off-road recreational vehicles as defined by W.S. 31-1-101(a)(xv)(K)(II) that are registered pursuant to W.S. 31-2-232.

31-5-953. Mufflers.

(c) This section applies to motorcycles, motor-driven cycles, multipurpose vehicles, and ~~mopeds~~ and off-road recreational vehicle as defined by W.S. 31-1-101(a)(xv)(K)(II) that is registered pursuant to W.S. 31-2-232.

ORIGINAL HOUSE
BILL NO. HB0086

ENROLLED ACT NO. 25, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

31-5-954. Mirrors.

(a) On or before January 1, 1986, every motor vehicle including motorcycles, motor-driven cycles, multipurpose vehicles, ~~and~~ mopeds and off-road recreational vehicles as defined by W.S. 31-1-101(a)(xv)(K)(II) that are registered pursuant to W.S. 31-2-232 shall be equipped with a mirror mounted on the left side of the vehicle and so located as to reflect to the driver a view of the highway to the rear of the vehicle.

31-5-956. Tires; restriction of travel under hazardous conditions; penalties.

(h) This section applies to motorcycles, motor-driven cycles, multipurpose vehicles, ~~and~~ mopeds and off-road recreational vehicles as defined by W.S. 31-1-101(a)(xv)(K)(II) that are registered pursuant to W.S. 31-2-232.

31-5-1601. Operation on highways.

(d) Off-road recreational vehicles as defined by W.S. 31-1-101(a)(xv)(K)(II) that are registered pursuant to W.S. 31-2-232 may be operated upon any open public road rights-of-way, streets, roads or highways within Wyoming, notwithstanding the designation of the public road right-of-way, street, road or highway as a Wyoming off-road recreational vehicle trail pursuant to W.S. 31-2-701 through 31-2-707.

(e) Off-road recreational vehicles shall not be operated on interstate highways.

ORIGINAL HOUSE
BILL NO. HB0086

ENROLLED ACT NO. 25, HOUSE OF REPRESENTATIVES

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2021 GENERAL SESSION

Section 3. The department of transportation shall create or utilize an existing certification form to provide to applicants in order to certify the equipment requirements imposed by this act.

Section 4. This act is effective July 1, 2021.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the House.

Chief Clerk