

**ACT No. 551**

Regular Session, 2004

HOUSE BILL NO. 1292

BY REPRESENTATIVE PINAC

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AN ACT

To amend and reenact R.S. 32:771(1) and (15) and to enact R.S. 32:300.2, relative to motorcycles and all-terrain vehicles; to revise the definition of all-terrain vehicle; to provide that the term "motorcycle" shall not include electric-powered scooters; to provide relative to electric personal assistive mobility devices; to provide relative to the operation of such devices; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 32:771(1) and (15) are hereby amended and reenacted and R.S. 32:300.2 is hereby enacted to read as follows:

§300.2. Electric personal assistive mobility devices; operation; exceptions

A. Electric personal assistive mobility devices shall be authorized to operate on sidewalks, bicycle paths, and highways with posted speed limits of thirty-five miles per hour or less, except that any parish or municipal governing authority may limit or prohibit the operation of such devices on any sidewalk, bicycle path or highway under its jurisdiction.

B. For purposes of this Section, the term "electric personal assistive mobility device" shall mean a self-balancing two, non-tandem wheeled device designed to transport only one person at a time, with an electric propulsion system which limits the maximum speed of the device to not more than fifteen miles per hour. An electric personal assistive mobility device shall not be considered a motor scooter, an electric scooter, a vehicle, or a motor vehicle.

\* \* \*

1 §771. Definitions

2 As used in this Chapter:

3 (1) "All-terrain vehicle" commonly referred to as "ATV" means any vehicle  
4 with three or more low pressure flotation-type tires ~~with a seat which is designed to~~  
5 ~~be straddled by the operator~~ designed by the manufacturer or any vehicle altered to  
6 be used as an off-road recreational vehicle. "All-terrain vehicle" shall also include  
7 all-terrain vehicle trailers.

8 \* \* \*

9 (15) "Motorcycle" means a motor vehicle having a seat or saddle for the use  
10 of the rider and designed to travel on not more than three wheels in contact with the  
11 ground, but excluding a tractor and electric-powered scooters.

12 \* \* \*

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_