

Stricken language would be deleted from and underlined language would be added to present law.  
Act 689 of the Regular Session

State of Arkansas  
91st General Assembly  
Regular Session, 2017

As Engrossed: S2/28/17 S3/2/17  
**A Bill**

SENATE BILL 365

By: Senators B. Sample, *Standridge*

**For An Act To Be Entitled**

AN ACT TO AMEND THE LAW CONCERNING AUTOCYCLES; TO  
INCLUDE AUTOCYCLES THAT OPERATE ON MOTOR FUEL; AND  
FOR OTHER PURPOSES.

**Subtitle**

TO AMEND THE LAW CONCERNING AUTOCYCLES;  
AND TO INCLUDE AUTOCYCLES THAT OPERATE ON  
MOTOR FUEL.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 27-20-119 is repealed.

~~27-20-119. Autocycles.~~

~~The requirements and regulation of autocycles shall be as provided  
under the Electric Auto-cycle Act, § 27-20-301 et seq.~~

SECTION 2. Arkansas Code § 27-20-301 is amended to read as follows:

27-20-301. Title.

This subchapter shall be known and may be cited as the "~~Electric~~  
Auto-cycle Act".

SECTION 3. Arkansas Code § 27-20-303 is amended to read as follows:

~~27-20-303. Definitions~~ Definition - Regulations.

~~As used in this subchapter:~~

~~(1)(A) "Auto-cycle" means a motorized cycle that exclusively uses  
a motor operated by electricity, is a zero-emission vehicle, and is:~~

~~(i) At least sixty inches (60") in width;~~



~~(ii) Not more than one hundred thirty five inches (135") in length;~~

~~(iii) At least one thousand pounds (1,000 lbs.) in unladen weight;~~

~~(iv) Equipped with:~~

(a) As used in this subchapter, "autocycle" means a motorcycle as defined in § 27-49-219(c) that is equipped with:

~~(a)(1) Three (3) low pressure tires;~~

~~(b)(2) A steering wheel;~~

~~(c)(3) Seating for at least one (1) person but not more than four (4) persons Seating that does not require the operator to straddle or sit astride the seat;~~

~~(d) A fully enclosed metal or metal reinforced cab with glass and mirrors that complies with § 27-37-301 et seq. regarding safety glass and mirrors;~~

~~(e) Doors with functioning handle locks that are similar to the handle locks on motor vehicles;~~

~~(f)(4) Headlights as required under § 27-20-104(d)(1) § 27-20-104(a)(1);~~

~~(g)(5) Tail lamps as required under § 27-20-104(d)(3) § 27-20-104(a)(3);~~

~~(h)(6) Brakes as required under § 27-20-104(d)(4) § 27-20-104(a)(4);~~

~~(i)(7) A working horn as required under § 27-20-104(d)(5) § 27-20-104(a)(5); and~~

~~(j)(8) Signal lamps as provided under § 27-36-216; and~~

~~(k) Seat belts as provided under § 27-37-701 et seq.~~

~~(B)(b) An autocycle that is operated by electricity shall not be required to have a muffler because it is a zero emission electric vehicle.~~

~~(C) An autocycle may be equipped with a bed or cargo box for hauling materials.~~

~~(D)(c) An autocycle is a motor vehicle for the purposes of minimum insurance liability under the Motor Vehicle Safety Responsibility Act, § 27-19-101 et seq., and § 27-22-101 et seq.~~

~~§(d) An autocycle is not an all-terrain vehicle under § 27-20-201 et seq. and or § 27-21-101 et seq., and~~

~~(2) "Low pressure tire" means a pneumatic tire that conforms to the manufacturer's specifications for the autocycle and is comparable to the tires used on other motor vehicles.~~

SECTION 4. Arkansas Code § 27-20-306(c)-(e), concerning passenger and operation requirements, is amended to read as follows:

(c) Unless an autocycle is equipped with a fully-enclosed metal or metal-reinforced cab with glass and mirrors that complies with § 27-37-301 et seq. regarding safety glass and mirrors, An the operator of or passenger in an autocycle is not required to shall comply with § 27-20-104(b) requiring:

- (1) Protective headgear; ~~or~~ and
- (2) Protective glasses, goggles, or transparent face shields.

(d)(1) An operator of the autocycle shall have ~~not no~~ more ~~than three~~ ~~(3)~~ passengers in than the autocycle number of seats provided by the manufacturer of the autocycle.

(2) The requirements of § 27-20-110 shall not apply to autocycles.

~~(e)(1) A child may be a passenger in an autocycle, and § 27-20-118 shall not apply to autocycles.~~

~~(2) If applicable because of the child's age or weight, the child shall be restrained as provided under the Child Passenger Protection Act, § 27-34-101 et seq.~~

A child may be a passenger in an autocycle if the autocycle is equipped with a fully-enclosed metal or metal-reinforced cab with glass and mirrors that complies with § 27-37-301 et seq. regarding safety glass and mirrors.

(f) Section 27-20-118 shall apply to autocycles.

SECTION 5. Arkansas Code § 27-20-307 is amended to read as follows:  
27-20-307. Operation limitations.

~~(a) An autocycle shall not be operated on an interstate highway.~~

~~(b) An autocycle shall not be operated on a road or highway if:~~

- ~~(1) The operation of autocycles or motoreycles is prohibited;~~
- ~~(2) The road is a controlled access highway;~~
- ~~(3) The posted speed limit is more than fifty five (55) miles~~

~~per hour; or~~

~~(4) The autocycle cannot maintain a speed equal to the posted speed limit.~~

An autocycle that is operated by electricity shall not be operated on:

(1) An interstate highway; or

(2) A road or highway if:

(A) The operation of autocycles or motorcycles is prohibited;

(B) The road is a controlled-access highway;

(C) The posted speed limit is more than fifty-five miles per hour (55 m.p.h.); or

(D) The autocycle cannot maintain a speed equal to the posted speed limit.

*SECTION 6. Arkansas Code § 27-49-219(c), concerning the definition of "motorcycle", is amended to read as follows:*

*(c)(1) "Motorcycle" means ~~every~~ a motor vehicle having a seat or saddle for the use of the rider and designed to travel on not more than three (3) wheels in contact with the ground ~~but excluding a tractor.~~*

*(2) "Motorcycle" includes an autocycle as defined in § 27-20-303.*

*(3) "Motorcycle" does not include a tractor.*

*/s/B. Sample*

**APPROVED: 03/27/2017**