

Stricken language would be deleted from and underlined language would be added to present law.

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 Arkansas Code § 27-20-119 is repealed.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~~  
Autocycle 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) "Autocycle" 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*