

6260

I N S E N A T E

(PREFILED)

January 6, 2016

Introduced by Sen. PERALTA -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to exempting hoverboards from the definition of "motor vehicle"

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. The vehicle and traffic law is amended by adding a new
2 section 119-c to read as follows:

3 S 119-C. HOVERBOARD. EVERY SELF-BALANCING DEVICE, HAVING TWO OR MORE
4 WHEELS ON A SINGLE AXLE AND NOT EXCEEDING TWENTY INCHES IN HEIGHT,
5 DESIGNED TO TRANSPORT ONE PERSON BY MEANS OF AN ELECTRIC PROPULSION
6 SYSTEM AND HAVING A MAXIMUM SPEED, WHEN PROPELLED SOLELY BY ITS ELECTRIC
7 PROPULSION SYSTEM, NOT IN EXCESS OF TWENTY MILES AN HOUR.

8 S 2. Section 125 of the vehicle and traffic law, as amended by chapter
9 365 of the laws of 2008, is amended to read as follows:

10 S 125. Motor vehicles. Every vehicle operated or driven upon a public
11 highway which is propelled by any power other than muscular power,
12 except (a) electrically-driven mobility assistance devices operated or
13 driven by a person with a disability, (a-1) electric personal assistive
14 mobility devices operated outside a city with a population of one
15 million or more, (b) vehicles which run only upon rails or tracks, (c)
16 snowmobiles as defined in article forty-seven of this chapter, [and] (d)
17 all terrain vehicles as defined in article forty-eight-B of this
18 chapter, AND (E) HOVERBOARDS. For the purposes of title four of this
19 chapter, the term motor vehicle shall exclude fire and police vehicles
20 other than ambulances. For the purposes of titles four and five of this
21 chapter the term motor vehicles shall exclude farm type tractors and all
22 terrain type vehicles used exclusively for agricultural purposes, or for
23 snow plowing, other than for hire, farm equipment, including self-pro-
24 pelled machines used exclusively in growing, harvesting or handling farm
25 produce, and self-propelled caterpillar or crawler-type equipment while
26 being operated on the contract site.

27 S 3. This act shall take effect on the thirtieth day after it shall
28 have become a law.

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets
[] is old law to be omitted.

LBD13288-01-5