

House Proposal of Amendment

S. 66

An act relating to electric bicycles.

The House proposes to the Senate to amend the bill as follows:

First: In Sec. 1, 23 V.S.A. § 4(18)(A), by inserting “motor-assisted bicycles,” preceding the words “electric bicycles”

Second: In Sec. 2, 23 V.S.A. § 4(21), by inserting “motor-assisted bicycles,” preceding the words “electric bicycles”

Third: In Sec. 5, 23 V.S.A. § 4(81), by inserting the words “a motor-assisted bicycle or” preceding the words “an electric bicycle”

Fourth: In Sec. 8, 23 V.S.A. § 3501(1), in the last sentence, by striking out the words “or electric bicycle” and inserting in lieu thereof “, a motor-assisted bicycle, or an electric bicycle”

Fifth: In Sec. 9, 23 V.S.A. § 3801(1), by inserting “, motor-assisted bicycles,” preceding the words “or electric bicycles”

Sixth: By striking out Sec. 3, 23 V.S.A. § 4(45), in its entirety and inserting a new Sec. 3 to read as follows:

Sec. 3. 23 V.S.A. § 4(45) is amended to read:

(45)(A) “Motor-driven cycle” means any vehicle equipped with two or three wheels, a power source providing up to a maximum of two brake horsepower and having a maximum piston or rotor displacement of 50 cubic centimeters if a combustion engine is used, which will propel the vehicle, unassisted, at a speed not to exceed 30 miles per hour on a level road surface, and which is equipped with a power drive system that functions directly or automatically only, not requiring clutching or shifting by the operator after the drive system is engaged. As motor vehicles, motor-driven cycles shall be subject to the purchase and use tax imposed under 32 V.S.A. chapter 219 rather than to a general sales tax. ~~Neither an electric~~ Electric personal assistive mobility ~~device nor a devices,~~ motor-assisted bicycle is a bicycles, and electric bicycles are not motor-driven eyele cycles.

(B)(i) “Motor-assisted bicycle” means any bicycle or tricycle with fully operable pedals and equipped with a motor that in itself is capable of producing a top speed of not more than 20 miles per hour on a paved level surface when ridden by an operator who weighs 170 pounds and either:

(I) has an internal combustion motor with a power output of not more than 1,000 watts or 1.3 horsepower; and or

~~(II) in itself is capable of producing a top speed of no more than 20 miles per hour on a paved level surface when ridden by an operator who weighs 170 pounds has an electric motor with a power output of not more than 1,000 watts and does not meet the requirements of one of the three classes in subdivisions (46)(A)(i)–(iii) of this section.~~

(ii) Motor-assisted bicycles shall be regulated in accordance with section 1136 of this title.

(iii) Electric bicycles, as defined in subdivision (46) of this section, are not motor-assisted bicycles, as defined in subdivision (45) of this section.