

SSB 6346 - H COMM AMD
By Committee on Transportation

ADOPTED 03/03/2010

1 Strike everything after the enacting clause and insert the
2 following:

3 "Sec. 1. RCW 46.04.295 and 2007 c 510 s 2 are each amended to read
4 as follows:

5 "Medium-speed electric vehicle" means a self-propelled,
6 electrically powered four-wheeled motor vehicle, equipped with a roll
7 cage or crush-proof body design, whose speed attainable in one mile is
8 more than (~~thirty~~) twenty-five miles per hour but not more than
9 thirty-five miles per hour and otherwise meets or exceeds the federal
10 regulations set forth in 49 C.F.R. Sec. 571.500.

11 "Sec. 2. RCW 46.61.723 and 2007 c 510 s 3 are each amended to read
12 as follows:

13 (1) Except as provided in subsection (3) of this section, a person
14 may operate a medium-speed electric vehicle upon a highway of this
15 state having a speed limit of thirty-five miles per hour or less, or
16 forty-five miles per hour or less as provided in subsection (4) of this
17 section, if:

18 (a) The person does not operate a medium-speed electric vehicle
19 upon state highways that are listed in chapter 47.17 RCW;

20 (b) The person does not operate a medium-speed electric vehicle
21 upon a highway of this state without first having obtained and having
22 in full force and effect a current and proper vehicle license and
23 display vehicle license number plates in compliance with chapter 46.16
24 RCW. The department must track medium-speed electric vehicles in a
25 separate registration category for reporting purposes;

26 (c) The person does not operate a medium-speed electric vehicle
27 upon a highway of this state without first obtaining a valid driver's
28 license issued to Washington residents in compliance with chapter 46.20
29 RCW;

1 (d) The person does not operate a medium-speed electric vehicle
2 subject to registration under chapter 46.16 RCW on a highway of this
3 state unless the person is insured under a motor vehicle liability
4 policy in compliance with chapter 46.30 RCW; and

5 (e) The person operating a medium-speed electric vehicle does not
6 cross a roadway with a speed limit in excess of thirty-five miles per
7 hour, or forty-five miles per hour as provided in subsection (4) of
8 this section, unless the crossing begins and ends on a roadway with a
9 speed limit of thirty-five miles per hour or less, or forty-five miles
10 per hour or less as provided in subsection (4) of this section, and
11 occurs at an intersection of approximately ninety degrees, except that
12 the operator of a medium-speed electric vehicle must not cross an
13 uncontrolled intersection of streets and highways that are part of the
14 state highway system subject to Title 47 RCW unless that intersection
15 has been authorized by local authorities under subsection (3) of this
16 section.

17 (2) Any person who violates this section commits a traffic
18 infraction.

19 (3) This section does not prevent local authorities, with respect
20 to streets and highways under their jurisdiction and within the
21 reasonable exercise of their police power, from regulating the
22 operation of medium-speed electric vehicles on streets and highways
23 under their jurisdiction by resolution or ordinance of the governing
24 body, if the regulation is consistent with this title, except that:

25 (a) Local authorities may not authorize the operation of medium-
26 speed electric vehicles on streets and highways that are part of the
27 state highway system subject to Title 47 RCW;

28 (b) Local authorities may not prohibit the operation of medium-
29 speed electric vehicles upon highways of this state having a speed
30 limit of thirty-five miles per hour or less; and

31 (c) Local authorities may not establish requirements for the
32 registration and licensing of medium-speed electric vehicles.

33 (4) In counties consisting of islands whose only connection to the
34 mainland are ferry routes, a person may operate a medium-speed electric
35 vehicle upon a highway of this state having a speed limit of forty-five
36 miles per hour or less. A person operating a medium-speed electric
37 vehicle as authorized under this subsection must not cross a roadway
38 with a speed limit in excess of forty-five miles per hour, unless the

1 crossing begins and ends on a roadway with a speed limit of forty-five
2 miles per hour or less and occurs at an intersection of approximately
3 ninety degrees, except that the operator of a medium-speed electric
4 vehicle must not cross an uncontrolled intersection of streets and
5 highways that are part of the state highway system subject to Title 47
6 RCW unless that intersection has been authorized by local authorities
7 under subsection (3) of this section.

8 (5) Accidents must be recorded and tracked in compliance with
9 chapter 46.52 RCW. An accident report must indicate and be tracked
10 separately when any of the vehicles involved are a medium-speed
11 electric vehicle.

12 **Sec. 3.** RCW 46.61.725 and 2003 c 353 s 3 are each amended to read
13 as follows:

14 (1) Absent prohibition by local authorities authorized under this
15 section and except as prohibited elsewhere in this section, a person
16 may operate a neighborhood electric vehicle upon a highway of this
17 state having a speed limit of thirty-five miles per hour or less, or
18 forty-five miles per hour or less as provided in subsection (4) of this
19 section, if:

20 (a) The person does not operate a neighborhood electric vehicle
21 upon state highways that are listed in chapter 47.17 RCW;

22 (b) The person does not operate a neighborhood electric vehicle
23 upon a highway of this state without first having obtained and having
24 in full force and effect a current and proper vehicle license and
25 display vehicle license number plates in compliance with chapter 46.16
26 RCW. The department must track neighborhood electric vehicles in a
27 separate registration category for reporting purposes;

28 (c) The person does not operate a neighborhood electric vehicle
29 upon a highway of this state without first obtaining a valid driver's
30 license issued to Washington residents in compliance with chapter 46.20
31 RCW;

32 (d) The person does not operate a neighborhood electric vehicle
33 subject to registration under chapter 46.16 RCW on a highway of this
34 state unless the person is insured under a motor vehicle liability
35 policy in compliance with chapter 46.30 RCW; and

36 (e) The person operating a neighborhood electric vehicle does not
37 cross a roadway with a speed limit in excess of thirty-five miles per

1 hour, or forty-five miles per hour as provided in subsection (4) of
2 this section, unless the crossing begins and ends on a roadway with a
3 speed limit of thirty-five miles per hour or less, or forty-five miles
4 per hour or less as provided in subsection (4) of this section, and
5 occurs at an intersection of approximately ninety degrees, except that
6 the operator of a neighborhood electric vehicle must not cross an
7 uncontrolled intersection of streets and highways that are part of the
8 state highway system subject to Title 47 RCW unless that intersection
9 has been authorized by local authorities provided elsewhere in this
10 section.

11 (2) Any person who violates this section commits a traffic
12 infraction.

13 (3) This section does not prevent local authorities, with respect
14 to streets and highways under their jurisdiction and within the
15 reasonable exercise of their police power, from regulating the
16 operation of neighborhood electric vehicles on streets and highways
17 under their jurisdiction by resolution or ordinance of the governing
18 body, if the regulation is consistent with the provisions of this
19 title, except that:

20 (a) Local authorities may not authorize the operation of
21 neighborhood electric vehicles on streets and highways that are part of
22 the state highway system subject to the provisions of Title 47 RCW;

23 (b) Local authorities may not prohibit the operation of
24 neighborhood electric vehicles upon highways of this state having a
25 speed limit of twenty-five miles per hour or less; and

26 (c) Local authorities are prohibited from establishing any
27 requirements for the registration and licensing of neighborhood
28 electric vehicles.

29 (4) In counties consisting of islands whose only connection to the
30 mainland are ferry routes, a person may operate a neighborhood electric
31 vehicle upon a highway of this state having a speed limit of forty-five
32 miles per hour or less. A person operating a neighborhood electric
33 vehicle as authorized under this subsection must not cross a roadway
34 with a speed limit in excess of forty-five miles per hour, unless the
35 crossing begins and ends on a roadway with a speed limit of forty-five
36 miles per hour or less and occurs at an intersection of approximately
37 ninety degrees, except that the operator of a neighborhood electric
38 vehicle must not cross an uncontrolled intersection of streets and

1 highways that are part of the state highway system subject to Title 47
2 RCW unless that intersection has been authorized by local authorities
3 under subsection (3) of this section.

4 (5) Accidents must be recorded and tracked in compliance with
5 chapter 46.52 RCW. An accident report must indicate and be tracked
6 separately when any of the vehicles involved are a neighborhood
7 electric vehicle."

8 Correct the title.

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