



**SENATE SUBSTITUTE AMENDMENT 1,
TO 2005 SENATE BILL 533**

February 28, 2006 – Offered by Senator SCHULTZ.

1 **AN ACT** *to create* 349.26 of the statutes; **relating to:** allowing a city, town, or
2 village to allow persons to operate a neighborhood electric vehicle on local
3 highways.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Transportation generally determines which vehicles are suitable for operation along highways. This substitute amendment allows the governing body of a city, town, or village to allow, by ordinance, the operation of a neighborhood electric vehicle on any roadway with a speed limit of 35 miles per hour or less, over which the governing body has jurisdiction. A neighborhood electric vehicle is a four-wheeled vehicle that has a maximum speed of 20 to 25 miles per hour. The substitute amendment also allows a city, town, or village to license low-speed vehicles that are operated within the city, town, or village limits.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

4 **SECTION 1.** 349.26 of the statutes is created to read:

1 **349.26 Authority to allow the operation of neighborhood electric**
2 **vehicles.** (1) In this section, “neighborhood electric vehicle” means a self-propelled
3 motor vehicle that has successfully completed the neighborhood electric vehicle
4 America test program conducted by the federal department of energy, and that
5 conforms to the definition and requirements for low-speed vehicles as adopted in the
6 federal motor vehicle safety standards for low-speed vehicles under 49 CFR 571.3
7 (b) and 571.500. “Neighborhood electric vehicle” does not include a golf cart.

8 (2) The governing body of any city, town, or village may by ordinance allow the
9 use of a neighborhood electric vehicle on a roadway that has a speed limit of 35 miles
10 per hour or less and over which the governing body has jurisdiction. A city, town, or
11 village that passes an ordinance under this section shall enter into an agreement
12 with, or obtain the consent of, each governing body that shares jurisdiction over a
13 roadway within the city, town, or village, to permit neighborhood electric vehicles to
14 use or cross the roadway. An ordinance passed under this section may contain a
15 provision for the city, town, or village to license neighborhood electric vehicles that
16 are used within the city, town, or village limits.

17 (END)