

2019 DRAFTING REQUEST

Bill

For: JoCasta Zamarripa (608) 267-7669 Drafter: emueller
 By: Colleen Secondary Drafters:
 Date: 1/17/2020 May Contact:

Same as LRB:

Submit via email: YES
 Requester's email: Rep.Zamarripa@legis.wisconsin.gov
 Carbon copy (CC) to: eric.mueller@legis.wisconsin.gov
 zachary.wyatt@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Authorize certain use of motorized rickshaws on highways

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	emueller 1/28/2020				
/P1	emueller 2/26/2020	swinder 1/28/2020	lparisi 1/28/2020		
/1		swinder 2/26/2020	lparisi 2/26/2020	lparisi 2/26/2020	

FE Sent For: <END>

→ Not Needed

Mueller, Eric

From: Wyatt, Zachary
Sent: Friday, January 17, 2020 3:24 PM
To: Mueller, Eric
Subject: FW: Draft Request
Attachments: 1345_enr.pdf

Are you able to take this one? I am battling cleanup for Mary, who took a vacation just as all her PFAS bills are about to get voted on.

(The attachment appears to have no bearing on the actual request.)

From: Flaherty, Colleen <Colleen.Flaherty@legis.wisconsin.gov>
Sent: Friday, January 17, 2020 1:52 PM
To: Wyatt, Zachary <Zachary.Wyatt@legis.wisconsin.gov>
Subject: Draft Request

I have a request for the office of Rep. JoCasta Zamarripa. She would like a draft of a bill that would give municipalities the ability to allow three-wheeled, low-powered motorized vehicles on their roads. The intention of the legislation is to allow tuk-tuks, or motorized rickshaws, to be used if allowed by the municipality. See attached a similar bill from Colorado.

Please contact our office if you have any questions.

Thank you,

Colleen Flaherty
Office of Rep. JoCasta Zamarripa
8th Assembly District
Office: (608) 267-7669
Cell: (917) 971-4739

NOTE: The governor signed this measure on 6/5/2015.

An Act

HOUSE BILL 15-1345

BY REPRESENTATIVE(S) Rosenthal, Tyler, Lontine, Court, Williams;
also SENATOR(S) Neville T., Baumgardner, Cooke, Holbert, Lundberg,
Marble, Steadman, Todd, Woods.

CONCERNING AN EXEMPTION FROM CERTAIN TRAFFIC REQUIREMENTS FOR
THE RIDERS OF A THREE-WHEEL LOW-SPEED MOTORCYCLE.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, 42-2-103, **amend** (1) (c) and (1) (d); and **add** (1) (e) as follows:

42-2-103. Motorcycles - low-power scooters - driver's license required. (1) (c) EXCEPT AS PROVIDED IN PARAGRAPH (e) OF THIS SUBSECTION (1), a person shall not ~~operate~~ DRIVE a two-wheel motorcycle on a roadway without a general motorcycle endorsement, but a person who possesses a general motorcycle endorsement may ~~operate~~ DRIVE any motorcycle on the roadway.

(d) EXCEPT AS PROVIDED IN PARAGRAPH (e) OF THIS SUBSECTION (1), a person with only a limited three-wheel motorcycle endorsement may ~~operate~~ DRIVE a three-wheel motorcycle but shall not ~~operate~~ DRIVE a two-wheel motorcycle on a roadway.

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

(e) THE DRIVER OF A MOTORCYCLE NEED NOT OBTAIN A TWO- OR THREE-WHEEL MOTORCYCLE ENDORSEMENT IF THE MOTORCYCLE HAS:

(I) THREE WHEELS;

(II) A MAXIMUM DESIGN SPEED OF TWENTY-FIVE MILES PER HOUR OR LESS;

(III) A WINDSHIELD; AND

(IV) SEAT BELTS.

SECTION 2. In Colorado Revised Statutes, 42-4-232, **amend** (1) as follows:

42-4-232. Minimum safety standards for motorcycles and low-power scooters. (1) (a) ~~NE~~ EXCEPT AS PROVIDED IN PARAGRAPH (b) OF THIS SUBSECTION (1), A person shall ~~operate any~~ NOT DRIVE A motorcycle or low-power scooter on ~~any~~ A public highway ~~in this state~~ unless ~~such~~ THE person and any passenger thereon is wearing goggles or eyeglasses with lenses made of safety glass or plastic; except that this subsection (1) ~~shall~~ DOES not apply to a person wearing a helmet containing eye protection made of safety glass or plastic.

(b) A PERSON DRIVING OR RIDING A MOTORCYCLE NEED NOT WEAR EYE PROTECTION IF THE MOTORCYCLE HAS:

(I) THREE WHEELS; AND

(II) A MAXIMUM DESIGN SPEED OF TWENTY-FIVE MILES PER HOUR OR LESS;

(III) A WINDSHIELD; AND

(IV) SEAT BELTS.

SECTION 3. In Colorado Revised Statutes, 42-4-1502, **amend** (4.5) (a) introductory portion; and **add** (4.5) (c) as follows:

42-4-1502. Riding on motorcycles - protective helmet.

(4.5) (a) EXCEPT AS PROVIDED IN PARAGRAPH (c) OF THIS SUBSECTION (4.5), a person shall not ~~operate~~ DRIVE or ride as a passenger on a motorcycle or low-power scooter on a roadway unless:

(c) A PERSON DRIVING OR RIDING A MOTORCYCLE NEED NOT WEAR A HELMET IF THE MOTORCYCLE HAS:

(I) THREE WHEELS;

(II) A MAXIMUM DESIGN SPEED OF TWENTY-FIVE MILES PER HOUR OR LESS;

(III) A WINDSHIELD; AND

(IV) SEAT BELTS.

SECTION 4. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 5, 2015, if adjournment sine die is on May 6, 2015); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2016

and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Dickey Lee Hullinghorst
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Bill L. Cadman
PRESIDENT OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

APPROVED _____

John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO



SKW
P.M.R.

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1/29/20

gen

1 **AN ACT** ...; **relating to:** authority of a city, village, or town to allow operation of
2 motorized rickshaws on local highways.

Analysis by the Legislative Reference Bureau

This bill allows a municipality to authorize the use of motorized rickshaws on highways under the jurisdiction of the authorizing municipality.

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

3 **SECTION 1.** 341.0583 of the statutes is created to read:

4 **341.0583 Motorized rickshaws.** A motorized rickshaw authorized under
5 and operated in accordance with s. 349.27, even though operated upon a highway, is
6 exempt from registration.

7 **SECTION 2.** 346.94 (24) of the statutes is created to read:

8 346.94 (24) **MOTORIZED RICKSHAWS.** A person may operate a motorized rickshaw
9 if authorized under s. 349.27 upon a highway under the jurisdiction of the

1 authorizing municipality, subject to any restrictions specified by municipal
2 ordinance enacted under s. 349.27.

3 **SECTION 3.** 349.27 of the statutes is created to read:

4 **349.27 Authority to allow operation of motorized rickshaws.** The
5 governing body of a city, village, or town may by ordinance allow the use of a
6 motorized rickshaw on a roadway over which the governing body has jurisdiction.
7 An ordinance under this section may restrict the operation of a motorized rickshaw
8 authorized under this section.

****NOTE: This draft does not provide a definition or description of a motorized rickshaw. Presumably, a regulating municipality would have the authority to describe the vehicles covered, likely within limits set by DOT. Please let me know if you want any changes.

9

(END)

Mueller, Eric

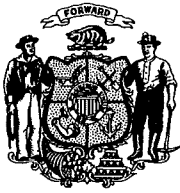
From: Flaherty, Colleen
Sent: Wednesday, February 26, 2020 10:21 AM
To: Mueller, Eric
Subject: Bill Jacket
Attachments: 19-5400_P1.pdf

Hello,

Please jacket this bill for introduction.

Thank you,

Colleen Flaherty
Office of Rep. JoCasta Zamarripa
8th Assembly District
Office: (608) 267-7669
Cell: (917) 971-4739



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-5400/P1
EVM:skw

RML

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

2/26/20

1 **AN ACT to create** 341.0583, 346.94 (24) and 349.27 of the statutes; **relating to:**
2 authority of a city, village, or town to allow operation of motorized rickshaws on
3 local highways.

Analysis by the Legislative Reference Bureau

This bill allows a municipality to authorize the use of motorized rickshaws on highways under the jurisdiction of the authorizing municipality.

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