



2009 ASSEMBLY BILL 384

August 18, 2009 – Introduced by Representatives SCHNEIDER, A. OTT, PRIDEMORE, BIES, ROTH and TOWNSEND, cosponsored by Senators HOLPERIN, OLSEN, TAYLOR and SCHULTZ. Referred to Committee on Transportation.

- 1 **AN ACT to amend** 349.26 (3) (a) (intro.); and **to create** 349.26 (2m) of the statutes;
2 **relating to:** operation of neighborhood electric vehicles.

Analysis by the Legislative Reference Bureau

Under current law, a “neighborhood electric vehicle” (NEV) is a motor vehicle that is propelled by electric power and that meets certain standards for low-speed vehicles under federal law, but does not include a golf cart. A municipality may, by ordinance, allow the use of NEVs on roadways under its jurisdiction that have a speed limit of 35 miles per hour or less. However, a municipal ordinance may not allow the use of NEVs on connecting highways within the municipality, or where the municipality’s roadways cross state trunk highways, unless all of the following apply: 1) the municipality provides written notice to the Department of Transportation (DOT) of the ordinance, including identification of any connecting highway or state trunk highway intersection to which the ordinance will apply; and 2) within 21 days of receiving this notice, DOT consents or fails to object to the use of NEVs on the connecting highway or through the intersection crossing the state trunk highway.

This bill authorizes a municipality, without express or implied consent of DOT, to allow operation of NEVs on the municipality’s roadways through intersections crossing state trunk highways having a speed limit of 40 miles per hour or less.

