

1 SB74
2 194396-4
3 By Senator Orr
4 RFD: Governmental Affairs
5 First Read: 05-MAR-19

1 SB74

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4 ENROLLED, An Act,

5 Relating to all-terrain vehicles (ATV's) and
6 recreational off-highway vehicles; to amend Section 32-12A-1
7 of the Code of Alabama 1975, to increase the authorized width
8 and weight of the vehicles.

9 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

10 Section 1. Section 32-12A-1 of the Code of Alabama
11 1975, is amended to read as follows:

12 "§32-12A-1.

13 "For purposes of this chapter, the following terms
14 shall have the following meanings:

15 "(1) ALL-TERRAIN VEHICLES (ATV). Every motor vehicle
16 ~~50~~ 60 inches or less in width, having a dry weight of ~~1,200~~
17 1,500 pounds or less, designed to travel on three or more
18 non-highway tires, and manufactured for off-road use by a
19 single operator or by an operator and not more than one
20 passenger as provided by the manufacturer.

21 "(2) OFF-ROAD VEHICLE. Any motorized vehicle not
22 designed for use on a highway and capable of cross-country
23 travel on land, snow, ice, marsh, swampland, or other natural
24 terrain. The term includes any all-terrain vehicle and
25 recreational off-highway vehicle. The term excludes any golf

1 cart; any vehicle used for military, fire, emergency, or law
2 enforcement purposes; any motorboat; any vehicles used
3 exclusively on airport property; all farm machinery, farm
4 tractors, and other self-propelled equipment for harvesting
5 and transportation of forest products, for clearing land for
6 planting, for utility services and maintenance, for earth
7 moving, construction, or mining; and self-propelled
8 lawnmowers, snowblowers, and garden or lawn tractors while
9 such vehicles are being used exclusively for their designed
10 purposes. The term does not include any motor vehicle for
11 which a certificate of title is required by Chapter 8.

12 "(3) RECREATIONAL OFF-HIGHWAY VEHICLE. Any off-road
13 vehicle ~~72~~ 80 inches or less in width, having a dry weight of
14 ~~2,000~~ 2,500 pounds or less, designed and manufactured to
15 travel on four or more non-highway tires for off-road use by
16 an operator and the number of passengers as provided by the
17 manufacturer.

18 "(4) SECRETARY. The Secretary of the Alabama State
19 Law Enforcement Agency."

20 Section 2. This act shall become effective
21 immediately following its passage and approval by the
22 Governor, or its otherwise becoming law.

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President and Presiding Officer of the Senate

Speaker of the House of Representatives

SB74

Senate 02-APR-19

I hereby certify that the within Act originated in and passed the Senate, as amended.

Patrick Harris,
Secretary.

House of Representatives
Passed: 25-APR-19

By: Senator Orr