

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

1 SB74

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4 ENGROSSED

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7 A BILL
8 TO BE ENTITLED
9 AN ACT

10
11 Relating to all-terrain vehicles (ATV's) and
12 recreational off-highway vehicles; to amend Section 32-12A-1
13 of the Code of Alabama 1975, to increase the authorized width
14 and weight of the vehicles.

15 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

16 Section 1. Section 32-12A-1 of the Code of Alabama
17 1975, is amended to read as follows:

18 "§32-12A-1.

19 "For purposes of this chapter, the following terms
20 shall have the following meanings:

21 "(1) ALL-TERRAIN VEHICLES (ATV). Every motor vehicle
22 ~~50~~ 60 inches or less in width, having a dry weight of ~~1,200~~
23 1,500 pounds or less, designed to travel on three or more
24 non-highway tires, and manufactured for off-road use by a
25 single operator or by an operator and not more than one
26 passenger as provided by the manufacturer.

1 "(2) OFF-ROAD VEHICLE. Any motorized vehicle not
2 designed for use on a highway and capable of cross-country
3 travel on land, snow, ice, marsh, swampland, or other natural
4 terrain. The term includes any all-terrain vehicle and
5 recreational off-highway vehicle. The term excludes any golf
6 cart; any vehicle used for military, fire, emergency, or law
7 enforcement purposes; any motorboat; any vehicles used
8 exclusively on airport property; all farm machinery, farm
9 tractors, and other self-propelled equipment for harvesting
10 and transportation of forest products, for clearing land for
11 planting, for utility services and maintenance, for earth
12 moving, construction, or mining; and self-propelled
13 lawnmowers, snowblowers, and garden or lawn tractors while
14 such vehicles are being used exclusively for their designed
15 purposes. The term does not include any motor vehicle for
16 which a certificate of title is required by Chapter 8.

17 "(3) RECREATIONAL OFF-HIGHWAY VEHICLE. Any off-road
18 vehicle ~~72~~ 80 inches or less in width, having a dry weight of
19 ~~2,000~~ 2,500 pounds or less, designed and manufactured to
20 travel on four or more non-highway tires for off-road use by
21 an operator and the number of passengers as provided by the
22 manufacturer.

23 "(4) SECRETARY. The Secretary of the Alabama State
24 Law Enforcement Agency."

25 Section 2. This act shall become effective
26 immediately following its passage and approval by the
27 Governor, or its otherwise becoming law.

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Senate

Read for the first time and referred to
the Senate committee on Governmental Affairs..... 05-MAR-19

Read for the second time and placed on
the calendar 1 amendment..... 19-MAR-19

Read for the third time and passed as
amended 02-APR-19

Yeas 30
Nays 0

Patrick Harris,
Secretary.