

## AMENDMENTS TO HOUSE BILL NO. 632

Sponsor: SENATOR LAUGHLIN

Printer's No. 4052

1 Amend Bill, page 1, lines 2 through 4, by striking out "IN  
2 CERTIFICATE OF TITLE AND SECURITY INTERESTS," in line 2, all of  
3 line 3 and "AGENT; AND," in line 4 and inserting  
4 in general provisions, further providing for definitions; in  
5 certificate of title and security interests, further  
6 providing for vehicles not requiring certificate of title and  
7 for application for certificate of title by agent; in  
8 registration of vehicles, further providing for vehicles  
9 exempt from registration; in special vehicles and  
10 pedestrians, further providing for equipment and providing  
11 for regulation and authorization of shared electric personal  
12 assistive micromobility devices; in miscellaneous provisions,  
13 further providing for driving upon sidewalk; in powers of  
14 department and local authorities; further providing for  
15 specific powers of department and local authorities; and,

16 Amend Bill, page 1, line 5, by inserting after "requirements"  
17 ; and making an editorial change

18 Amend Bill, page 1, lines 11 through 13, by striking out all  
19 of said lines and inserting

20 Section 1. The definitions of "electric personal assistive  
21 mobility device" and "motor vehicle" in section 102 of Title 75  
22 of the Pennsylvania Consolidated Statutes are amended to read:  
23 § 102. Definitions.

24 Subject to additional definitions contained in subsequent  
25 provisions of this title which are applicable to specific  
26 provisions of this title, the following words and phrases when  
27 used in this title shall have, unless the context clearly  
28 indicates otherwise, the meanings given to them in this section:

29 \* \* \*

30 "Electric personal assistive [mobility] micromobility device"  
31 or "EPAMD." A [self-balancing, two-nontandem-wheeled]  
32 transportation device designed to transport only one person with  
33 an electric propulsion system[.] weighing 120 pounds or less  
34 which is not capable of traveling at speeds greater than 20

1 miles per hour on level ground.

2 \* \* \*

3 "Motor vehicle." A vehicle which is self-propelled except an  
4 electric personal assistive [mobility] micromobility device or a  
5 vehicle which is propelled solely by human power.

6 \* \* \*

7 Section 2. Section 1102(12) of Title 75 is amended to read:  
8 § 1102. Vehicles not requiring certificate of title.

9 No certificate of title is required for:

10 \* \* \*

11 (12) An electric personal assistive [mobility]  
12 micromobility device.

13 Section 3. Section 1119 of Title 75 is amended by adding a  
14 subparagraph to read:

15 Amend Bill, page 2, lines 9 through 11, by striking out all  
16 of said lines and inserting

17 Section 4. Sections 1302(20), the heading of Subchapter E of  
18 Chapter 35 and section 3581(a) of Title 75 are amended to read:  
19 § 1302. Vehicles exempt from registration.

20 The following types of vehicles are exempt from registration:

21 \* \* \*

22 (20) An electric personal assistive [mobility]  
23 micromobility device.

24 \* \* \*

#### 25 SUBCHAPTER E

26 ELECTRIC PERSONAL ASSISTIVE [MOBILITY] MICROMOBILITY DEVICES  
27 § 3581. Equipment.

28 (a) Exemption.--Electrical personal assistive [mobility]  
29 micromobility devices shall be exempted from the vehicle  
30 equipment requirements in Chapters 41 (relating to equipment  
31 standards), 43 (relating to lighting equipment) and 45 (relating  
32 to other required equipment) and department regulations relating  
33 to those sections.

34 \* \* \*

35 Section 5. Title 75 is amended by adding a section to read:  
36 § 3584. Regulation and authorization of shared electric  
37 personal assistive micromobility devices.

38 (a) Municipal authorization required.--An electric personal  
39 assistive micromobility device may only be operated on a roadway  
40 within the boundaries of a municipality that has adopted an  
41 ordinance authorizing the operation of electric personal  
42 assistive micromobility devices.

43 (b) Regulation permitted.--A municipality may regulate the  
44 operation of shared electric personal assistive micromobility  
45 devices.

46 (c) Fees.--A municipality may require an operator to collect  
47 a per trip fee for the use of shared electric personal assistive  
48 micromobility devices, provided that the total amount of any  
49 fees collected does not exceed the reasonable and necessary cost

1 to the local authority of administering the shared micromobility  
2 program.

3 (d) Construction.--Nothing under this section shall be  
4 construed to prohibit an institution of higher education within  
5 this Commonwealth from regulating the use of EPAMD within its  
6 physical boundaries. As used in this subsection, an "institution  
7 of higher education" shall include the following:

8 (1) A community college operating under Article XIX-A of  
9 the act of March 10, 1949 (P.L.30, No.14), known as the  
10 Public School Code of 1949.

11 (2) A university within the State System of Higher  
12 Education.

13 (3) The Pennsylvania State University.

14 (4) The University of Pittsburgh.

15 (5) Temple University.

16 (6) Lincoln University.

17 (7) Any other institution that is designated as "State-  
18 related" by the Commonwealth.

19 (8) An accredited private or independent college or  
20 university.

21 (9) A private licensed school as defined in the act of  
22 December 15, 1986 (P.L.1585, No.174), known as the Private  
23 Licensed Schools Act.

24 (e) Age requirement.--An electric personal assistive  
25 micromobility device shall only be operated by an individual 18  
26 years of age or older.

27 (f) Light and reflector requirement.--Every electric  
28 personal assistive micromobility device shall be equipped on the  
29 front with a lamp which emits a beam of white light intended to  
30 illuminate the operator's path and visible from a distance of at  
31 least 500 feet in front, a red reflector facing to the rear  
32 which is visible at least 500 feet to the rear and a reflector  
33 on each side.

34 Section 6. Section 3703(c) of Title 75 is amended to read:  
35 § 3703. Driving upon sidewalk.

36 \* \* \*

37 (c) Electric personal assistive [mobility] micromobility  
38 device (EPAMD).--[Unless prohibited by ordinance, a municipality  
39 shall permit the operation of an electric personal assistive  
40 mobility device on a sidewalk or sidewalk area. A municipality  
41 may impose such restrictions as may be necessary to protect the  
42 interests of pedestrians and others using the sidewalk or  
43 sidewalk area.] The rider of an EPAMD shall follow the same  
44 rules at the rider of a pedalcycle under section 3505 (relating  
45 to riding on roadways and pedalcycle paths).

46 Section 7. Section 6109(a) is amended by adding a paragraph  
47 to read:

48 § 6109. Specific powers of department and local authorities.

49 (a) Enumeration of police powers.--The provisions of this  
50 title shall not be deemed to prevent the department on State-  
51 designated highways and local authorities on streets or highways

1 within their physical boundaries from the reasonable exercise of  
2 their police powers. The following are presumed to be reasonable  
3 exercises of police power:

4 \* \* \*

5 (25) Regulating the use of electric personal assistive  
6 micromobility device consistent with the regulation of  
7 pedalcycles.

8 Section 8. Section 7134(a), (b)(2) and (d.1) of Title 75 are  
9 amended and the section is amended by adding subsections to  
10 read:

11 Amend Bill, page 5, line 27, by striking out "3" and  
12 inserting

13 9