

1 HB223
2 197947-1
3 By Representatives Moore (P), Robertson, Ball, Shedd,
4 Stadthagen, Crawford, Greer and Collins
5 RFD: Transportation, Utilities and Infrastructure
6 First Read: 19-MAR-19

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8 SYNOPSIS: Under existing law, an all-terrain vehicle
9 (ATV) and a recreational off-highway vehicle are
10 off-road vehicles that may be registered by the
11 owner with the Alabama State Law Enforcement
12 Agency. An all-terrain vehicle is defined to
13 include a vehicle of not more than 50 inches in
14 width or more than 1,200 pounds. A recreational
15 off-highway vehicle is defined to include a vehicle
16 of not more than 72 inches in width or more than
17 2,000 pounds.

18 This bill would increase the authorized
19 width and weight of an all-terrain vehicle to not
20 more than 60 inches in width and not more than
21 1,500 pounds and would increase the authorized
22 width and weight of a recreational off-highway
23 vehicle to not more than 80 inches in width and not
24 more than 2,500 pounds.

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26 A BILL
27 TO BE ENTITLED

1 AN ACT

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

7 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

8 Section 1. Section 32-12A-1 of the Code of Alabama
9 1975, is amended to read as follows:

10 "§32-12A-1.

11 "For purposes of this chapter, the following terms
12 shall have the following meanings:

13 "(1) ALL-TERRAIN VEHICLES (ATV). Every motor vehicle
14 ~~50~~ 60 inches or less in width, having a dry weight of ~~1,200~~
15 1,500 pounds or less, designed to travel on three or more
16 non-highway tires, and manufactured for off-road use by a
17 single operator or by an operator and not more than one
18 passenger as provided by the manufacturer.

19 "(2) OFF-ROAD VEHICLE. Any motorized vehicle not
20 designed for use on a highway and capable of cross-country
21 travel on land, snow, ice, marsh, swampland, or other natural
22 terrain. The term includes any all-terrain vehicle and
23 recreational off-highway vehicle. The term excludes any golf
24 cart; any vehicle used for military, fire, emergency, or law
25 enforcement purposes; any motorboat; any vehicles used
26 exclusively on airport property; all farm machinery, farm
27 tractors, and other self-propelled equipment for harvesting

1 and transportation of forest products, for clearing land for
2 planting, for utility services and maintenance, for earth
3 moving, construction, or mining; and self-propelled
4 lawnmowers, snowblowers, and garden or lawn tractors while
5 such vehicles are being used exclusively for their designed
6 purposes. The term does not include any motor vehicle for
7 which a certificate of title is required by Chapter 8.

8 "(3) RECREATIONAL OFF-HIGHWAY VEHICLE. Any off-road
9 vehicle ~~72~~ 80 inches or less in width, having a dry weight of
10 ~~2,000~~ 2,500 pounds or less, designed and manufactured to
11 travel on four or more non-highway tires for off-road use by
12 an operator and the number of passengers as provided by the
13 manufacturer.

14 "(4) SECRETARY. The Secretary of the Alabama State
15 Law Enforcement Agency."

16 Section 2. This act shall become effective
17 immediately following its passage and approval by the
18 Governor, or its otherwise becoming law.