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**SUBSTITUTE SENATE BILL 6284**

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**State of Washington 57th Legislature**

**2002 Regular Session**

**By** Senate Committee on Environment, Energy & Water (originally sponsored by Senators Jacobsen, Horn, Kline, Regala, Rasmussen, Haugen, Carlson, Fraser, Kohl-Welles, Eide, Thibaudeau, Keiser, McAuliffe and Finkbeiner)

READ FIRST TIME 02/08/2002.

1 AN ACT Relating to providing incentives to reduce air pollution  
2 through the licensing and use of neighborhood electric vehicles;  
3 amending RCW 46.04.320; adding a new section to chapter 46.04 RCW;  
4 adding a new section to chapter 46.61 RCW; prescribing penalties; and  
5 providing an effective date.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

7 **Sec. 1.** RCW 46.04.320 and 1961 c 12 s 46.04.320 are each amended  
8 to read as follows:

9 "Motor vehicle" (~~shall~~) means every vehicle which is self-  
10 propelled and every vehicle which is propelled by electric power  
11 obtained from overhead trolley wires, but not operated upon rails.  
12 "Motor vehicle" includes a neighborhood electric vehicle as defined in  
13 section 2 of this act and operated pursuant to section 3 of this act.

14 NEW SECTION. **Sec. 2.** A new section is added to chapter 46.04 RCW  
15 to read as follows:

16 "Neighborhood electric vehicle" means a self-propelled,  
17 electrically powered four-wheeled motor vehicle whose speed attainable  
18 in one mile is more than twenty miles per hour and not more than

1 twenty-five miles per hour and conforms to federal regulations under  
2 Title 49 C.F.R. Part 571.500.

3 NEW SECTION. **Sec. 3.** A new section is added to chapter 46.61 RCW  
4 to read as follows:

5 (1) Absent prohibition by local authorities authorized under this  
6 section and except as prohibited elsewhere in this section, a person  
7 may operate a neighborhood electric vehicle upon a highway of this  
8 state having a speed limit of thirty-five miles per hour or less as  
9 long as:

10 (a) A person does not operate a neighborhood electric vehicle upon  
11 streets and highways which are parts of the state highway system which  
12 are subject to the provisions of Title 47 RCW;

13 (b) A person does not operate a neighborhood electric vehicle upon  
14 a highway of this state without first having obtained and having in  
15 full force and effect a current and proper vehicle license and displays  
16 vehicle license number plates in compliance with chapter 46.16 RCW;

17 (c) A person does not operate a neighborhood electric vehicle upon  
18 a highway of this state without first obtaining a valid driver's  
19 license issued to Washington residents in compliance with chapter 46.20  
20 RCW;

21 (d) A person does not operate a neighborhood electric vehicle  
22 subject to registration under chapter 46.16 RCW on a highway of this  
23 state unless the person is insured under a motor vehicle liability  
24 policy in compliance with chapter 46.30 RCW;

25 (e) A person operating a neighborhood electric vehicle does not  
26 cross a roadway with a speed limit in excess of thirty-five miles per  
27 hour, unless the crossing begins and ends on a roadway with a speed  
28 limit of thirty-five miles per hour or less and occurs at an  
29 intersection of approximately ninety degrees, except that the operator  
30 of a neighborhood electric vehicle must not cross an uncontrolled  
31 intersection of streets and highways which are part of the state  
32 highway system subject to the provisions of Title 47 RCW unless that  
33 intersection has been authorized by local authorities provided  
34 elsewhere in this section.

35 (2) Any person who violates this section commits a traffic  
36 infraction.

37 (3) The provisions of this section do not prevent local  
38 authorities, with respect to streets and highways under their

1 jurisdiction and within the reasonable exercise of their police power,  
2 from regulating the operation of neighborhood electric vehicles on  
3 streets and highways under their jurisdiction by resolution or  
4 ordinance of the governing body, if the regulation is consistent with  
5 the provisions of this title, except that:

6 (a) Local authorities may not authorize the operation of  
7 neighborhood electric vehicles on streets and highways which are part  
8 of the state highway system subject to the provisions of Title 47 RCW;

9 (b) Local authorities may not prohibit the operation of  
10 neighborhood electric vehicles upon highways of this state having a  
11 speed limit of twenty-five miles per hour or less;

12 (c) Local authorities are prohibited from establishing any  
13 requirements for the registration and licensing of neighborhood  
14 electric vehicles.

15 NEW SECTION. **Sec. 4.** This act takes effect January 1, 2003.

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