

CHAPTER 222
HB 115 – FINAL VERSION

4Feb2015... 0057h
06/04/2015 1955s
06/04/2015 2006s
24June2015... 2777CofC

2015 SESSION

15-0138
10/09

HOUSE BILL ***115***

AN ACT relative to reports on gross appropriations from the highway fund in the tentative state budget and defining autocycle and making provisions for the operation and inspection of autocycles.

SPONSORS: Rep. Richardson, Coos 4

COMMITTEE: Public Works and Highways

AMENDED ANALYSIS

This bill adds the house public works and highways committee and the senate transportation and capital budget committees to the recipients of reports on gross appropriations from the highway fund in the tentative state budget.

The bill also defines “autocycle” and makes provision for the operation and inspection thereof.

Explanation: Matter added to current law appears in ***bold italics***.
 Matter removed from current law appears [~~in brackets and struck through~~].
 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE
In the Year of Our Lord Two Thousand Fifteen

AN ACT relative to reports on gross appropriations from the highway fund in the tentative state budget and defining autocycle and making provisions for the operation and inspection of autocycles.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 222:1 State Budget; Tentative Budget; Reports. Amend RSA 9:6 to read as follows:

2 9:6 Tentative Budget. Upon the receipt of the efficiency expenditure requests called for by
3 RSA 9:4 and the preparation of the estimates of income called for by RSA 9:5, and not later than
4 November 1 next succeeding, the commissioner of administrative services shall cause to be prepared
5 a tentative budget conforming as to scope, contents, and character to the requirements of RSA 9:3
6 and containing the efficiency expenditure requests and estimates of revenue as called for by RSA 9:4
7 and RSA 9:5, which tentative budget shall be transmitted to the director of the budget for submittal
8 to the governor. The tentative budget shall comply with the requirements of RSA 9:9-b. The budget
9 shall be made available in printed format and in at least one electronic computer file format in
10 common use at the time. The sections of the budget that state: gross appropriations from the
11 highway fund, the highway block grant aid appropriation, the highway fund appropriation to the
12 department of safety, and highway fund appropriations that are transferred to other agencies that
13 comply with part II, article 6-a of the New Hampshire constitution relative to the use of highway
14 funds, shall be reported to the president of the senate, the speaker of the house of representatives,
15 and the ~~chairmen~~ **chairpersons** of the house and senate standing committees on finance, **the**
16 **house public works and highways committee, the senate transportation committee, and the**
17 **senate capital budget committee.**

18 222:2 New Section; Autocycle. Amend RSA 259 by inserting after section 4-c the following
19 new section:

20 259:4-d Autocycle. "Autocycle" means a 3-wheeled motor vehicle that has a steering wheel and
21 seating that does not require the operator to straddle or sit astride, is equipped with safety belts for
22 all occupants and is manufactured to comply with federal safety requirements for motorcycles.
23 Except as otherwise provided, an autocycle shall be deemed to be a motorcycle.

24 222:3 Registration of Autocycles. Amend RSA 261:81-a to read as follows:

25 261:81-a Registration of Other Motorized Devices. If other than a motorcycle, **autocycle**, motor-
26 driven cycle, or moped, any person seeking to register a motorized 2- or 3-wheeled vehicle or device

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1 shall provide proof of manufacture to meet United States Department of Transportation motor
2 vehicle safety standards to the satisfaction of the director.

3 222:4 Driver Education; Autocycles. Amend RSA 263:19, III to read as follows:

4 III. Any person who wishes to obtain a motorcycle endorsement shall not be required to
5 complete the [29] **40** hours of practice driving time specified in paragraph II, but shall successfully
6 complete a program authorized pursuant to RSA 263:34-b, ***except that no such endorsement***
7 ***shall be required for the operation of an autocycle.***

8 222:5 New Section; Autocycle License Not Required. Amend RSA 263 by inserting after section
9 30 the following new section:

10 263:30-a Autocycle License Not Required. No person shall operate an autocycle unless he or she
11 has a valid driver's license.

12 222:6 Under 18 Seatbelt Required. Amend RSA 265:107-a, I-a to read as follows:

13 I-a. No person who is less than 18 years of age shall drive a motor vehicle ***or autocycle*** on
14 any way unless such person is wearing a seat or safety belt which is properly adjusted and fastened.

15 222:7 Protective Headgear. Amend RSA 265:122, I-IV to read as follows:

16 I. No person less than 18 years of age may drive or ride upon a motorcycle ***or autocycle***
17 unless he ***or she*** wears protective headgear of a type approved by the director. Such headgear shall
18 be equipped with either a neck or chin strap.

19 II. The director is hereby authorized and empowered to adopt rules pursuant to RSA 260:5
20 covering the types of protective headgear and the specifications therefor and to establish and
21 maintain a list of approved headgear which meet [his] established specifications.

22 III. If federal law is altered so that the mandatory wearing of protective headgear on
23 motorcycles ***or autocycles*** by persons less than 18 years of age is not required as a condition to the
24 receipt by the state of any federal funds, paragraphs I and II shall be void.

25 IV. Any motorcycle ***or autocycle*** operator who transports a person under the age of 18
26 years, when such person is in violation of paragraph I, shall be guilty of a violation.

27 222:8 Inspection Authorized. Amend RSA 266:1, III to read as follows:

28 III. If the owner of the vehicle is a company or corporation or other than a natural person,
29 the annual inspection shall be made during the month designated by the director as the registration
30 month for such legal entity. Vehicles registered as antique motor vehicles and antique motorcycles
31 and which are 40 years old and over shall be inspected biennially. Antique motor vehicles and
32 custom vehicles shall be inspected in the month of April. Without regard to the owner's birth date or
33 registration month, motorcycles, ***autocycles***, and recreational vehicles shall be inspected annually
34 by July 1.

35 222:9 Effective Date. This act shall take effect July 1, 2015.

36 Approved: July 13, 2015

Effective Date: July 1, 2015