

[Second Reprint]

**SENATE, No. 731**

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**STATE OF NEW JERSEY**  
**218th LEGISLATURE**

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PRE-FILED FOR INTRODUCTION IN THE 2018 SESSION

**Sponsored by:**

**Senator LINDA R. GREENSTEIN**

**District 14 (Mercer and Middlesex)**

**Senator SHIRLEY K. TURNER**

**District 15 (Hunterdon and Mercer)**

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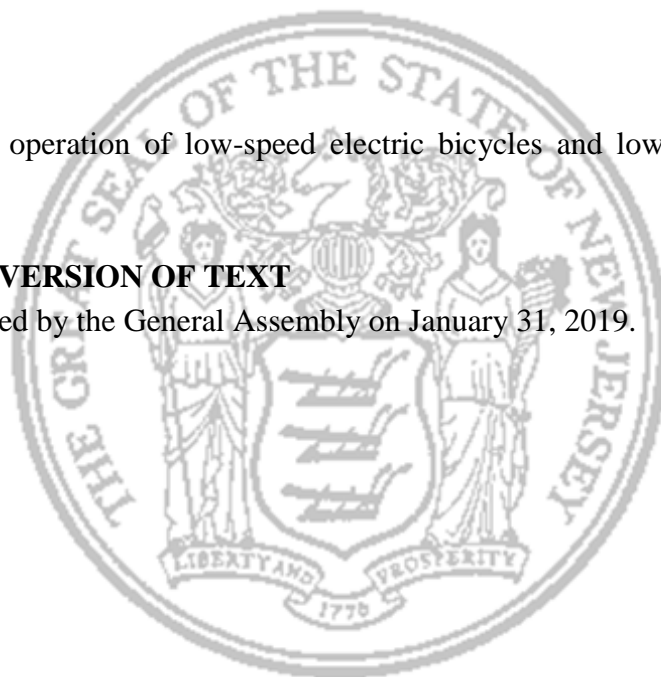
**Senator Gopal, Assemblyman Rooney, Assemblywoman Pinkin,  
Assemblyman Chiaravalloti and Assemblywoman Vainieri Huttie**

**SYNOPSIS**

Regulates operation of low-speed electric bicycles and low-speed electric scooters.

**CURRENT VERSION OF TEXT**

As amended by the General Assembly on January 31, 2019.



**(Sponsorship Updated As Of: 2/26/2019)**

1 AN ACT concerning <sup>1</sup>low-speed<sup>1</sup> electric bicycles <sup>1</sup>and low-speed  
2 electric scooters<sup>1</sup>, amending R.S.39:1-1 <sup>2</sup>**[<sup>1</sup>and P.L.1951,**  
3 **c.23<sup>1</sup>]**<sup>2</sup>, and supplementing Title 39 of the Revised Statutes.

4  
5 **BE IT ENACTED** by the Senate and General Assembly of the State  
6 of New Jersey:

7  
8 1. R.S.39:1-1 is amended to read as follows:

9 39:1-1. As used in this subtitle, unless other meaning is clearly  
10 apparent from the language or context, or unless inconsistent with the  
11 manifest intention of the Legislature:

12 "Alley" means a public highway wherein the roadway does not  
13 exceed 12 feet in width.

14 "Authorized emergency vehicles" means vehicles of the fire  
15 department, police vehicles and such ambulances and other vehicles as  
16 are approved by the chief administrator when operated in response to  
17 an emergency call.

18 "Autocycle" means a three-wheeled motorcycle designed to be  
19 controlled with a steering wheel and pedals in which the operator and  
20 passenger may ride in a completely or partially enclosed seating area  
21 that is equipped with a roll cage or roll hoops, safety seat belts for each  
22 occupant, and anti-lock brakes.

23 "Automobile" includes all motor vehicles except motorcycles.

24 "Berm" means that portion of the highway exclusive of roadway  
25 and shoulder, bordering the shoulder but not to be used for vehicular  
26 travel.

27 "Business district" means that portion of a highway and the  
28 territory contiguous thereto, where within any 600 feet along such  
29 highway there are buildings in use for business or industrial purposes,  
30 including but not limited to hotels, banks, office buildings, railroad  
31 stations, and public buildings which occupy at least 300 feet of  
32 frontage on one side or 300 feet collectively on both sides of the  
33 roadway.

34 "Car pool" means two or more persons commuting on a daily basis  
35 to and from work by means of a vehicle with a seating capacity of nine  
36 passengers or less.

37 "Chief Administrator" or "Administrator" means the Chief  
38 Administrator of the New Jersey Motor Vehicle Commission.

39 "Commercial motor vehicle" includes every type of motor-driven  
40 vehicle used for commercial purposes on the highways, such as the  
41 transportation of goods, wares and merchandise, excepting such  
42 vehicles as are run only upon rails or tracks and vehicles of the

**EXPLANATION – Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.**

**Matter underlined thus is new matter.**

**Matter enclosed in superscript numerals has been adopted as follows:**

<sup>1</sup>**Assembly floor amendments adopted December 17, 2018.**

<sup>2</sup>**Assembly floor amendments adopted January 31, 2019.**

1 passenger car type used for touring purposes or the carrying of farm  
2 products and milk, as the case may be.

3 "Commission" means the New Jersey Motor Vehicle Commission  
4 established by section 4 of P.L.2003, c.13 (C.39:2A-4).

5 "Commissioner" means the Commissioner of Transportation of  
6 this State.

7 "Commuter van" means a motor vehicle having a seating capacity  
8 of not less than seven nor more than 15 adult passengers, in which  
9 seven or more persons commute on a daily basis to and from work and  
10 which vehicle may also be operated by the driver or other designated  
11 persons for their personal use.

12 "Crosswalk" means that part of a highway at an intersection, either  
13 marked or unmarked existing at each approach of every roadway  
14 intersection, included within the connections of the lateral lines of the  
15 sidewalks on opposite sides of the highway measured from the curbs  
16 or, in the absence of curbs, from the edges of the shoulder, or, if none,  
17 from the edges of the roadway; also, any portion of a highway at an  
18 intersection or elsewhere distinctly indicated for pedestrian crossing by  
19 lines or other marking on the surface.

20 "Curb extension" or "bulbout" means a horizontal extension of the  
21 sidewalk into the street which results in a narrower roadway section.

22 "Dealer" includes every person actively engaged in the business of  
23 buying, selling or exchanging motor vehicles or motorcycles and who  
24 has an established place of business.

25 "Deputy Chief Administrator" means the deputy chief  
26 administrator of the commission.

27 "Driver" means the rider or driver of a horse, bicycle or motorcycle  
28 or the driver or operator of a motor vehicle, unless otherwise specified.

29 "Explosives" means any chemical compound or mechanical  
30 mixture that is commonly used or intended for the purpose of  
31 producing an explosion and which contains any oxidizing and  
32 combustive units or other ingredients in such proportions, quantities or  
33 packing that an ignition by fire, friction, by concussion, by percussion,  
34 or by detonator of any part of the compound or mixture may cause  
35 such a sudden generation of highly heated gases that the resultant  
36 gaseous pressures are capable of producing destructive effects on  
37 contiguous objects or of destroying life or limb.

38 "Farm tractor" means every motor vehicle designed and used  
39 primarily as a farm implement for drawing plows, mowing machines,  
40 and other implements of husbandry.

41 "Flammable liquid" means any liquid having a flash point below  
42 200 degrees Fahrenheit, and a vapor pressure not exceeding 40  
43 pounds.

44 "Gross weight" means the combined weight of a vehicle and a load  
45 thereon.

46 "High occupancy vehicle" or "HOV" means a vehicle which is  
47 used to transport two or more persons and shall include public

1 transportation, car pool, van pool, and other vehicles as determined by  
2 regulation of the Department of Transportation.

3 "Highway" means the entire width between the boundary lines of  
4 every way publicly maintained when any part thereof is open to the  
5 use of the public for purposes of vehicular travel.

6 "Horse" includes mules and all other domestic animals used as  
7 draught animals or beasts of burden.

8 "Inside lane" means the lane nearest the center line of the roadway.

9 "Intersection" means the area embraced within the prolongation of  
10 the lateral curb lines or, if none, the lateral boundary lines of two or  
11 more highways which join one another at an angle, whether or not one  
12 such highway crosses another.

13 "Laned roadway" means a roadway which is divided into two or  
14 more clearly marked lanes for vehicular traffic.

15 "Leased limousine" means any limousine subject to regulation in  
16 the State which:

17 a. Is offered for rental or lease, without a driver, to be operated by  
18 a limousine service as the lessee, for the purpose of carrying  
19 passengers for hire; and

20 b. Is leased or rented for a period of one year or more following  
21 registration.

22 "Leased motor vehicle" means any motor vehicle subject to  
23 registration in this State which:

24 a. Is offered for rental or lease, without a driver, to be operated by  
25 the lessee, his agent or servant, for purposes other than the  
26 transportation of passengers for hire; and

27 b. Is leased or rented for a period of one year or more following  
28 registration.

29 "Limited-access highway" means every highway, street, or  
30 roadway in respect to which owners or occupants of abutting lands and  
31 other persons have no legal right of access to or from the same except  
32 at such points only and in such manner as may be determined by the  
33 public authority having jurisdiction over such highway, street, or  
34 roadway; and includes any highway designated as a "freeway" or  
35 "parkway" by authority of law.

36 "Local authorities" means every county, municipal and other local  
37 board or body having authority to adopt local police regulations under  
38 the Constitution and laws of this State, including every county  
39 governing body with relation to county roads.

40 "Low-speed electric bicycle" means a two or three-wheeled  
41 vehicle with fully operable pedals and an electric motor of less than  
42 750 watts, <sup>1</sup>[whose maximum speed on a paved level surface, when  
43 powered solely by a motor while operated by a person weighing 170  
44 pounds, is less than 20 miles per hour] that meets the requirements of  
45 one of the following classifications: "class 1 low-speed electric  
46 bicycle" which means a low-speed electric bicycle equipped with a  
47 motor that provides assistance only when the rider is pedaling, and that  
48 ceases to provide assistance when the bicycle reaches the speed of 20

1 miles per hour; or "class 2 low-speed electric bicycle" which means a  
2 low-speed electric bicycle equipped with a motor that may be used  
3 exclusively to propel the bicycle, and that is not capable of providing  
4 assistance when the bicycle reaches the speed of 20 miles per hour<sup>1</sup>.

5 <sup>1</sup>"Low-speed electric scooter" means a scooter with a floorboard  
6 that can be stood upon by the operator, with handlebars, and an electric  
7 motor that is capable of propelling the device with or without human  
8 propulsion at a maximum speed of less than 19 miles per hour.<sup>1</sup>

9 "Low-speed vehicle" means a four-wheeled low-speed vehicle, as  
10 defined in 49 [CFR] C.F.R. s.571.3(b), whose attainable speed is  
11 more than 20 miles per hour but not more than 25 miles per hour on a  
12 paved level surface and which is not powered by gasoline or diesel  
13 fuel and complies with federal safety standards as set forth in 49  
14 [CFR] C.F.R. s.571.500.

15 "Magistrate" means any municipal court and the Superior Court,  
16 and any officer having the powers of a committing magistrate and the  
17 chief administrator.

18 "Manufacturer" means a person engaged in the business of  
19 manufacturing or assembling motor vehicles, who will, under normal  
20 business conditions during the year, manufacture or assemble at least  
21 10 new motor vehicles.

22 "Metal tire" means every tire the surface of which in contact with  
23 the highway is wholly or partly of metal or other hard nonresilient  
24 material.

25 "Mid-block crosswalk" means a crosswalk located away from an  
26 intersection, distinctly indicated by lines or markings on the surface.

27 "Motorized bicycle" means a pedal bicycle having a helper motor  
28 characterized in that either the maximum piston displacement is less  
29 than 50 cc. or said motor is rated at no more than 1.5 brake horsepower  
30 or is powered by an electric drive motor and said bicycle is capable of  
31 a maximum speed of no more than 25 miles per hour on a flat surface  
32 <sup>2</sup>or a pedal bicycle having an electric motor that is capable of  
33 propelling the bicycle in excess of 20 miles per hour with a maximum  
34 motor-powered speed of no more than 28 miles per hour on a flat  
35 surface<sup>2</sup>. This term shall not include a low-speed electric bicycle <sup>1</sup>or  
36 low-speed electric scooter<sup>1</sup> as defined in this section.

37 "Motorcycle" includes motorcycles, autocycles, motor bikes,  
38 bicycles with motor attached and all motor-operated vehicles of the  
39 bicycle or tricycle type, except motorized bicycles <sup>1</sup>[and] <sup>1</sup> low-  
40 speed electric bicycles <sup>1</sup>, and low-speed electric scooters<sup>1</sup> as defined in  
41 this section, whether the motive power be a part thereof or attached  
42 thereto and having a saddle or seat with driver sitting astride or upon it  
43 or a platform on which the driver stands.

44 "Motor-drawn vehicle" includes trailers, semitrailers, or any other  
45 type of vehicle drawn by a motor-driven vehicle.

46 "Motor vehicle" includes all vehicles propelled otherwise than by  
47 muscular power, excepting such vehicles as run only upon rails or

1 tracks, low-speed electric bicycles, <sup>1</sup>low-speed electric scooters,<sup>1</sup> and  
2 motorized bicycles.

3 "Motorized scooter" means a miniature motor vehicle and  
4 includes, but is not limited to, pocket bikes, super pocket bikes,  
5 scooters, mini-scooters, sport scooters, mini choppers, mini  
6 motorcycles, motorized skateboards and other vehicles with motors  
7 not manufactured in compliance with Federal Motor Vehicle Safety  
8 Standards and which have no permanent Federal Safety Certification  
9 stickers affixed to the vehicle by the original manufacturer. This term  
10 shall not include: electric personal assistive mobility devices,  
11 motorized bicycles **[or]** , low-speed vehicles, **'[or]'** low-speed  
12 electric bicycles <sup>1</sup>, or low-speed electric scooters<sup>1</sup>; or motorized  
13 wheelchairs, mobility scooters or similar mobility assisting devices  
14 used by persons with physical disabilities, or persons whose  
15 ambulatory mobility has been impaired by age or illness.

16 "Motorized skateboard" means a skateboard that is propelled  
17 otherwise than by muscular power.

18 "Motorized wheelchair" means any motor-driven wheelchair  
19 utilized to increase the independent mobility, in the activities of daily  
20 living, of an individual who has limited or no ambulation abilities, and  
21 includes mobility scooters manufactured specifically for such purposes  
22 and designed primarily for indoor use.

23 "Noncommercial truck" means every motor vehicle designed  
24 primarily for transportation of property, and which is not a  
25 "commercial vehicle."

26 "Official traffic control devices" means all signs, signals,  
27 markings, and devices not inconsistent with this subtitle placed or  
28 erected by authority of a public body or official having jurisdiction for  
29 the purpose of regulating, warning, or guiding traffic.

30 "Omnibus" includes all motor vehicles used for the transportation  
31 of passengers for hire, except commuter vans and vehicles used in  
32 ridesharing arrangements and school buses, if the same are not  
33 otherwise used in the transportation of passengers for hire.

34 "Operator" means a person who is in actual physical control of a  
35 vehicle or street car.

36 "Outside lane" means the lane nearest the curb or outer edge of the  
37 roadway.

38 "Owner" means a person who holds the legal title of a vehicle, or if  
39 a vehicle is the subject of an agreement for the conditional sale or  
40 lease thereof with the right of purchase upon performance of the  
41 conditions stated in the agreement and with an immediate right of  
42 possession vested in the conditional vendee or lessee, or if a mortgagor  
43 of a vehicle is entitled to possession, then the conditional vendee,  
44 lessee or mortgagor shall be deemed the owner for the purpose of this  
45 subtitle.

46 "Parking" means the standing or waiting on a street, road or  
47 highway of a vehicle not actually engaged in receiving or discharging

1 passengers or merchandise, unless in obedience to traffic regulations  
2 or traffic signs or signals.

3 "Passenger automobile" means all automobiles used and designed  
4 for the transportation of passengers, other than omnibuses and school  
5 buses.

6 "Pedestrian" means a person afoot.

7 "Person" includes natural persons, firms, copartnerships,  
8 associations, and corporations.

9 "Pneumatic tire" means every tire in which compressed air is  
10 designed to support the load.

11 "Pole trailer" means every vehicle without motive power designed  
12 to be drawn by another vehicle and attached to the towing vehicle by  
13 means of a reach, or pole, or by being boomed or otherwise secured to  
14 the towing vehicle, and ordinarily used for transporting long or  
15 irregularly shaped loads, such as poles, pipes, or structural members  
16 capable, generally, of sustaining themselves as beams between the  
17 supporting connections.

18 "Private road or driveway" means every road or driveway not open  
19 to the use of the public for purposes of vehicular travel.

20 "Railroad train" means a steam engine, electric or other motor,  
21 with or without cars coupled thereto, operated upon rails, except street  
22 cars.

23 "Recreation vehicle" means a self-propelled or towed vehicle  
24 equipped to serve as temporary living quarters for recreational,  
25 camping or travel purposes and used solely as a family or personal  
26 conveyance.

27 "Residence district" means that portion of a highway and the  
28 territory contiguous thereto, not comprising a business district, where  
29 within any 600 feet along such highway there are buildings in use for  
30 business or residential purposes which occupy 300 feet or more of  
31 frontage on at least one side of the highway.

32 "Ridesharing" means the transportation of persons in a motor  
33 vehicle, with a maximum carrying capacity of not more than 15  
34 passengers, including the driver, where such transportation is  
35 incidental to the purpose of the driver. The term shall include such  
36 ridesharing arrangements known as car pools and van pools.

37 "Right-of-way" means the privilege of the immediate use of the  
38 highway.

39 "Road tractor" means every motor vehicle designed and used for  
40 drawing other vehicles and not so constructed as to carry any load  
41 thereon either independently or any part of the weight of a vehicle or  
42 load so drawn.

43 "Roadway" means that portion of a highway improved, designed,  
44 or ordinarily used for vehicular travel, exclusive of the berm or  
45 shoulder. In the event a highway includes two or more separate  
46 roadways, the term "roadway" as used herein shall refer to any such  
47 roadway separately, but not to all such roadways, collectively.

1 "Safety zone" means the area or space officially set aside within a  
2 highway for the exclusive use of pedestrians, which is so plainly  
3 marked or indicated by proper signs as to be plainly visible at all times  
4 while set apart as a safety zone.

5 "School bus" means every motor vehicle operated by, or under  
6 contract with, a public or governmental agency, or religious or other  
7 charitable organization or corporation, or privately operated for the  
8 transportation of children to or from school for secular or religious  
9 education, which complies with the regulations of the New Jersey  
10 Motor Vehicle Commission affecting school buses, including "School  
11 Vehicle Type I" and "School Vehicle Type II" as defined below:

12 "School Vehicle Type I" means any vehicle designed to transport  
13 16 or more passengers, including the driver, used to transport enrolled  
14 children, and adults only when serving as chaperones, to or from a  
15 school, school connected activity, day camp, summer day camp,  
16 summer residence camp, nursery school, child care center, preschool  
17 center or other similar places of education. Such vehicle shall comply  
18 with the regulations of the New Jersey Motor Vehicle Commission and  
19 either the Department of Education or the Department of Human  
20 Services, whichever is the appropriate supervising agency.

21 "School Vehicle Type II" means any vehicle designed to transport  
22 less than 16 passengers, including the driver, used to transport enrolled  
23 children, and adults only when serving as chaperones, to or from a  
24 school, school connected activity, day camp, summer day camp,  
25 summer residence camp, nursery school, child care center, preschool  
26 center or other similar places of education. Such vehicle shall comply  
27 with the regulations of the New Jersey Motor Vehicle Commission and  
28 either the Department of Education or the Department of Human  
29 Services, whichever is the appropriate supervising agency.

30 "School zone" means that portion of a highway which is either  
31 contiguous to territory occupied by a school building or is where  
32 school crossings are established in the vicinity of a school, upon which  
33 are maintained appropriate "school signs" in accordance with  
34 specifications adopted by the chief administrator and in accordance  
35 with law.

36 "School crossing" means that portion of a highway where school  
37 children are required to cross the highway in the vicinity of a school.

38 "Semitrailer" means every vehicle with or without motive power,  
39 other than a pole trailer, designed for carrying persons or property and  
40 for being drawn by a motor vehicle and so constructed that some part  
41 of its weight and that of its load rests upon or is carried by another  
42 vehicle.

43 "Shipper" means any person who shall deliver, or cause to be  
44 delivered, any commodity, produce or article for transportation as the  
45 contents or load of a commercial motor vehicle. In the case of a sealed  
46 ocean container, "shipper" shall not be construed to include any person  
47 whose activities with respect to the shipment are limited to the



- 1 solicitation or negotiation of the sale, resale, or exchange of the  
2 commodity, produce or article within that container.
- 3 "Shoulder" means that portion of the highway, exclusive of and  
4 bordering the roadway, designed for emergency use but not ordinarily  
5 to be used for vehicular travel.
- 6 "Sidewalk" means that portion of a highway intended for the use of  
7 pedestrians, between the curb line or the lateral line of a shoulder, or if  
8 none, the lateral line of the roadway and the adjacent right-of-way line.
- 9 "Sign." See "Official traffic control devices."
- 10 "Slow-moving vehicle" means a vehicle run at a speed less than  
11 the maximum speed then and there permissible.
- 12 "Solid tire" means every tire of rubber or other resilient material  
13 which does not depend upon compressed air for the support of the  
14 load.
- 15 "Street" means the same as highway.
- 16 "Street car" means a car other than a railroad train, for transporting  
17 persons or property and operated upon rails principally within a  
18 municipality.
- 19 "Stop," when required, means complete cessation from movement.
- 20 "Stopping or standing," when prohibited, means any cessation of  
21 movement of a vehicle, whether occupied or not, except when  
22 necessary to avoid conflict with other traffic or in compliance with the  
23 directions of a police officer or traffic control sign or signal.
- 24 "Suburban business or residential district" means that portion of  
25 highway and the territory contiguous thereto, where within any 1,320  
26 feet along that highway there is land in use for business or residential  
27 purposes and that land occupies more than 660 feet of frontage on one  
28 side or collectively more than 660 feet of frontage on both sides of that  
29 roadway.
- 30 "Through highway" means every highway or portion thereof at the  
31 entrances to which vehicular traffic from intersecting highways is  
32 required by law to stop before entering or crossing the same and when  
33 stop signs are erected as provided in this chapter.
- 34 "Trackless trolley" means every motor vehicle which is propelled  
35 by electric power obtained from overhead trolley wires but not  
36 operated upon rails.
- 37 "Traffic" means pedestrians, ridden or herded animals, vehicles,  
38 street cars, and other conveyances either singly, or together, while  
39 using any highway for purposes of travel.
- 40 "Traffic control signal" means a device, whether manually,  
41 electrically, mechanically, or otherwise controlled, by which traffic is  
42 alternately directed to stop and to proceed.
- 43 "Trailer" means every vehicle with or without motive power, other  
44 than a pole trailer, designed for carrying persons or property and for  
45 being drawn by a motor vehicle and so constructed that no part of its  
46 weight rests upon the towing vehicle.
- 47 "Truck" means every motor vehicle designed, used, or maintained  
48 primarily for the transportation of property.

1 "Truck tractor" means every motor vehicle designed and used  
2 primarily for drawing other vehicles and not so constructed as to carry  
3 a load other than a part of the weight of the vehicle and load so drawn.

4 "Van pooling" means seven or more persons commuting on a daily  
5 basis to and from work by means of a vehicle with a seating  
6 arrangement designed to carry seven to 15 adult passengers.

7 "Vehicle" means every device in, upon or by which a person or  
8 property is or may be transported upon a highway, excepting devices  
9 moved by human power or used exclusively upon stationary rails or  
10 tracks or low-speed electric bicycles, low-speed electric scooters, or<sup>1</sup>  
11 motorized bicycles.

12 (cf: P.L.2016, c.35, s.1)

13  
14 2. (New section) a. A low-speed electric bicycle or low-<sup>1</sup>  
15 speed electric scooter<sup>1</sup>, as defined in R.S.39:1-1, may be operated  
16 on the streets, highways, sidewalks roadways<sup>1</sup>, and bicycle paths  
17 of this State <sup>1</sup>, except as otherwise provided in this section, and may  
18 be parked on a sidewalk provided that the low-speed electric  
19 bicycle or low-speed electric scooter does not impede the normal  
20 movement of pedestrian or other traffic upon the sidewalk<sup>1</sup>.

21 b. On and after January 1, 2019, manufacturers and  
22 distributors of low-speed electric bicycles shall apply a label that is  
23 permanently affixed, in a prominent location, to each low-speed  
24 electric bicycle. The label shall contain the classification number,  
25 top assisted speed, and motor wattage of the low-speed electric  
26 bicycle, and shall be printed in Arial font in at least 9-point type.

27 c. A person shall not tamper with or modify a low-speed electric  
28 bicycle so as to change the motor-powered speed capability or  
29 engagement of a low-speed electric bicycle, unless that person  
30 appropriately replaces the label indicating the classification  
31 required in subsection b. of this section.

32 d. A low-speed electric bicycle or low-speed electric scooter  
33 may be operated on bicycle paths, except that a local government  
34 entity or State agency may prohibit the operation of low-speed  
35 electric bicycles or low-speed electric scooters on bicycle paths  
36 under its jurisdiction.

37 e. Unless permitted by a local government entity or State agency  
38 with jurisdiction, a low-speed electric bicycle or low-speed electric  
39 scooter shall not be operated on a trail designated for non-motorized  
40 traffic if such trail has a natural surface tread made by clearing and  
41 grading the soil and no surfacing materials have been added.

42 f.<sup>1</sup> The operator of a low-speed electric bicycle or low-speed  
43 electric scooter<sup>1</sup> shall not be required to register the low-speed  
44 electric bicycle or low-speed electric scooter<sup>1</sup>, furnish proof of  
45 insurance, or have a driver's license.

46 <sup>1</sup>[c. All] g. Except as otherwise provided by this section, all<sup>1</sup>  
47 statutes, including the provisions of chapter 4 of Title 39 of the

1 Revised Statutes, rules, and regulations applicable to bicycles, as  
2 defined in section 1 of P.L.1991, c.465 (C.39:4-10.1), shall apply to  
3 low-speed electric bicycles <sup>1</sup>and low-speed electric scooters, except  
4 those provisions which by their very nature may have no application  
5 to low-speed electric bicycles or low-speed electric scooters<sup>1</sup>.

6 <sup>1</sup>h. A low-speed electric bicycle or low-speed electric scooter  
7 shall be considered a motor vehicle to the extent required by 23  
8 U.S.C. s.154.<sup>1</sup>

9  
10 <sup>2</sup>[<sup>1</sup>3. Section 16 of P.L.1951, c.23 (C.39:4-14.1) shall be  
11 amended to read as follows:

12 16. a. Every person riding a bicycle upon a roadway shall be  
13 granted all of the rights and shall be subject to all of the duties  
14 applicable to the driver of a vehicle by chapter **[four]** 4 of Title 39  
15 of the Revised Statutes and all supplements thereto except as to  
16 those provisions thereof which by their nature can have no  
17 application.

18 Regulations applicable to bicycles shall apply whenever a  
19 bicycle is operated upon any highway or upon any path set aside for  
20 the exclusive use of bicycles subject to those exceptions stated  
21 herein.

22 b. A law enforcement officer operating a bicycle while in the  
23 performance of his duty, and who is engaged in the apprehension of  
24 violators of the law or of persons charged with, or suspected of, a  
25 violation shall not be subject to the provisions of this section.

26 c. A person shall not operate a bicycle on a sidewalk intended  
27 primarily for pedestrian use, except as provided pursuant to  
28 subsection b. of section 17 of P.L.1951, c.23 (C.39:4-14.2).<sup>1</sup>

29 (cf: P.L.1999, c.283, s.1)]<sup>2</sup>

30  
31 <sup>2</sup>[<sup>1</sup>4. Section 17 of P.L.1951, c.23 (C.39:4-14.2) shall be  
32 amended to read as follows:

33 17. **[Every]** a. (1) A person operating a bicycle upon a  
34 roadway shall ride as near to the right side of the roadway as  
35 practicable, exercising due care when passing a standing vehicle or  
36 one proceeding in the same direction; provided, however, that  
37 **[any]** the person may move to the left under any of the following  
38 situations:

39 (a) to make a left turn from a left-turn lane or pocket;

40 (b) to avoid debris, drains or other hazardous conditions that  
41 make it impracticable to ride at the right side of the roadway;

42 (c) to pass a slower moving vehicle;

43 (d) to occupy any available lane when traveling at the same  
44 speed as other traffic;

45 (e) to travel no more than two abreast when traffic is not  
46 impeded.

1       **【Persons riding bicycles】** (2) A person riding a bicycle upon a  
2 roadway may travel no more than two abreast when traffic is not  
3 impeded, but otherwise shall ride in single file except on paths or  
4 parts of roadways set aside for the exclusive use of bicycles.

5       b. (1) A person operating a bicycle shall not operate the  
6 bicycle on a sidewalk intended primarily for pedestrian use, except  
7 that: a municipality or county having jurisdiction over the sidewalk  
8 may pass an ordinance that allows bicycles to be operated on the  
9 sidewalk; and a State agency having jurisdiction over the sidewalk  
10 may allow the operation of bicycles on the sidewalk.

11       (2) Any State agency, municipality, or county that allows the  
12 operation of bicycles on a sidewalk under its jurisdiction shall  
13 provide appropriate signage indicating that bicycles may be  
14 operated on the sidewalk.<sup>1</sup>

15 (cf: P.L.1983, c.257, s.1)<sup>2</sup>

16

17       <sup>1</sup>**【3.】** <sup>2</sup>**【5.1】** 3.<sup>2</sup> This act shall take effect immediately.