

**Representative Jeffrey D. Stenquist** proposes the following substitute bill:

**ELECTRIC ASSISTED BICYCLE USE AMENDMENTS**

2022 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Todd D. Weiler**

House Sponsor: Jeffrey D. Stenquist

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**LONG TITLE**

**General Description:**

This bill defines terms and requires state agencies and local authorities to consider persons with mobility disabilities during planning and construction of bicycle trails.

**Highlighted Provisions:**

This bill:

- ▶ defines "mobility disability" and "soft-surface trail";
- ▶ requires a state agency or local authority to consider accommodations for persons with mobility disabilities while planning and constructing trails; and
- ▶ makes technical changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**41-6a-102**, as last amended by Laws of Utah 2020, Chapters 84 and 354

**41-6a-1115.5**, as last amended by Laws of Utah 2018, Chapter 175

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26 *Be it enacted by the Legislature of the state of Utah:*

27 Section 1. Section **41-6a-102** is amended to read:

28 **41-6a-102. Definitions.**

29 As used in this chapter:

30 (1) "Alley" means a street or highway intended to provide access to the rear or side of  
31 lots or buildings in urban districts and not intended for through vehicular traffic.

32 (2) "All-terrain type I vehicle" means the same as that term is defined in Section  
33 [41-22-2](#).

34 (3) "Authorized emergency vehicle" includes:

35 (a) fire department vehicles;

36 (b) police vehicles;

37 (c) ambulances; and

38 (d) other publicly or privately owned vehicles as designated by the commissioner of the  
39 Department of Public Safety.

40 (4) "Autocycle" means the same as that term is defined in Section [53-3-102](#).

41 (5) (a) "Bicycle" means a wheeled vehicle:

42 (i) propelled by human power by feet or hands acting upon pedals or cranks;

43 (ii) with a seat or saddle designed for the use of the operator;

44 (iii) designed to be operated on the ground; and

45 (iv) whose wheels are not less than 14 inches in diameter.

46 (b) "Bicycle" includes an electric assisted bicycle.

47 (c) "Bicycle" does not include scooters and similar devices.

48 (6) (a) "Bus" means a motor vehicle:

49 (i) designed for carrying more than 15 passengers and used for the transportation of  
50 persons; or

51 (ii) designed and used for the transportation of persons for compensation.

52 (b) "Bus" does not include a taxicab.

53 (7) (a) "Circular intersection" means an intersection that has an island, generally  
54 circular in design, located in the center of the intersection where traffic passes to the right of  
55 the island.

56 (b) "Circular intersection" includes:

- 57 (i) roundabouts;
- 58 (ii) rotaries; and
- 59 (iii) traffic circles.
- 60 (8) "Class 1 electric assisted bicycle" means an electric assisted bicycle described in
- 61 Subsection (17)(d)(i).
- 62 (9) "Class 2 electric assisted bicycle" means an electric assisted bicycle described in
- 63 Subsection (17)(d)(ii).
- 64 (10) "Class 3 electric assisted bicycle" means an electric assisted bicycle described in
- 65 Subsection (17)(d)(iii).
- 66 (11) "Commissioner" means the commissioner of the Department of Public Safety.
- 67 (12) "Controlled-access highway" means a highway, street, or roadway:
- 68 (a) designed primarily for through traffic; and
- 69 (b) to or from which owners or occupants of abutting lands and other persons have no
- 70 legal right of access, except at points as determined by the highway authority having
- 71 jurisdiction over the highway, street, or roadway.
- 72 (13) "Crosswalk" means:
- 73 (a) that part of a roadway at an intersection included within the connections of the
- 74 lateral lines of the sidewalks on opposite sides of the highway measured from:
- 75 (i) (A) the curbs; or
- 76 (B) in the absence of curbs, from the edges of the traversable roadway; and
- 77 (ii) in the absence of a sidewalk on one side of the roadway, that part of a roadway
- 78 included within the extension of the lateral lines of the existing sidewalk at right angles to the
- 79 centerline; or
- 80 (b) any portion of a roadway at an intersection or elsewhere distinctly indicated for
- 81 pedestrian crossing by lines or other markings on the surface.
- 82 (14) "Department" means the Department of Public Safety.
- 83 (15) "Direct supervision" means oversight at a distance within which:
- 84 (a) visual contact is maintained; and
- 85 (b) advice and assistance can be given and received.
- 86 (16) "Divided highway" means a highway divided into two or more roadways by:
- 87 (a) an unpaved intervening space;

- 88 (b) a physical barrier; or
- 89 (c) a clearly indicated dividing section constructed to impede vehicular traffic.
- 90 (17) "Electric assisted bicycle" means a bicycle with an electric motor that:
- 91 (a) has a power output of not more than 750 watts;
- 92 (b) has fully operable pedals on permanently affixed cranks;
- 93 (c) is fully operable as a bicycle without the use of the electric motor; and
- 94 (d) is one of the following:
- 95 (i) an electric assisted bicycle equipped with a motor or electronics that:
- 96 (A) provides assistance only when the rider is pedaling; and
- 97 (B) ceases to provide assistance when the bicycle reaches the speed of 20 miles per
- 98 hour;
- 99 (ii) an electric assisted bicycle equipped with a motor or electronics that:
- 100 (A) may be used exclusively to propel the bicycle; and
- 101 (B) is not capable of providing assistance when the bicycle reaches the speed of 20
- 102 miles per hour; or
- 103 (iii) an electric assisted bicycle equipped with a motor or electronics that:
- 104 (A) provides assistance only when the rider is pedaling;
- 105 (B) ceases to provide assistance when the bicycle reaches the speed of 28 miles per
- 106 hour; and
- 107 (C) is equipped with a speedometer.
- 108 (18) (a) "Electric personal assistive mobility device" means a self-balancing device
- 109 with:
- 110 (i) two nontandem wheels in contact with the ground;
- 111 (ii) a system capable of steering and stopping the unit under typical operating
- 112 conditions;
- 113 (iii) an electric propulsion system with average power of one horsepower or 750 watts;
- 114 (iv) a maximum speed capacity on a paved, level surface of 12.5 miles per hour; and
- 115 (v) a deck design for a person to stand while operating the device.
- 116 (b) "Electric personal assistive mobility device" does not include a wheelchair.
- 117 (19) "Explosives" means a chemical compound or mechanical mixture commonly used
- 118 or intended for the purpose of producing an explosion and that contains any oxidizing and

119 combustive units or other ingredients in proportions, quantities, or packing so that an ignition  
120 by fire, friction, concussion, percussion, or detonator of any part of the compound or mixture  
121 may cause a sudden generation of highly heated gases, and the resultant gaseous pressures are  
122 capable of producing destructive effects on contiguous objects or of causing death or serious  
123 bodily injury.

124 (20) "Farm tractor" means a motor vehicle designed and used primarily as a farm  
125 implement, for drawing plows, mowing machines, and other implements of husbandry.

126 (21) "Flammable liquid" means a liquid that has a flashpoint of 100 degrees F. or less,  
127 as determined by a [~~tagliabue~~] Tagliabue or equivalent closed-cup test device.

128 (22) "Freeway" means a controlled-access highway that is part of the interstate system  
129 as defined in Section [72-1-102](#).

130 (23) (a) "Golf cart" means a device that:

131 (i) is designed for transportation by players on a golf course;

132 (ii) has not less than three wheels in contact with the ground;

133 (iii) has an unladen weight of less than 1,800 pounds;

134 (iv) is designed to operate at low speeds; and

135 (v) is designed to carry not more than six persons including the driver.

136 (b) "Golf cart" does not include:

137 (i) a low-speed vehicle or an off-highway vehicle;

138 (ii) a motorized wheelchair;

139 (iii) an electric personal assistive mobility device;

140 (iv) an electric assisted bicycle;

141 (v) a motor assisted scooter;

142 (vi) a personal delivery device, as defined in Section [41-6a-1119](#); or

143 (vii) a mobile carrier, as defined in Section [41-6a-1120](#).

144 (24) "Gore area" means the area delineated by two solid white lines that is between a  
145 continuing lane of a through roadway and a lane used to enter or exit the continuing lane  
146 including similar areas between merging or splitting highways.

147 (25) "Gross weight" means the weight of a vehicle without a load plus the weight of  
148 any load on the vehicle.

149 (26) "Highway" means the entire width between property lines of every way or place of

150 any nature when any part of it is open to the use of the public as a matter of right for vehicular  
151 travel.

152 (27) "Highway authority" means the same as that term is defined in Section [72-1-102](#).

153 (28) (a) "Intersection" means the area embraced within the prolongation or connection  
154 of the lateral curblines, or, if none, then the lateral boundary lines of the roadways of two or  
155 more highways that join one another.

156 (b) Where a highway includes two roadways 30 feet or more apart:

157 (i) every crossing of each roadway of the divided highway by an intersecting highway  
158 is a separate intersection; and

159 (ii) if the intersecting highway also includes two roadways 30 feet or more apart, then  
160 every crossing of two roadways of the highways is a separate intersection.

161 (c) "Intersection" does not include the junction of an alley with a street or highway.

162 (29) "Island" means an area between traffic lanes or at an intersection for control of  
163 vehicle movements or for pedestrian refuge designated by:

164 (a) pavement markings, which may include an area designated by two solid yellow  
165 lines surrounding the perimeter of the area;

166 (b) channelizing devices;

167 (c) curbs;

168 (d) pavement edges; or

169 (e) other devices.

170 (30) "Lane filtering" means, when operating a motorcycle other than an autocycle, the  
171 act of overtaking and passing another vehicle that is stopped in the same direction of travel in  
172 the same lane.

173 (31) "Law enforcement agency" means the same as that term is as defined in Section  
174 [53-1-102](#).

175 (32) "Limited access highway" means a highway:

176 (a) that is designated specifically for through traffic; and

177 (b) over, from, or to which neither owners nor occupants of abutting lands nor other  
178 persons have any right or easement, or have only a limited right or easement of access, light,  
179 air, or view.

180 (33) "Local highway authority" means the legislative, executive, or governing body of

181 a county, municipal, or other local board or body having authority to enact laws relating to  
182 traffic under the constitution and laws of the state.

183 (34) (a) "Low-speed vehicle" means a four wheeled electric motor vehicle that:

184 (i) is designed to be operated at speeds of not more than 25 miles per hour; and

185 (ii) has a capacity of not more than six passengers, including a conventional driver or  
186 fallback-ready user if on board the vehicle, as those terms are defined in Section 41-26-102.1.

187 (b) "Low-speed vehicle" does not include a golfcart or an off-highway vehicle.

188 (35) "Metal tire" means a tire, the surface of which in contact with the highway is  
189 wholly or partly of metal or other hard nonresilient material.

190 (36) (a) "Mini-motorcycle" means a motorcycle or motor-driven cycle that has a seat or  
191 saddle that is less than 24 inches from the ground as measured on a level surface with properly  
192 inflated tires.

193 (b) "Mini-motorcycle" does not include a moped or a motor assisted scooter.

194 (c) "Mini-motorcycle" does not include a motorcycle that is:

195 (i) designed for off-highway use; and

196 (ii) registered as an off-highway vehicle under Section 41-22-3.

197 (37) "Mobile home" means:

198 (a) a trailer or semitrailer that is:

199 (i) designed, constructed, and equipped as a dwelling place, living abode, or sleeping  
200 place either permanently or temporarily; and

201 (ii) equipped for use as a conveyance on streets and highways; or

202 (b) a trailer or a semitrailer whose chassis and exterior shell is designed and

203 constructed for use as a mobile home, as defined in Subsection (37)(a), but that is instead used  
204 permanently or temporarily for:

205 (i) the advertising, sale, display, or promotion of merchandise or services; or

206 (ii) any other commercial purpose except the transportation of property for hire or the  
207 transportation of property for distribution by a private carrier.

208 (38) "Mobility disability" means the inability of a person to use one or more of the  
209 person's extremities or difficulty with motor skills, that may include limitations with walking,  
210 grasping, or lifting an object, caused by a neuro-muscular, orthopedic, or other condition.

211 [~~38~~] (39) (a) "Moped" means a motor-driven cycle having:

- 212 (i) pedals to permit propulsion by human power; and
- 213 (ii) a motor that:
  - 214 (A) produces not more than two brake horsepower; and
  - 215 (B) is not capable of propelling the cycle at a speed in excess of 30 miles per hour on
  - 216 level ground.
- 217 (b) If an internal combustion engine is used, the displacement may not exceed 50 cubic
- 218 centimeters and the moped shall have a power drive system that functions directly or
- 219 automatically without clutching or shifting by the operator after the drive system is engaged.
- 220 (c) "Moped" does not include:
  - 221 (i) an electric assisted bicycle; or
  - 222 (ii) a motor assisted scooter.
- 223 ~~[(39)]~~ (40) (a) "Motor assisted scooter" means a self-propelled device with:
  - 224 (i) at least two wheels in contact with the ground;
  - 225 (ii) a braking system capable of stopping the unit under typical operating conditions;
  - 226 (iii) an electric motor not exceeding 2,000 watts;
  - 227 (iv) either:
    - 228 (A) handlebars and a deck design for a person to stand while operating the device; or
    - 229 (B) handlebars and a seat designed for a person to sit, straddle, or stand while operating
    - 230 the device;
  - 231 (v) a design for the ability to be propelled by human power alone; and
  - 232 (vi) a maximum speed of 20 miles per hour on a paved level surface.
- 233 (b) "Motor assisted scooter" does not include:
  - 234 (i) an electric assisted bicycle; or
  - 235 (ii) a motor-driven cycle.
- 236 ~~[(40)]~~ (41) (a) "Motor vehicle" means a vehicle that is self-propelled and a vehicle that
- 237 is propelled by electric power obtained from overhead trolley wires, but not operated upon
- 238 rails.
  - 239 (b) "Motor vehicle" does not include:
    - 240 (i) vehicles moved solely by human power;
    - 241 (ii) motorized wheelchairs;
    - 242 (iii) an electric personal assistive mobility device;



- 243 (iv) an electric assisted bicycle;
- 244 (v) a motor assisted scooter;
- 245 (vi) a personal delivery device, as defined in Section 41-6a-1119; or
- 246 (vii) a mobile carrier, as defined in Section 41-6a-1120.
- 247 ~~[(41)]~~ (42) "Motorcycle" means:
- 248 (a) a motor vehicle, other than a tractor, having a seat or saddle for the use of the rider
- 249 and designed to travel with not more than three wheels in contact with the ground; or
- 250 (b) an autocyycle.
- 251 ~~[(42)]~~ (43) (a) "Motor-driven cycle" means a motorcycle, moped, and a motorized
- 252 bicycle having:
- 253 (i) an engine with less than 150 cubic centimeters displacement; or
- 254 (ii) a motor that produces not more than five horsepower.
- 255 (b) "Motor-driven cycle" does not include:
- 256 (i) an electric personal assistive mobility device;
- 257 (ii) a motor assisted scooter; or
- 258 (iii) an electric assisted bicycle.
- 259 ~~[(43)]~~ (44) "Off-highway implement of husbandry" means the same as that term is
- 260 defined under Section 41-22-2.
- 261 ~~[(44)]~~ (45) "Off-highway vehicle" means the same as that term is defined under Section
- 262 41-22-2.
- 263 ~~[(45)]~~ (46) "Operate" means the same as that term is defined in Section 41-1a-102.
- 264 ~~[(46)]~~ (47) "Operator" means:
- 265 (a) a human driver, as defined in Section 41-26-102.1, that operates a vehicle; or
- 266 (b) an automated driving system, as defined in Section 41-26-102.1, that operates a
- 267 vehicle.
- 268 ~~[(47)]~~ (48) (a) "Park" or "parking" means the standing of a vehicle, whether the vehicle
- 269 is occupied or not.
- 270 (b) "Park" or "parking" does not include:
- 271 (i) the standing of a vehicle temporarily for the purpose of and while actually engaged
- 272 in loading or unloading property or passengers; or
- 273 (ii) a motor vehicle with an engaged automated driving system that has achieved a

274 minimal risk condition, as those terms are defined in Section [41-26-102.1](#).

275 ~~[(48)]~~ [\(49\)](#) "Peace officer" means a peace officer authorized under Title 53, Chapter 13,  
276 Peace Officer Classifications, to direct or regulate traffic or to make arrests for violations of  
277 traffic laws.

278 ~~[(49)]~~ [\(50\)](#) "Pedestrian" means a person traveling:

279 (a) on foot; or

280 (b) in a wheelchair.

281 ~~[(50)]~~ [\(51\)](#) "Pedestrian traffic-control signal" means a traffic-control signal used to  
282 regulate pedestrians.

283 ~~[(51)]~~ [\(52\)](#) "Person" means a natural person, firm, copartnership, association,  
284 corporation, business trust, estate, trust, partnership, limited liability company, association,  
285 joint venture, governmental agency, public corporation, or any other legal or commercial entity.

286 ~~[(52)]~~ [\(53\)](#) "Pole trailer" means a vehicle without motive power:

287 (a) designed to be drawn by another vehicle and attached to the towing vehicle by  
288 means of a reach, or pole, or by being boomed or otherwise secured to the towing vehicle; and

289 (b) that is ordinarily used for transporting long or irregular shaped loads including  
290 poles, pipes, or structural members generally capable of sustaining themselves as beams  
291 between the supporting connections.

292 ~~[(53)]~~ [\(54\)](#) "Private road or driveway" means every way or place in private ownership  
293 and used for vehicular travel by the owner and those having express or implied permission  
294 from the owner, but not by other persons.

295 ~~[(54)]~~ [\(55\)](#) "Railroad" means a carrier of persons or property upon cars operated on  
296 stationary rails.

297 ~~[(55)]~~ [\(56\)](#) "Railroad sign or signal" means a sign, signal, or device erected by  
298 authority of a public body or official or by a railroad and intended to give notice of the presence  
299 of railroad tracks or the approach of a railroad train.

300 ~~[(56)]~~ [\(57\)](#) "Railroad train" means a locomotive propelled by any form of energy,  
301 coupled with or operated without cars, and operated upon rails.

302 ~~[(57)]~~ [\(58\)](#) "Right-of-way" means the right of one vehicle or pedestrian to proceed in a  
303 lawful manner in preference to another vehicle or pedestrian approaching under circumstances  
304 of direction, speed, and proximity that give rise to danger of collision unless one grants

305 precedence to the other.

306 [~~(58)~~] (59) (a) "Roadway" means that portion of highway improved, designed, or  
307 ordinarily used for vehicular travel.

308 (b) "Roadway" does not include the sidewalk, berm, or shoulder, even though any of  
309 them are used by persons riding bicycles or other human-powered vehicles.

310 (c) "Roadway" refers to any roadway separately but not to all roadways collectively, if  
311 a highway includes two or more separate roadways.

312 [~~(59)~~] (60) "Safety zone" means the area or space officially set apart within a roadway  
313 for the exclusive use of pedestrians and that is protected, marked, or indicated by adequate  
314 signs as to be plainly visible at all times while set apart as a safety zone.

315 [~~(60)~~] (61) (a) "School bus" means a motor vehicle that:

316 (i) complies with the color and identification requirements of the most recent edition of  
317 "Minimum Standards for School Buses"; and

318 (ii) is used to transport school children to or from school or school activities.

319 (b) "School bus" does not include a vehicle operated by a common carrier in  
320 transportation of school children to or from school or school activities.

321 [~~(61)~~] (62) (a) "Semitrailer" means a vehicle with or without motive power:

322 (i) designed for carrying persons or property and for being drawn by a motor vehicle;  
323 and

324 (ii) constructed so that some part of its weight and that of its load rests on or is carried  
325 by another vehicle.

326 (b) "Semitrailer" does not include a pole trailer.

327 [~~(62)~~] (63) "Shoulder area" means:

328 (a) that area of the hard-surfaced highway separated from the roadway by a pavement  
329 edge line as established in the current approved "Manual on Uniform Traffic Control Devices";  
330 or

331 (b) that portion of the road contiguous to the roadway for accommodation of stopped  
332 vehicles, for emergency use, and for lateral support.

333 [~~(63)~~] (64) "Sidewalk" means that portion of a street between the curb lines, or the  
334 lateral lines of a roadway, and the adjacent property lines intended for the use of pedestrians.

335 (65) (a) "Soft-surface trail" means a marked trail surfaced with sand, rock, or dirt that

336 is designated for the use of a bicycle.

337 (b) "Soft-surface trail" does not mean a trail:

338 (i) where the use of a motor vehicle or an electric assisted bicycle is prohibited by a  
339 federal law, regulation, or rule; or

340 (ii) located in whole or in part on land granted to the state or a political subdivision  
341 subject to a conservation easement that prohibits the use of a motorized vehicle.

342 [~~(64)~~] (66) "Solid rubber tire" means a tire of rubber or other resilient material that  
343 does not depend on compressed air for the support of the load.

344 [~~(65)~~] (67) "Stand" or "standing" means the temporary halting of a vehicle, whether  
345 occupied or not, for the purpose of and while actually engaged in receiving or discharging  
346 passengers.

347 [~~(66)~~] (68) "Stop" when required means complete cessation from movement.

348 [~~(67)~~] (69) "Stop" or "stopping" when prohibited means any halting even momentarily  
349 of a vehicle, whether occupied or not, except when:

350 (a) necessary to avoid conflict with other traffic; or

351 (b) in compliance with the directions of a peace officer or traffic-control device.

352 [~~(68)~~] (70) "Street-legal all-terrain vehicle" or "street-legal ATV" means an all-terrain  
353 type I vehicle, all-terrain type II vehicle, or all-terrain type III vehicle, that is modified to meet  
354 the requirements of Section 41-6a-1509 to operate on highways in the state in accordance with  
355 Section 41-6a-1509.

356 [~~(69)~~] (71) "Traffic" means pedestrians, ridden or herded animals, vehicles, and other  
357 conveyances either singly or together while using any highway for the purpose of travel.

358 [~~(70)~~] (72) "Traffic signal preemption device" means an instrument or mechanism  
359 designed, intended, or used to interfere with the operation or cycle of a traffic-control signal.

360 [~~(71)~~] (73) "Traffic-control device" means a sign, signal, marking, or device not  
361 inconsistent with this chapter placed or erected by a highway authority for the purpose of  
362 regulating, warning, or guiding traffic.

363 [~~(72)~~] (74) "Traffic-control signal" means a device, whether manually, electrically, or  
364 mechanically operated, by which traffic is alternately directed to stop and permitted to proceed.

365 [~~(73)~~] (75) (a) "Trailer" means a vehicle with or without motive power designed for  
366 carrying persons or property and for being drawn by a motor vehicle and constructed so that no

367 part of its weight rests upon the towing vehicle.

368 (b) "Trailer" does not include a pole trailer.

369 ~~[(74)]~~ (76) "Truck" means a motor vehicle designed, used, or maintained primarily for  
370 the transportation of property.

371 ~~[(75)]~~ (77) "Truck tractor" means a motor vehicle:

372 (a) designed and used primarily for drawing other vehicles; and

373 (b) constructed to carry a part of the weight of the vehicle and load drawn by the truck  
374 tractor.

375 ~~[(76)]~~ (78) "Two-way left turn lane" means a lane:

376 (a) provided for vehicle operators making left turns in either direction;

377 (b) that is not used for passing, overtaking, or through travel; and

378 (c) that has been indicated by a lane traffic-control device that may include lane  
379 markings.

380 ~~[(77)]~~ (79) "Urban district" means the territory contiguous to and including any street,  
381 in which structures devoted to business, industry, or dwelling houses are situated at intervals of  
382 less than 100 feet, for a distance of a quarter of a mile or more.

383 ~~[(78)]~~ (80) "Vehicle" means a device in, on, or by which a person or property is or may  
384 be transported or drawn on a highway, except a mobile carrier, as defined in Section  
385 41-6a-1120, or a device used exclusively on stationary rails or tracks.

386 Section 2. Section 41-6a-1115.5 is amended to read:

387 **41-6a-1115.5. Electric assisted bicycles -- Restrictions -- Penalties.**

388 (1) Except as otherwise provided in this section, an electric assisted bicycle is subject  
389 to the provisions under this chapter for a bicycle.

390 (2) An individual may operate an electric assisted bicycle on a path or trail designated  
391 for the use of a bicycle.

392 (3) (a) A local authority or state agency may adopt an ordinance or rule to regulate or  
393 restrict the use of an electric assisted bicycle, or a specific classification of an electric assisted  
394 bicycle, on a sidewalk, path, or trail within the jurisdiction of the local authority or state  
395 agency.

396 (b) When enacting ordinances or making rules related to the use of a pathway or  
397 soft-surface trail, and during the planning or construction of a pathway or soft-surface trail, a

398 local authority or state agency shall consider accommodations and increased trail access by a  
399 person with a mobility disability.

400 (4) An individual under 16 years [~~of age~~] old may not operate a class 3 electric assisted  
401 bicycle.

402 (5) An individual under 14 years [~~of age~~] old may not operate an electric assisted  
403 bicycle with the electric motor engaged on any public property, highway, path, or sidewalk  
404 unless the individual is under the direct supervision of the individual's parent or guardian.

405 (6) An individual under eight years [~~of age~~] old may not operate an electric assisted  
406 bicycle with the electric motor engaged on any public property, highway, path, or sidewalk.

407 (7) The owner of an electric assisted bicycle may not authorize or knowingly permit an  
408 individual to operate an electric assisted bicycle in violation of this section.

409 (8) (a) Beginning January 1, 2017, each Utah-based manufacturer of an electric assisted  
410 bicycle and each distributor of an electric assisted bicycle in Utah shall permanently affix a  
411 label in a prominent location on the electric assisted bicycle.

412 (b) Each manufacturer and each distributor shall ensure that the label is printed in Arial  
413 font, in 9-point type or larger, and includes the:

414 (i) appropriate electric assisted bicycle classification number described in Section  
415 [41-6a-102](#);

416 (ii) top assisted speed; and

417 (iii) wattage of the motor.

418 (9) An individual who violates this section is guilty of an infraction.

419 (10) A class 2 electric assisted bicycle is subject to the restrictions of Section  
420 [41-6a-526](#).