Local Mandate Fiscal Impact Estimate
Kentucky Legislative Research Commission
2017 Regular Session

Part I: Measure Information

Bill Request #:   76

Bill #:   SB 73 SCS

Bill Subject/Title: An ACT relating to autocycles.

Sponsor: Senator C. B. Embry Jr.

Unit of Government: **X** City   **X** County   **X** Urban-County

Unified Local

X Charter County   **X** Consolidated Local   **X** Government

Office(s) Impacted: Local Law Enforcement and Courts.

Requirement: **X** Mandatory _____ Optional

Effect on
Powers & Duties: _____ Modifies Existing   **X** Adds New _____ Eliminates Existing

Part II: Purpose and Mechanics

Currently, autocycles are licensed as a motorcycle. SB 73 establishes a separate and distinct category for autocycles.

SB 73 defines "autocycle" as any motor vehicle that:
- has a seat that the operator does not straddle or sit astride,
- has three wheels on the ground,
- exceeds 40 miles per hour,
- the operator and passenger ride side-by-side or in tandem,
- has a removable or fixed top enclosing the seating area,
- has a three-point safety belt system,
- may have manufacturer-installed air bags or roll cage,
- is controllable with a steering wheel and pedals,
- is not an alternative-speed motorcycle as defined in KRS 186.010(17)

SB 73 creates a new section of KRS Chapter 189 to provide the provisions for the operation of an autocycle on a highway. These provisions are:
- the operator must have a valid operator's license
- the operator shall not be required to have a motorcycle license or endorsement
- the owner or operator is required to have insurance and the proof must be inside the

autocycle at all times vehicle is on a highway
- an autocycle is considered to be a motorcycle for titling and registration purposes
- the operator must comply with all KRS Chapter 189 and 189A traffic regulations
- the operator is not required to wear protective headgear

SB 73 prohibits an applicant from using an autocycle for road skills testing.

SB 73 allows used motor vehicle dealers and motorcycle dealers to sell autocycles, but not new motor vehicle dealers.

SB 73 requires autocycles be a distinct category for reporting and statistical purposes. Furthermore, autocycles shall not be considered to be a motor vehicle or a motorcycle for vehicle accident reporting purposes.

SB 73 SCS retains the major provisions of the measure as introduced and makes the following change in the bill:

Under Section 1(15), while keeping the definition for "motorcycle", it clarifies the term motorcycle shall be used for autocycle registration purposes.

Part III: Fiscal Explanation, Bill Provisions, and Estimated Cost

The fiscal impact of SB 73 SCS on local governments is expected to be nil.

The number of autocycles on Kentucky roads is very small but is expected to grow.

The accident report completed by an officer would have to be updated by the Kentucky State Police (KSP) to include the new classification in the pull down menu. The civilian form is generic and the type of vehicle may be written or typed in.

Accident reports are available to local law enforcement agencies online through the Kentucky Open Portal Solutions System (KYOPS). This includes both the Civilian Collision Report for accidents resulting in damage of less than $500 and to be completed by the individual(s) involved in the mishap, and the formal report to be completed by an officer for accidents over $500. **KYOPS is provided to local agencies at no cost to the agency.**

Albeit the great majority of local agencies are computer based, a number still prefer using paper forms. Paper forms will also be updated by KSP and made available to local agencies through a requisition process.

County clerk offices would have a new classification for registrations and titles as part of the statewide registration system. Whereas the computer system is maintained by the state, this would **not** be a local government expense.

Data Source(s):   Kentucky State Police, Franklin County KY Sheriff's Office. Kentucky Revenue Cabinet, Franklin County Clerks Office

Preparer: Wendell F. Butler   **Reviewer:** JWN   **Date:** 1/3/17