

1 State of Arkansas  
2 92nd General Assembly  
3 Regular Session, 2019  
4

# A Bill

HOUSE BILL 1982

5 By: Representative G. Hodges  
6

## For An Act To Be Entitled

8 AN ACT TO ESTABLISH THE ELECTRIC MOTORIZED SCOOTER  
9 ACT; AND FOR OTHER PURPOSES.  
10

## Subtitle

11 TO ESTABLISH THE ELECTRIC MOTORIZED  
12 SCOOTER ACT.  
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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19 SECTION 1. Arkansas Code Title 27, Chapter 51, is amended to add an  
20 additional subchapter to read as follows:  
21

### Subchapter 19 – Electric Motorized Scooter Act

#### 27-51-1901. Title.

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24 This subchapter shall be known and may be cited as the “Electric  
25 Motorized Scooter Act”  
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#### 27-51-1902. Definitions.

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29 As used in this subchapter:

30 (1)(A) "Electric motorized scooter" means a device that:

- 31 (i) Weighs less than one hundred pounds (100 lbs);  
32 (ii) Has two (2) or three (3) wheels;  
33 (iii) Has a handlebar;  
34 (iv) Is equipped with a floorboard that can be used  
35 to stand on while riding the electric motorized scooter;  
36 (v) Is powered by an electric motor; and



1 (vi) Has a maximum speed of twenty miles per hour  
 2 (20 m.p.h.) with or without human propulsion on a paved level surface.

3 (B) "Electric motorized scooter" does not include:

4 (i) A motorcycle, an electric bicycle, an electric  
 5 personal assisted mobility device, motor-driven cycle, a motorized bicycle  
 6 under § 27-20-101, or a moped; or

7 (ii) An electric bicycle under § 27-51-1702;

8 (2) "Scooter-share operator" means a person or company offering  
 9 a shared scooter for hire;

10 (3) "Scooter-share program" means a service in which a shared  
 11 scooter is made available to use for hire; and

12 (4) "Shared scooter" means an electric motorized scooter offered  
 13 for hire.

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 15 27-51-1903. Operation of an electric motorized scooter.

16 An electric motorized scooter shall not be operated:

17 (1) By a person under sixteen (16) years of age; or

18 (2) At a speed greater than fifteen miles per hour (15 m.p.h.).

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 20 27-51-1904. Shared scooter – Insurance required.

21 (a)(1) A shared scooter shall bear a unique alphanumeric  
 22 identification number.

23 (2) The alphanumeric identification number shall be:

24 (A) Visible from a distance of five feet (5') and not be  
 25 covered by a branding or other marking; and

26 (B) Used throughout the state, including by a local  
 27 authority, to identify the shared scooter.

28 (b) A scooter-share operator shall carry the following insurance  
 29 coverage dedicated exclusively for operation of a shared scooter:

30 (1) Commercial general liability insurance coverage with a limit  
 31 of no less than one million dollars (\$1,000,000) for each occurrence and five  
 32 million dollars (\$5,000,000) aggregate;

33 (2) Umbrella or excess liability coverage with a limit of no  
 34 less than five million dollars (\$5,000,000) for each occurrence and five  
 35 million dollars (\$5,000,000) aggregate; and

36 (3) Workers' compensation coverage as required by law.

1  
2 27-51-1905. Local authority regulation of electric motorized scooters.

3 A local authority may require a scooter-share operator to provide the  
4 local authority anonymized fleet and ride activity data for all trips  
5 starting or ending within the jurisdiction of the local authority and all  
6 ride activity resulting in an accident report provided that, to ensure  
7 individual privacy, the anonymized fleet and ride activity data is:

8 (1) Provided to a local authority through an application  
9 programming interface, subject to the scooter-share operator's license  
10 agreement for the interface, in compliance with a national data format  
11 standard such as the mobility data specification;

12 (2) Treated as trade secret and proprietary business  
13 information;

14 (3)(A) Considered personally identifiable information.

15 (B) The anonymized fleet and ride activity data shall not  
16 be disclosed pursuant to public records requests received by the local  
17 authority without prior aggregation or anonymization to protect individual  
18 privacy; and

19 (4) Released to law enforcement if required by state or federal  
20 law.