

SENATE BILL 2386

By Massey

AN ACT to amend Tennessee Code Annotated, Title 55,
relative to certain types of motorized vehicles.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 55-1-103(3), is amended by inserting the language ", motor scooters with an engine power of 150cc or less" after the language "motorized bicycles".

SECTION 2. Tennessee Code Annotated, Section 55-1-103(4), is amended by deleting the word "or" between the word "tractor" and the words "motorized bicycle" and substituting instead a comma ",", and by inserting the language "or motor scooters with an engine power of 150cc or less" after the language "motorized bicycle".

SECTION 3. Tennessee Code Annotated, Section 55-17-102, is amended by adding the following language as new, appropriately designated subdivisions:

() "Motor scooter" means a vehicle designed to travel on two (2) wheels with an engine power of 150cc or less;

() "Motor scooter dealer" means any person engaged in the business of selling, offering to sell, soliciting or advertising the sale of motor scooters, or possessing motor scooters for the purpose of resale, either on that person's own account or on behalf of another, either as that person's primary business or incidental to that person's business so long as such dealer's business does not include the sale of other types of motor vehicles;

SECTION 4. Tennessee Code Annotated, Section 55-17-102(18), is amended by adding the following language at the end of the subdivision:

All exemptions in the part which apply to motor vehicle dealers also apply to motor scooter dealers.

SECTION 5. Tennessee Code Annotated, Title 55, Chapter 17, Part 1, is amended by adding the following language as a new, appropriately designated section:

55-17-1__.

(a) The motor vehicle commission shall establish a new license for motor scooter dealers who are not engaged in the business of selling any other type of motor vehicle. Requirements related to motor vehicle dealers, including, without limitation, physical requirements for a building, repair facilities, storage and lot which generally apply to motor vehicle dealers shall be revised to more accurately reflect requirements related for the storage, sale, possession and repairs of motor scooters. Such requirements shall more generally follow requirements for the storage, sale, possession and repairs of motorized bicycles.

(b) The motor vehicle commission is authorized to promulgate rules and regulations in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5, to effectuate the purposes and intent of this act.

SECTION 6. For purposes of promulgating rules and regulations, this act shall take effect upon becoming a law, the public welfare requiring it. For all other purposes, this act shall take effect July 1, 2012, the public welfare requiring it.