

107TH CONGRESS  
1ST SESSION

# H. R. 1426

To amend the Consumer Product Safety Act to provide that low-speed electric personal assistive mobility devices are consumer products subject to that Act.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 4, 2001

Mr. BASS introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To amend the Consumer Product Safety Act to provide that low-speed electric personal assistive mobility devices are consumer products subject to that Act.

1       *Be it enacted by the Senate and House of Representa-  
2       tives of the United States of America in Congress assembled,*

**3 SECTION 1. CONSUMER PRODUCT SAFETY ACT.**

4       (a) IN GENERAL.—The Consumer Product Safety  
5       Act (15 U.S.C. 2051 et seq.) is amended by adding at  
6       the end the following:

# 1 “LOW-SPEED ELECTRIC PERSONAL ASSISTIVE MOBILITY 2 DEVICES

3        “SEC. 39. (a) Notwithstanding any other provision  
4 of law, low-speed electric personal assistive mobility de-  
5 vices are consumer products within the meaning of section  
6 3(a)(1) and shall be subject to the Commission regulations  
7 published at section 1500.18(a)(12) and part 1512 of title  
8 16, Code of Federal Regulations.

9        "(b) For the purpose of this section, the term 'low-  
10 speed electric personal assistive mobility device' means a  
11 2- or 3-wheeled device with an electric propulsion system  
12 of less than 750 watts (1 h.p.), whose maximum speed  
13 on a paved level surface, when powered solely by such a  
14 propulsion system while ridden by an operator who weighs  
15 170 pounds, is less than 20 mph.

16       “(c) To further protect the safety of consumers who  
17 ride low-speed electric personal assistive mobility devices,  
18 the Commission may promulgate new or amended require-  
19 ments applicable to such vehicles as necessary and appro-  
20 priate.

21       “(d) This section shall supersede any State law or  
22 requirement with respect to low-speed electric personal as-  
23 sistive mobility devices to the extent that such State law  
24 or requirement is more stringent than the Federal law or  
25 requirements referred to in subsection (a).”.

1        (b) CLERICAL AMENDMENT.—The table of contents  
2 preceding section 2 of such Act is amended by adding at  
3 the end the following:

“Sec. 39. Low-speed electric personal assistive mobility devices.”.

4 **SEC. 2. MOTOR VEHICLE SAFETY STANDARDS.**

5        For purposes of motor vehicle safety standards pre-  
6 scribed and enforced pursuant to chapter 301 of title 49,  
7 United States Code, a low-speed electric personal assistive  
8 mobility device (as defined in section 39(b) of the Con-  
9 sumer Product Safety Act, as amended by this Act) shall  
10 not be considered a motor vehicle as defined by section  
11 30102(6) of title 49, United States Code.

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