GENERAL ASSEMBLY
COMMONWEALTH OF KENTUCKY

2010 REGULAR SESSION

HOUSE BILL NO. 79

THURSDAY, FEBRUARY 25, 2010

The following bill was reported to the Senate from the House and ordered to be printed.

RECEIVED AND FILED
DATE March 31, 2010
8:44am

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY L. Adler

AN ACT relating to the operation of golf carts on public roads.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

1 ➔Section 1. KRS 189.286 is amended to read as follows:

2 (1) As used in this section:

3 (a) "Golf cart" means any self-propelled vehicle that:

4 1. Is designed for the transportation of players or maintaining equipment
5 on a golf course, while engaged in the playing of golf, supervising the
6 play of golf, or maintaining the condition of the grounds on a golf
7 course;

8 2. Has a minimum of four (4) wheels;

9 3. Is designed to operate at a speed of not more than thirty-five (35) miles
10 per hour;

11 4. Is designed to carry not more than six (6) persons, including the driver;

12 5. Has a maximum gross vehicle weight of two thousand five hundred
13 (2,500) pounds;

14 6. Has a maximum rated payload capacity of one thousand two hundred
15 (1,200) pounds; and

16 7. Meets the federal motor vehicle safety standards for low-speed vehicles
17 set forth in 49 C.F.R. sec. 571.500; and

18 (b) "Local government" means a city, county, charter county government, urban-
19 county government, consolidated local government, unified local government,
20 or special district.

21 (2) The governing body of a local government may authorize and regulate the operation
22 of a golf cart on any public roadway under its jurisdiction ~~[that lies within five (5)~~
23 ~~road miles of an entrance to a golf course]~~if the local government adopts an
24 ordinance specifying each roadway that is open for golf cart use.

25 (3) An ordinance created under subsection (2) of this section shall require that a golf

1 cart operated on a designated public roadway:
2 (a) Be issued a permit for the golf cart by the local government;
3 (b) Display a sticker or permit that identifies that the golf cart is allowed to be
4 operated on specific roadways within the local government; and
5 (c) Be inspected by a certified inspector designated by the county sheriff and
6 certified through the Department of Vehicle Regulation to ensure that the golf
7 cart complies with the requirements of this section. The inspection fee under
8 this paragraph shall not exceed five dollars ($5) with an additional fee not to
9 exceed ten dollars ($10) per trip charged if it becomes necessary for the
10 certified inspector to travel to the site of the golf cart rather than having the
11 golf cart brought to the sheriff's inspection area.
12 (4) A person may operate a golf cart on a public roadway pursuant to subsection (2) of
13 this section if:
14 (a) The posted speed limit of the designated public roadway is thirty-five (35)
15 miles per hour or less;
16 (b) The operator of the golf cart does not cross a roadway at an intersection where
17 the roadway being crossed has a posted speed limit of more than thirty-five
18 (35) miles per hour;
19 (c) The operator has a valid operator's license in his or her possession;
20 (d) The golf cart is being operated between sunrise and sunset; and
21 (e) The golf cart displays a slow-moving vehicle emblem in compliance with
22 KRS 189.820.
23 (5) A golf cart operating on a public roadway under subsection (2) of this section shall
24 be insured in compliance with KRS 304.39-080 by the owner or operator, and the
25 proof of insurance shall be inside the golf cart at all times of operation on a public
26 roadway.
27 (6) Any person operating a golf cart on a public roadway under the provisions of this

1 section shall be subject to the traffic regulations of KRS Chapter 189.
2 (7) A golf cart operating on a public roadway designated by a local government under
3 subsection (2) of this section is not considered to be motor a vehicle and is exempt
4 from:
5 (a) Title requirements of KRS 186.020;
6 (b) Vehicle registration requirements of KRS 186.050; and
7 (c) Emissions compliance certificates pursuant to KRS 224.20-720.
8 (8) A local government may adopt more stringent local ordinances governing golf cart
9 safety equipment and operation than specified in this section.
10 (9) The Transportation Cabinet may prohibit the operation of a golf cart on a public
11 roadway designated under subsection (2) of this section that crosses a state-
12 maintained highway under its jurisdiction if it determines that such prohibition is
13 necessary in the interest of public safety.
14 (10) The provisions of this section shall not apply to a golf cart that is not used on a
15 public roadway except to cross a roadway while following a golf cart path on a golf
16 course.

Speaker-House of Representatives

President of Senate

Attest: Chief Clerk of House of Representatives

Approved Governor

Date March 30, 2010