SENATE AMENDMENT NO. ___

Offered by _____ Of _____

Amend <u>SS/Senate</u> Bill No. <u>46</u>, Page <u>4</u>, Section <u>301.558</u>, Line <u>106</u>,

2   by inserting after all of said line the following:

3   "<u>304.165.   1.   As used in this section, the following</u>

4   <u>terms shall mean:</u>

5   <u>(1)   "Automated motor vehicle", a motor vehicle on</u>

6   <u>which automated technology has been installed that enables</u>

7   <u>the motor vehicle to be operated in automatic mode;</u>

8   <u>(2)   "Automated technology", technology installed on a</u>

9   <u>motor vehicle which has the capability to make decisions for</u>

10   <u>or replace an operator.   "Automated technology" shall not</u>

11   <u>include active safety systems or operator assistance</u>

12   <u>systems, including but not limited to systems providing</u>

13   <u>electronic blind-spot assistance, crash avoidance, emergency</u>

14   <u>braking, parking assistance, adaptive cruise control, lane</u>

15   <u>keeping assistance, lane departure warning, or traffic jam</u>

16   <u>or queuing assistance, unless one or more of these</u>

17   <u>technologies alone or in combination with other systems</u>

18   <u>enable the vehicle on which the technology is installed to</u>

19   <u>operate in automatic mode;</u>

20   <u>(3)   "Automatic mode", a mode of operating an automated</u>

21   <u>motor vehicle where the vehicle is operated without</u>

22   <u>continuous control and monitoring by an operator occupying</u>

23   <u>the driver's seat of the vehicle.</u>

24   <u>2.   The operation of an automated motor vehicle on a</u>

25   <u>highway or street in this state shall be subject to the laws</u>

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26 and regulations applicable to a conventional human driver

27 and conventional motor vehicle of the same classification.

28   3. No automated motor vehicle shall be operated in

29 automatic mode on a highway or street in this state unless a

30 person is occupying the driver's seat of the vehicle who:

31   (1) Is authorized pursuant to chapter 302 to operate

32 the motor vehicle;

33   (2) Is trained in the operation of the automated motor

34 vehicle; and

35   (3) Has the ability to monitor the automated motor

36 vehicle's performance and immediately take control of the

37 vehicle's movements if necessary.

38   4. A person occupying the driver's seat of an

39 automated motor vehicle being operated in automatic mode

40 shall be deemed to be operating the vehicle for purposes of

41 enforcing the laws and regulations applicable to drivers and

42 motor vehicles, including but not limited to chapter 302.

43   5. Where an automated motor vehicle is operated

44 without a person occupying the driver's seat of the vehicle,

45 this section shall impose strict liability on the owner of

46 the automated motor vehicle for a violation of subsection 3

47 of this section, and the owner shall be subject to a fine

48 not to exceed one thousand dollars. Where, in accordance

49 with subsection 6 of this section, an owner-lessor of an

50 automated motor vehicle operated without a person occupying

51 the driver's seat of the vehicle furnishes the name,

52 address, and operator's license number of the person renting

53 or leasing the vehicle at the time the violation occurred,

54 this section shall impose strict liability on the person

55 renting or leasing the vehicle at the time of the violation

56 for a violation of subsection 3 of this section, and the

57 person shall be subject to a fine not to exceed one thousand

58 dollars.

59   6. Notwithstanding any provision of this section to

60 the contrary, an owner-lessor of an automated motor vehicle

61 operated without a person occupying the driver's seat of the

62 vehicle shall not be subject to the penalty established

63 under subsection 5 of this section, provided that the owner-

64 lessor, within three working days from the time of receipt

65 of written request for such information, furnishes the name,

66 address, and operator's license number of the person renting

67 or leasing the vehicle at the time the violation occurred.

68 Any registered owner-lessor who fails or refuses to provide

69 such information within the period required by this

70 subsection shall be subject to the penalty established under

71 subsection 5 of this section."; and

72   Further amend the title and enacting clause accordingly.