

# SENATE AMENDMENT NO. \_\_\_\_\_

Offered by \_\_\_\_\_ of \_\_\_\_\_

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

2 by inserting after all of said line the following:

3 "304.165. 1. As used in this section, the following  
4 terms shall mean:

5 (1) "Automated motor vehicle", a motor vehicle on  
6 which automated technology has been installed that enables  
7 the motor vehicle to be operated in automatic mode;

8 (2) "Automated technology", technology installed on a  
9 motor vehicle which has the capability to make decisions for  
10 or replace an operator. "Automated technology" shall not  
11 include active safety systems or operator assistance  
12 systems, including but not limited to systems providing  
13 electronic blind-spot assistance, crash avoidance, emergency  
14 braking, parking assistance, adaptive cruise control, lane  
15 keeping assistance, lane departure warning, or traffic jam  
16 or queuing assistance, unless one or more of these  
17 technologies alone or in combination with other systems  
18 enable the vehicle on which the technology is installed to  
19 operate in automatic mode;

20 (3) "Automatic mode", a mode of operating an automated  
21 motor vehicle where the vehicle is operated without  
22 continuous control and monitoring by an operator occupying  
23 the driver's seat of the vehicle.

24 2. The operation of an automated motor vehicle on a  
25 highway or street in this state shall be subject to the laws

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.