

WEST VIRGINIA CODE: §17c-10A-2

§17C-10A-2. Equipment requirements and operating standards for electric personal assistive mobility devices; applicability of motor vehicle code; penalties.

- (a) An electric personal assistive mobility device shall be equipped with:
 - (1) Front, rear and side reflectors;
 - (2) A braking system that enables the operator to bring the device to a controlled stop; and
 - (3) If operated at any time from one-half hour after sunset to one-half hour before sunrise, a lamp that emits a white light that sufficiently illuminates the area in front of the device.
- (b) An operator of an electric personal assistive mobility device traveling on a sidewalk, roadway or bicycle path shall have the rights and duties of a pedestrian and shall exercise due care to avoid colliding with pedestrians. An operator shall yield the right of way to pedestrians.
- (c) Except as provided in this section, no other provisions of the motor vehicle code shall apply to electric personal assistive mobility devices.
- (d) An operator who violates a provision of subsection (a) or (b) of this section shall receive a warning for the first offense. For a second or subsequent offense, the operator shall be punished by a fine of no less than \$10 and no greater than \$100.