

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

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SENATE BILL 501
PROPOSED COMMITTEE SUBSTITUTE S501-PCS35346-RW-52

Short Title: Clarify ATV Definition.

(Public)

Sponsors:

Referred to:

March 28, 2013

1 A BILL TO BE ENTITLED
2 AN ACT TO MODIFY THE DEFINITION OF ALL-TERRAIN VEHICLE TO REFLECT
3 CHANGES IN THE TYPES OF ALL-TERRAIN VEHICLES SOLD IN NORTH
4 CAROLINA.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. G.S. 20-4.01 reads as rewritten:

7 "§ 20-4.01. Definitions.

8 Unless the context requires otherwise, the following definitions apply throughout this
9 Chapter to the defined words and phrases and their cognates:

10 ...
11 (1c) All-Terrain Vehicle or ATV. – A motorized ~~off-highway~~ vehicle 50 inches
12 or less in width that is designed to travel on three or ~~four~~ more low-pressure
13 tires, ~~having a seat designed to be straddled by the operator and handlebars~~
14 for steering control and manufactured for off-highway use. The terms
15 "All-Terrain Vehicle" or "ATV" do not include a golf cart or a utility
16 vehicle, as defined in this section, or a riding lawn mower.

17 ...
18 (48c) Utility Vehicle. – ~~Vehicle designed and manufactured for general~~
19 ~~maintenance, security, recreational, and landscaping purposes, but does not~~
20 ~~include vehicles designed and used primarily for the transportation of~~
21 ~~persons or property on a street or highway.~~ A motor vehicle that is (i)
22 designed for off-road use and (ii) used for general maintenance, security,
23 agricultural, or horticultural purposes. "Utility vehicle" does not include an
24 all-terrain vehicle or golf cart, as defined in this section, or a riding lawn
25 mower.

26"

27 SECTION 2. G.S. 20-171.16 reads as rewritten:

28 "§ 20-171.16. Passengers.

29 No operator of an all-terrain vehicle shall carry a passenger, except on those vehicles
30 specifically designed by the manufacturer to carry passengers in addition to the operator. A
31 passenger on an all-terrain vehicle under the age of 18 shall wear eye protection and a safety
32 helmet meeting United States Department of Transportation standards for motorcycle helmets."

33 SECTION 3. This act becomes effective December 1, 2013, and applies to
34 offenses committed on or after that date.

