

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2021

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SENATE BILL 241
Transportation Committee Substitute Adopted 4/21/21
PROPOSED HOUSE COMMITTEE SUBSTITUTE S241-PCS45428-SU-17

Short Title: Modified Utility Vehicle Definition.

(Public)

Sponsors:

Referred to:

March 15, 2021

1 A BILL TO BE ENTITLED
2 AN ACT AMENDING MOTOR VEHICLE LAWS REGULATING MODIFIED UTILITY
3 VEHICLES.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 20-4.01(27) reads as rewritten:

6 "(27) Passenger Vehicles. –

7 ...

8 g2. Modified utility vehicle. – A motor vehicle that (i) is manufactured or
9 custom-built for off-road use with equipment required by
10 ~~G.S. 20-121.1(2)~~, G.S. 20-121.1(2a), except a vehicle identification
11 number, and (ii) has four wheels, ~~an engine displacement greater than~~
12 ~~2,400 cubic centimeters~~, an overall length of 142-110 inches or greater,
13 an overall width of 58 inches or greater, an overall height of ~~70-60~~
14 inches or greater, a maximum speed capability of 40 miles per hour or
15 greater, and does not require an operator or passenger to straddle a
16 seat. "Modified utility vehicle" does not include an all-terrain vehicle,
17 golf cart, or utility vehicle, as defined in this section, or a riding lawn
18 mower.

19"

20 **SECTION 2.** G.S. 20-121.1 reads as rewritten:

21 **"§ 20-121.1. Operation of a low-speed vehicle, mini-truck, or modified utility vehicle on**
22 **certain roadways.**

23 The operation of a low-speed vehicle, mini-truck, or modified utility vehicle is authorized
24 with the following restrictions:

25 (1) A low-speed vehicle may be operated only on streets and highways where the
26 posted speed limit is 35 miles per hour or less. A mini-truck or modified utility
27 vehicle may be operated only on streets and highways where the posted speed
28 limit is 55 miles per hour or ~~less~~. less; provided, a modified utility vehicle may
29 not be operated on any street or highway having four or more travel lanes
30 unless the posted speed limit is 35 miles per hour or less. This subdivision
31 does not prohibit a low-speed vehicle, mini-truck, or modified utility vehicle
32 from crossing a road or street at an intersection where the road or street being
33 crossed has a posted speed limit of more than 35 miles per hour.

34 (2) A low-speed ~~vehicle, mini-truck, or modified utility vehicle~~ or mini-truck
35 shall be equipped with headlamps, stop lamps, turn signal lamps, tail lamps,



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1 reflex reflectors, parking brakes, rearview mirrors, windshields, windshield
 2 wipers, speedometer, seat belts, and a vehicle identification number. Any such
 3 required equipment shall be maintained in proper working order. ~~If a modified
 4 utility vehicle does not have a vehicle identification number, upon application
 5 by the owner, the Division shall assign a vehicle identification number to the
 6 modified utility vehicle prior to registration.~~

7 (2a) A modified utility vehicle shall be equipped with headlamps, stop lamps, turn
 8 signal lamps, tail lamps, reflex reflectors, parking brakes, rearview mirrors,
 9 speedometer, seat belts, and a vehicle identification number. Any such
 10 required equipment shall be maintained in proper working order. If a modified
 11 utility vehicle does not have a vehicle identification number, upon application
 12 by the owner, the Division shall assign a vehicle identification number to the
 13 modified utility vehicle prior to registration. The operator of and all
 14 passengers on a modified utility vehicle that is not equipped with a windshield
 15 and windshield wipers shall wear a safety helmet, with a retention strap
 16 properly secured, that complies with Federal Motor Vehicle Safety Standard
 17 (FMVSS) 218.

18 ...
 19 (4) ~~The~~ Notwithstanding the provisions of any other subdivision of this section,
 20 the Department of Transportation may prohibit the operation of low-speed
 21 vehicles, mini-trucks, or modified utility vehicles on any road or highway if it
 22 determines that the prohibition is necessary in the interest of safety.

23"

24 **SECTION 3.** This act becomes effective October 1, 2021.