

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007**

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HOUSE BILL 2589

Short Title: Increase Maximum Speed for Mopeds. (Public)

Sponsors: Representatives Allred; McComas, McGee, Setzer, Steen, Walker, and West.

Referred to: Transportation, if favorable, Judiciary III.

May 28, 2008

A BILL TO BE ENTITLED

1
2 AN ACT TO ELIMINATE THE SPEED LIMIT FOR MOPEDS, REQUIRE A
3 DRIVERS LICENSE FOR MOPED OPERATORS UNDER EIGHTEEN YEARS
4 OF AGE OPERATING MOPEDS WITH A MOTOR THAT HAS A PISTON
5 DISPLACEMENT OF FIFTY CUBIC CENTIMETERS TO ONE HUNDRED
6 FIFTY CUBIC CENTIMETERS, AND TO ALLOW INDIVIDUALS EIGHTEEN
7 YEARS OF AGE AND OLDER TO OPERATE MOPEDS WITHOUT A
8 DRIVERS LICENSE.

9 Whereas, the General Assembly finds that the operation of mopeds on public
10 streets and highways is a normal activity; and

11 Whereas, the General Assembly also finds that the maximum speed limit for
12 mopeds is 30 miles per hour on a level surface; and

13 Whereas, the General Assembly finds that the operation of mopeds on public
14 streets and highways at such low speeds impedes the normal flow of traffic and creates
15 a hazard to the motoring public; Now, therefore,

16 The General Assembly of North Carolina enacts:

17 **SECTION 1.** G.S. 105-164.3(22) reads as rewritten:

18 **"§ 105-164.3. Definitions.**

19 The following definitions apply in this Article:

20 ...

21 (22) Moped. – A vehicle that has two or three wheels, no external shifting
22 device, and a motor that does not exceed ~~50~~150 cubic centimeters
23 piston ~~displacement~~displacement~~and cannot propel the vehicle at a~~
24 ~~speed greater than 30 miles per hour on a level surface.~~

25 "

26 **SECTION 2.** G.S. 20-10.1 reads as rewritten:

27 **"§ 20-10.1. Mopeds.**

1 It shall be unlawful for any person who is under the age of 16 years of age to operate
2 a moped as defined in G.S. 105-164.3 upon any highway or public vehicular area of this
3 State. Any person less than 18 years of age operating a moped upon any highway or
4 public vehicular area of this State with a motor that has a piston displacement of greater
5 than 50 cubic centimeters and up to 150 cubic centimeters must be licensed by the
6 Division pursuant to G.S. 20-11 to operate a motor vehicle. Any person 18 years of age
7 or older may operate a moped upon any highway or public vehicular area of this State
8 without being licensed by the Division."

9 **SECTION 2.** This act becomes effective December 1, 2008, and applies to
10 offenses committed on or after that date.