



This Bill Analysis reflects the contents of the bill as it was presented in committee.

SENATE BILL 617: ATV Safety Course Warning Label Exception.

2023-2024 General Assembly

Committee:	Senate Transportation. If favorable, re-refer to Rules and Operations of the Senate	Date:	April 26, 2023
Introduced by:	Sens. Jarvis, Johnson	Prepared by:	Kellette Wade
Analysis of:	First Edition		Committee Co-Counsel

OVERVIEW: Senate Bill 617 would authorize an instructor of an approved all-terrain vehicle (ATV) safety training course to allow a person under the age of 16 to use an ATV during training that does not comply with the Age Restriction Warning label if the instructor determines it is required because of the person's weight or height.

CURRENT LAW: An all-terrain vehicle (ATV) is a motorized vehicle 50 inches or less in width, designed to travel on three or more low-pressure tires, and manufactured for off-highway use.

Current law prohibits parents or legal guardians of persons less than eight years old from allowing them to operate an ATV. It is also unlawful for a parent or guardian of a person less than 16 years old to allow that person to operate an ATV in violation of the Age Restriction Warning label affixed by the manufacturer as required by the applicable American National Standards Institute/Specialty Vehicle Institute of America (ANSI/SVIA) design standard.

Effective October 1, 2006, any ATV operator born after January 1, 1990, is required to have a safety certificate that indicates their successful completion of an ATV safety course sponsored or approved by the All-Terrain Vehicle Safety Institute or by an ATV safety course approved by the Commissioner of Insurance. The NC Community College system is also authorized to provide ATV safety training as approved by the Commissioner to persons less than 18 years of age.

BILL ANALYSIS: Senate Bill 617 would authorize an instructor of an approved ATV safety training course to allow a person under the age of 16 to use an ATV during training that does not comply with the Age Restriction Warning label if the instructor determines it is required because of the person's weight or height.

EFFECTIVE DATE: The act would be effective when it becomes law.

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