

July 1, 1975

Park Directive 3090

MOTORIZED RECREATION VEHICLES

Motorized Recreation Vehicles (MRV) operated in state parks must be licensed and registered as required by law.

MRV must be operated on improved roads only, except in areas or on trails specifically designed and marked for such vehicles.

Hours of operation will be from 8 a.m. until closing time of state park facilities such as swimming areas, eating establishments, recreation areas, etc. This will be on a park by park basis, but no later than 9 p.m. This will allow time for return to camping or lodging areas, or to leave the park.

The operation of MRV in designated camping or lodging areas by persons other than registered guests is prohibited. Such guests may operate such MRV as above for transportation only and at posted speed limits.

Mini bikes are not licensable in the State of Arkansas and will not be operated in state parks.

APPROVED BY: _____
JACK E. MILLER, DIRECTOR
Arkansas State Parks

June 4, 1982
OF:

SUPPLEMENTAL EXPLANATION

Park Directive 3090

MOTORIZED RECREATION VEHICLES

Park Officials are directed to become familiar with Arkansas Motor Vehicles and Traffic Laws, 1981, Chapter 5, "Motorcycles, Motorscooters, Motorbicycles."

By way of clarification of P.D. #3090 you should understand the three classifications of MRV's:

A. Motorcycles: This includes some Three Wheelers. Motor displacement is 250 cubic centimeters or more. Standard equipment must coincide with State Highway Commission Regulation 75-1703. Protective head and eye gear must be worn. The cycle must have a metal license plate. Headlight must be activated when moving. Operators must be 16 years of age or older and must possess a motorcycle operators license (see State Highway Commission Regulation 75-1710). Motorcycles can be operated in State Parks for transportation purposes only.

B. Motor-driven cycle: This includes mini-bikes and most Three Wheelers. Motor displacement is less than 250 cubic centimeters. If operated in a State Park, motor-driven cycles must have all standard equipment as specified in State Highway Commission Regulation 75-1703. Protective head and eye gear must be worn. It is unlikely a motor-driven cycle will be "licensed" (meaning all specified equipment is on the cycle whether or not it has been licensed in another state without it; the motor has 2.5 hp capacity or more and a metal license tag affixed), but you should be aware that there is no age limit for persons operating a cycle under 250 c.c.'s. However, if the individual is 16 years of age or older, he/she must possess a valid operator's license (see State Highway Commission Regulation 75-1710).

- C. Motorized bicycle: This includes Mopeds. To fit this category, a motorized bicycle must have human powered pedals, an automatic transmission, cylinder capacity that doesn't exceed 50 cubic centimeters or propels the bike more than 30 mph. It is unlawful to operate these on interstate highways, limited access highways or sidewalks. If a Moped or other motorized bicycle is operated in a State Park, it must have as standard equipment (1) headlights with 250 foot capacity, (2) rear red reflector visible at 150 ft. (3) red light lamp visible at 250 feet attached to the rear, (4) good hand or foot brakes, (5) working horn, (6) standard muffler. An individual does not have to hold a motorcycle operators license to operate a motorized bicycle, nor is he required to wear head or eye protection.

In summary, motorcycles, motorscooters and mini-bikes can be operated in State Parks as long as they are "licensed" (meaning all specified equipment is on the cycle and a metal license plate is affixed). However, operators of all state and local traffic laws, ordinances and regulations. If an operator violates any provision of chapter 5 of the Arkansas Motor Vehicle and Traffic Laws, that person is guilty of a misdemeanor and upon conviction shall be fined not less than \$10.00 nor more than \$50.00, or imprisoned not more than 30 days or fined and imprisoned both.

It is also unlawful for a cycle to carry more than one person unless it is equipped with a side car or extra seat with supports for the feet. Under no circumstances can more than 2 persons ride a cycle at the same time. Also, persons under 16 years of age are prohibited from carrying another person as passenger.

APPROVED BY:

RICHARD W. DAVIES, DIRECTOR
Arkansas State Parks

ARKANSAS DEPARTMENT OF PARKS AND TOURISM DIVISION OF STATE
PARKS

July 5, 1983
#2:

SUPPLEMENTAL EXPLANATION

MOTORIZED RECREATION VEHICLES

All Terrain Cycles - Licensing Information

Three wheel ATC (all terrain cycles) or three-wheelers are now licensable in Arkansas regardless of engine displacement. There are, however, certain requirements that must be met by the owner in order to receive a license.

Any three-wheeler to be licensed must first be registered per Act 872 of 1983 (Attachment #1). A one time issued sticker should be attached to the front fork of the vehicle. After registration, the vehicle must pass a state approved inspection (see Attachment #2). After the vehicle has been both assessed and inspected, the owner should proceed to his local revenue office to purchase the license. The metal license plate must be attached to the rear of the three wheeler when in operation on any street or highway.

In reference to the inspection; any equipment necessary for approved inspection, lights, muffler, etc. must remain on vehicle for highway use. This means a person cannot install lights, muffler, etc. in order to pass inspection and then remove them for use on the highway.

All operators and passengers on any licensed three-wheeler must wear all safety equipment required of motorcycle riders. This includes helmets, eye protection and any other rider equipment required by law (see State Highway Commission Regulation 75-1703). On most three-wheelers there are no foot pegs for passengers, therefore in these cases passengers are not to be allowed (see State Highway Commission Regulation 75-1702).

For any questions you may have concerning department policy, see Park Directive 3090 or contact the Operations Section in Central Office.

APPROVED BY:

ACT 872

AN ACT to Require All Three and Four Wheeled, All-Terrain Cycles to Be Registered with the State Revenue Commissioner; and for Other Purposes.

Be It Enacted by the General Assembly of the State of Arkansas:

SECTION 1. All owners of three or four wheeled, all-terrain cycles which are not otherwise required to be registered by law, shall, within ten (10) days of acquiring such three or four wheeled cycles register the same with the State Revenue Commissioner. Such owners shall offer proof of ownership satisfactory to the Revenue Commissioner. The Revenue Commissioner shall issue a Certificate of Title to such persons, which certificate shall identify the owner's name and address, the vehicle manufacturer, model, year, identification number, seller, date of sale, lien holder and lien holder's address. The Revenue Commissioner shall also furnish the owners a numbered license decal which shall be attached to the left front side of the cycle. The cost of such registration shall be five dollars (\$5.00). No renewal shall be required. Furthermore, there shall be no equipment requirement or safety inspection requirements as a pre-condition to registration of such cycles. The Commissioner of Revenues may promulgate such regulations as necessary to implement this Act. The tax imposed by the Arkansas Gross Receipts Tax Act of 1941, Act 386 of 1941, as amended, or The Arkansas Compensating Use Tax Act, Act 487 of 1949, as amended, on the sale of three or four wheeled, all terrain cycles shall be due and paid to the State Revenue Commissioner at the time of registration by the owners. Any owner of a three or four wheeled, all terrain cycle failing to register the same within ten days shall be assessed an additional penalty of three dollars (\$3.00) for each ten days or fraction thereof for which he fails properly to register the three or four wheeled, all terrain cycle until the penalty reaches the same amount as the

registration fee of the cycle to be registered.

SECTION 2. All laws and parts of laws in conflict with this Act are hereby repealed.

APPROVED: March 28, 1983

(Act 873 is an Appropriation Act and Will Be Found in Volume I)

Attachment #1 to Supplemental Explanation #2, PD 3090

MEMORANDUM

DATE: September 22, 1983

TO: ALL STATE POLICE HIGHWAY PATROL PERSONNEL

FROM: COLONEL T. L. GOODWIN

RE: Inspection of 3-Wheeled, All Terrain Cycles

There has been considerable interest in the licensing of 3-wheeled all terrain cycles for road use. Act 872 of 1983 requiring the registration of these vehicles stimulated the interest even more for highway use for these vehicles. To be licensed, the Revenue Division of the Department of Finance and Administration requires safety inspections for these vehicles the same as for other vehicles. To clarify and set guidelines concerning the inspection for 3-wheeled all terrain vehicles, I am issuing the following instructions.

- (1) Tires - These vehicles come with tires marked "Not for Highway use". This does not mean the tires are unsafe but were merely designed for off highway use. These vehicles should not be rejected because of tires stamped "Not for Highway Use".
- (2) Crash Bars - 3-Wheeled all terrain vehicles were not designed for crash bars and it would be difficult and impractical to install crash bars on them; therefore, these vehicles should not be rejected on inspection because they do not have crash bars.
- (3) Signal Lights - Signal lights are not required on all motorcycles. They are only required to be operational on motorcycles that are factory installed by the manufacturer. Since these vehicles were not manufactured with signal lights they should not be rejected on inspections because they do not have turn signal lights.

All other safety features pertaining to motorcycle inspections should be followed when inspecting these vehicles. In summary, they should not be rejected for tires marked "Not For Highway Use", for no crash bars and for no signal lights.

I'm also instructing our MVI Troopers to make sure that all MVI Stations has this information as soon as possible so that they may be aware of these inspection requirements.

TLG/jb

Attachment #2 to Supplemental Explanation #2, PD 3090

