

1 07 NCAC 13B .0101 is proposed for readoption with substantive changes as follows:

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3 **07 NCAC 13B .0101 DEFINITIONS OF TERMS**

4 Whenever used in this Subchapter:

- 5 (1) "Bridle Trail" means any trail maintained for persons riding on horseback;
- 6 (2) "Hiking Trail" means any trail maintained for pedestrians;
- 7 (3) "Swimming Area" means any beach or water area designated by the Division as a swimming and
8 bathing area;
- 9 (4) ~~Unnecessary Stopping. Bringing~~ "Unnecessary Stopping" means a vehicle to a complete stop at a
10 point other than in a parking place, or other than in conformity with traffic regulations and other
11 than because of a defect in said vehicle.
- 12 (5) "Public nudity" means a person's intentional failure to cover with a fully opaque covering the
13 person's genitals, pubic area, anal area, or female breasts below a point from the top of the areola
14 while in a public place.
- 15 (6) "Multi-Use Trail" means any trail that is designated for more than one type of use;
- 16 (7) "Mountain Bike Trail" or "Single-Track Trail" means any trail maintained for mountain biking;
- 17 (8) "Division Property" or "State Parks" means any and all state park, recreation areas, natural areas,
18 state lakes, or other property leased or managed by the Division, unless otherwise specified in this
19 Subchapter; and
- 20 (9) "E-bike" means a two- or three-wheeled cycle with fully operable pedals and an electric motor of
21 less than 750 watts (1 h.p.). Devices with electric motors of 750 watts (1 h.p.) or more of power
22 and not included in the definition above shall be managed as motor vehicles. E-bike shall be
23 further classified pursuant to the following definitions:
- 24 (a) "Class 1 e-bike" shall mean an electric bicycle equipped with a motor that provides
25 assistance only when the rider is pedaling, and that ceases to provide assistance when the
26 bicycle reaches the speed of 20 miles per hour.
- 27 (b) "Class 2 e-bike" shall mean an electric bicycle equipped with a motor that may be used
28 exclusively to propel the bicycle, even when the rider is not pedaling, and that is not
29 capable of providing assistance when the bicycle reaches the speed of 20 miles per hour.
- 30 (c) "Class 3 e-bike" shall mean an electric bicycle equipped with a motor that provides
31 assistance only when the rider is pedaling, and that ceases to provide assistance when the
32 bicycle reaches the speed of 28 miles per hour.

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34 *History Note: Authority G.S. 143B-135.16;*
35 *Eff. February 1, 1976;*
36 *Amended Eff. September 1, 1988; January 1, 1983; April 4, 1979;*
37 *Transferred from 15A NCAC 12B .0101 Eff. April 1, 2017-2017;*

