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§11–140.1.

(a) "Off–highway recreational vehicle" means a vehicle that is:

(1) A motor–assisted or motor–driven vehicle that:

(i) Is designed to carry only the operator of the vehicle on a seat or saddle designed to be straddled by the operator or is designed to carry only the operator of the vehicle and one passenger; and

(ii) Is commonly known as an all–terrain vehicle;

(2) A motor–assisted or motor–driven vehicle that:

(i) Travels on four or more tires;

(ii) Is intended for use by one or more persons;

(iii) Has the following features:

1. A steering wheel for steering control;

2. A roll–over protective structure;

3. An occupant retention system;

4. Nonstraddle seating;

5. A maximum speed capability exceeding 30 miles per hour;

6. An overall width of less than 80 inches, exclusive of accessories; and

7. An engine displacement of less than 1,000 cubic centimeters; and

(iv) Is commonly known as a side–by–side utility vehicle;

(3) A motorcycle that is designed for off–highway operation and is not eligible for registration as a Class D (motorcycle) vehicle under this article, commonly known as a dirt bike; or

(4) A snowmobile.

(b) "Off–highway recreational vehicle" does not include:

(1) A farm vehicle as defined in § 13–911 of this article when used exclusively on farm property by a farmer;

(2) Any vehicle when used on residential property for the purpose of landscaping, gardening, or lawn care; or

(3) An electric bicycle.

(c) The Administration may establish by regulation other requirements for or limitations on the definition of "off–highway recreational vehicle".

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