

CODE OF FEDERAL REGULATIONS

TITLE 36, CHAPTER 1

Amendment to the Compendium

Pursuant to NPS Policy Memorandum 19-01, dated August 30, 2019, those portions of the current Superintendent's Compendium, dated 12/11/2017, dealing with 36 CFR§1.4 and 36 CFR§4.30 hereby includes the information below. This amendment, combined with the 2017 Compendium, constitutes the official compendium until such time as the entire document is updated.

Clayton F. Jordan
Approved by: Superintendent

10/7/19
Date

/s/ Lisa Hendy
Recommended by: Chief Ranger

10/7/19
Date

Submitted by S. Spanyer, Law Enforcement Specialist, September 19, 2019

Section 1.4 Definitions

Electric bicycle - means a device upon which any person may ride that is equipped with two (2) or three (3) wheels, any of which is twenty inches (20") or more in diameter, fully operable pedals for human propulsion, and an electric motor of less than seven hundred fifty (750) watts, and meets the requirements of one (1) of the three (3) classes of electric bicycles.

Class 1 electric bicycle - means an electric bicycle equipped with a motor that provides assistance only when the rider is pedaling, and that ceases to provide assistance when the bicycle reaches the speed of twenty miles per hour (20 mph);

Class 2 electric bicycle - means an electric bicycle equipped with a motor that may be used exclusively to propel the bicycle, and that is not capable of providing assistance when the bicycle reaches the speed of twenty miles per hour (20 mph);

Class 3 electric bicycle - means an electric bicycle equipped with a motor that provides assistance only when the rider is pedaling, and that ceases to provide assistance when the bicycle reaches the speed of twenty-eight miles per hour (28 mph).

Section 4.30 Bicycles

(a) Park Roads. The use of non-motorized bicycles and electrical bicycles is permitted on park roads and in parking areas that are otherwise open for motor vehicle used by the general public.

(b) The following routes, when closed seasonally to motor vehicles, remain open for non-motorized bicycles and Class 1 and Class 2 electric bicycles year round.

- Heintooga Ridge Road
- Clingmans Dome Road
- Forge Creek Road
- Balsam Mountain/Straight Fork Road
- Little Greenbrier Road
- Parson Branch Road
- Rich Mountain Road
- Roaring Fork Motor Nature Trail
- Upper Tremont Road
- The Cades Cove Loop Road (including during the Wednesday and Saturday morning “bicycle closure” events from May thru September)

(d) The following trails are open to non-motorized bicycles and Class 1 and Class 2 electric bicycles.

- The Gatlinburg Trail between the Sugarlands Visitor Center and Gatlinburg. (1.9 miles)
- The Oconaluftee River Trail between the Oconaluftee Visitor Center and the town of Cherokee. (1.6 miles)
- That portion of the graveled road now existing from the trailhead to the end of the gravel on the: Indian Creek Trail (2.9 miles) and Deep Creek Trail (1.4 miles)

(f) (1)(i) Except where the use of motor vehicles by the public is allowed, using the electric motor to move an electric bicycle without pedaling is prohibited.

(f)(1)(ii) The use of Class 3 bicycles is prohibited on the above listed roads and trails.

(g)(1) A person operating an electric bicycle on any park road, parking lot, administrative road or designated trail is subject to Chapter 36 Code of Federal Regulations, Part 4 that apply to an operator of a motor vehicle, except sections 4.4, 4.10, 4.11, 4.14 and 4.15.

(g)(2) Except as specified in this Compendium the use of an electrical bicycle within Great Smoky Mountains National Park is governed by State law. Any violation of State law is prohibited.

Justification: The maximum speeds obtainable with motorized assistance on Class 3 bicycles are not compatible with shared multi-use activities on the above listed routes. They are, therefore, prohibited due to public safety concerns.