

**2200 Division of Motor Vehicles
Vehicle Services**

2259 Mopeds (Formerly Regs. No. 24 and 26)

1.0 Authority

Pursuant to Sections 101 and 4198M, Title 21, Delaware Code, the following regulations are hereby adopted.

2.0 Mopeds

- 2.1 Manufacturer's Statement of Origin must be presented to the Division at the time application for registration is submitted.
- 2.2 Manufacturer's Statement of Origin must include:
 - 2.2.1 Manufacturer's name
 - 2.2.2 Year of manufacture
 - 2.2.3 Vehicle identification or serial number
 - 2.2.4 Maximum piston displacement less than 55cc.
 - 2.2.5 Brake horsepower rated at no more than 2.7
 - 2.2.6 Name and address of manufacturer.
- 2.3 Certificate of title will be issued, same as on other vehicles. Fee for the title will be the same.
- 2.4 Vehicle document fee must be paid, same as on all other vehicles.
- 2.5 Registration card will be issued, same as on other vehicles.
- 2.6 Fee for registration is \$5.00 and shall be valid for 3 years. A moped license plate will be issued and has to be displayed on the rear of the moped so it is clearly visible. All moped registrations will expire on December 31st.
- 2.7 Records shall be maintained on the vehicle computer files, same as all other vehicles.
- 2.8 Duplicate title and duplicate registration card fees are the same.
- 2.9 No inspection of the vehicle is required for mopeds purchased in Delaware unless supporting ownership papers are in question. (For VIN inspection only). Mopeds purchased out of state must be presented for inspection of the VIN.
- 2.10 Liens can be recorded, same as on all other vehicles.
- 2.11 No insurance is required.
- 2.12 No helmet is required by operator unless under 16 years of age.
- 2.13 Operator must hold a valid driver's license. The license does not have to be endorsed for a motorcycle. License must always be in possession of operator when moped is being operated.
- 2.14 Regulations applicable to bicycles shall apply whenever a moped is operated upon any public road or upon any path set aside for the exclusive use of bicycles.
- 2.15 Mopeds shall not be operated on:
 - 2.15.1 interstate highways, such as I-95
 - 2.15.2 limited access highways
 - 2.15.3 the right of way of an operating railroad.
 - 2.15.4 any path set aside for the exclusive use of bicycles unless the helper motor has been turned off.

3.0 Registration and Licensing

- 3.1 Due to numerous inquiries from non-residents concerning what Delaware will legally recognize for the operation of mopeds, the following information is provided:

**TITLE 2 TRANSPORTATION
DELAWARE ADMINISTRATIVE CODE**

Resident of	Moped Must Be Registered	Operator Must Hold A Valid Driver's License
Delaware	Yes	Yes
Maryland	No	Yes
Virginia	No	Yes
New Jersey	Yes	Yes
Pennsylvania	Yes	Yes
District of Columbia	Yes	Yes
North Carolina	No	Yes
South Carolina	No	Yes

- 3.2 Of the above, only the states of Delaware, Maryland, Pennsylvania and District of Columbia actually have laws requiring the operator of a moped to be a licensed driver. But as a matter of policy, so as to be consistent with the intent of Title 21, Section 4198M, all moped operators must hold valid drivers' licenses when such mopeds are being operated in the State of Delaware.
- 3.3 Delaware will honor the law of the home state of the moped in regards to the registration of such vehicle. However, the operator of a moped must hold a valid driver's license from his state of residence, regardless of the law in the resident's home state.
- 3.4 State of residence may be determined by witnessing the driver's license of the operator of the moped.

9 DE Reg. 1988 (06/01/06)