

DESIGNATED VEHICLE ROUTES AMENDMENTS

2021 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Michael K. McKell

House Sponsor: _____

LONG TITLE

General Description:

This bill amends provisions regarding certain governmental entities' authority to adopt ordinances relating to all-terrain vehicles.

Highlighted Provisions:

This bill:

- ▶ allows certain cities and towns to adopt ordinances restricting the use of street-legal all-terrain vehicles; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

41-22-10.5, as last amended by Laws of Utah 2015, Chapter 454

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **41-22-10.5** is amended to read:

41-22-10.5. Local ordinances -- Designating routes -- Supervision.

(1) A municipality or county may adopt ordinances:



- 28 (a) designating certain streets and highways under its respective jurisdiction:
- 29 (i) as open for general off-highway vehicle use; or
- 30 (ii) as open for limited off-highway vehicle use to allow off-highway vehicle operators
- 31 to gain direct access to or from a private or public area open for off-highway vehicle use; or
- 32 (b) permitting the use of a street-legal all-terrain vehicle on a street or highway
- 33 designated for:
- 34 (i) general off-highway vehicle use under Subsection (1)(a)(i); or
- 35 (ii) limited off-highway vehicle use under Subsection (1)(a)(ii).
- 36 (2) ~~[A]~~ Except as provided in Subsection (3), a municipality or county may not prohibit
- 37 or restrict the use of a street-legal all-terrain vehicle on a street or highway where the use of
- 38 another street-legal vehicle is permitted.
- 39 (3) In addition to the ordinances described in Subsection (1), a city or town eligible to
- 40 impose a resort communities tax described in Section 59-12-401 may adopt ordinances
- 41 restricting the use of a street-legal all-terrain vehicle:
- 42 (a) on roads maintained or owned by the city or town; and
- 43 (b) between the hours of ~~8 p.m. and 8 a.m.~~ 10 p.m. and 7 a.m. ←~~8~~
- 44 ~~[(3)]~~ (4) A municipality or a county may adopt an ordinance requiring an operator who
- 45 is under 16 years ~~[of age]~~ old to be under the direct visual supervision of an adult who is at
- 46 least 18 years ~~[of age]~~ old while using a route designated under Subsection (1).
- 47 ~~[(4)]~~ (5) A route designated under Subsection (1) may not be along, across, or within
- 48 the boundaries of an interstate freeway.
- 49 ~~[(5)]~~ (6) Except as provided under Section 41-22-10.3, a person may not operate an
- 50 off-highway vehicle on any street or highway that is not designated or posted as open for
- 51 off-highway vehicle use in accordance with Subsection (1) or Section 41-22-10.1.
- 52 ~~[(6)]~~ (7) Subsection ~~[(5)]~~ (6) does not apply to off-highway implements of husbandry
- 53 used in accordance with Section 41-22-5.5.