
HOUSE BILL 1203

State of Washington

62nd Legislature

2011 Regular Session

By Representatives Hope, Blake, Warnick, Green, Smith, Haler, Orcutt, Armstrong, McCune, and Harris

Read first time 01/14/11. Referred to Committee on Transportation.

1 AN ACT Relating to authorizing the use of four-wheel, all-terrain
2 vehicles on public roadways under certain conditions; adding a new
3 section to chapter 46.61 RCW; and prescribing penalties.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 46.61 RCW
6 to read as follows:

7 (1) Except as provided in subsection (4) of this section, a person
8 may operate a four-wheel, all-terrain vehicle upon a roadway of this
9 state having a speed limit of thirty-five miles per hour or less if:

10 (a) The person does not operate a four-wheel, all-terrain vehicle
11 upon state highways that are listed in chapter 47.17 RCW;

12 (b) The person does not operate a four-wheel, all-terrain vehicle
13 upon a roadway of this state without first having obtained and having
14 in full force and effect a current and proper vehicle registration and
15 display vehicle license plates in compliance with chapter 46.16A RCW;

16 (c) The person does not operate a four-wheel, all-terrain vehicle
17 upon a roadway of this state without (i) first obtaining a valid
18 driver's license issued to Washington residents in compliance with

1 chapter 46.20 RCW, or (ii) possessing a valid driver's license issued
2 by the state of the person's residence if the person is a nonresident;

3 (d) The person does not operate a four-wheel, all-terrain vehicle
4 subject to registration under chapter 46.16A RCW on a roadway of this
5 state unless the person is insured under a motor vehicle liability
6 policy in compliance with chapter 46.30 RCW;

7 (e) The person operating a four-wheel, all-terrain vehicle does not
8 cross a roadway with a speed limit in excess of thirty-five miles per
9 hour, unless the crossing begins and ends on a roadway with a speed
10 limit of thirty-five miles per hour or less and occurs at an
11 intersection of approximately ninety degrees, except that the operator
12 of a four-wheel, all-terrain vehicle must not cross an uncontrolled
13 intersection of streets and highways that are part of the state highway
14 system subject to Title 47 RCW unless that intersection has been
15 authorized by local authorities under subsection (4) of this section;
16 and

17 (f) The person operating a four-wheel, all-terrain vehicle with a
18 solid rear axle does not operate the vehicle on a roadway that is paved
19 with concrete or asphalt.

20 (2) Any four-wheel, all-terrain vehicle operated under this section
21 must have a headlight, taillight, and brake light, and a mirror both on
22 the left and right handlebar.

23 (3) Any person who violates this section commits a traffic
24 infraction.

25 (4) This section does not prevent local authorities, with respect
26 to streets and highways under their jurisdiction and within the
27 reasonable exercise of their police power, from regulating the
28 operation of four-wheel, all-terrain vehicles on streets and highways
29 under their jurisdiction by resolution or ordinance of the governing
30 body, if the regulation is consistent with this title, except that:

31 (a) Local authorities may not authorize the operation of four-
32 wheel, all-terrain vehicles on streets and highways that are part of
33 the state highway system subject to Title 47 RCW; and

34 (b) Local authorities may not establish requirements for the
35 registration of four-wheel, all-terrain vehicles.

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