

**LIMITATION OF TRUCKS ON LEGACY
PARKWAY**

2005 SECOND SPECIAL SESSION

STATE OF UTAH

Chief Sponsor: Dan R. Eastman

House Sponsor: David Clark

LONG TITLE

General Description:

This bill modifies the Transportation Code by amending provisions relating to trucks being operated on Legacy Parkway.

Highlighted Provisions:

This bill:

- ▶ provides definitions;
- ▶ requires the department to restrict certain trucks from being operated on the Legacy Parkway except in certain circumstances; and
- ▶ repeals the provision that requires the department to restrict certain trucks from being operated on the Legacy Parkway on January 1, 2020.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

63-55b-172, as last amended by Chapter 131, Laws of Utah 2003

ENACTS:

72-3-113, Utah Code Annotated 1953

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

Section 1. Section **63-55b-172** is amended to read:

63-55b-172. Repeal dates -- Title 72.

Section 72-3-113 is repealed January 1, 2020.

Section 2. Section **72-3-113** is enacted to read:

72-3-113. Truck limitations on Legacy Parkway.

(1) As used in this section:

(a) "Legacy Parkway" means the proposed or existing four-lane limited access highway that runs approximately 14 miles from I-215 in Salt Lake County to US 89 in Davis County.

(b) (i) "Reconstruction of I-15 between US 89 in Farmington and I-215 in North Salt Lake City" means the physical construction work necessary to add capacity to the portion of I-15 from I-215 in Davis County to the interchanges with US 89 and I-15 in Farmington.

(ii) "Reconstruction of I-15 between US 89 in Farmington and I-215 in North Salt Lake City" does not include:

(A) preparation of environmental impact statements;

(B) preliminary design work or repairs; and

(C) maintenance and operations of the highway that do not add capacity to the highway.

(c) (i) "Truck" means any vehicle:

(A) with five or more axles; or

(B) of 80,000 pounds or greater registered gross vehicle weight.

(ii) "Truck" does not include:

(A) equipment owned and operated by the United States Department of Defense when driven by any active duty military personnel and members of the reserves and National Guard on active duty including:

(I) personnel on full-time National Guard duty;

(II) personnel on part-time training;

(III) National Guard military technicians; and

(IV) civilians who are required to wear military uniforms and are subject to the Code of Military Justice;

(B) authorized emergency vehicles as defined in Section 41-6a-102 operated by emergency personnel but not including commercial tow trucks; or

(C) recreational vehicles that are driven solely as family or personal conveyances for noncommercial purposes.

(2) The Legislature finds and declares that the limitation of trucks being operated on the Legacy Parkway under Subsection (3) is due to the unique location of the Legacy Parkway, which is adjacent to the Legacy Nature Preserve.

(3) The department shall restrict trucks from being operated on the Legacy Parkway provided that:

(a) trucks shall be allowed to be operated on the Legacy Parkway during reconstruction of I-15 between US 89 in Farmington and I-215 in North Salt Lake City; and

(b) trucks shall be allowed to be operated on the Legacy Parkway if diversion of traffic from I-15 or another route is determined to be necessary by the highway patrol and the department in the event of an incident, following standard procedures for protecting public safety.