

**LIMITATION OF TRUCKS ON LEGACY
PARKWAY**

2005 SECOND SPECIAL SESSION
STATE OF UTAH

Sponsor: Dan R. Eastman

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



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

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

30 **63-55b-172. Repeal dates -- Title 72.**

31 Section 72-3-113 is repealed January 1, 2020.

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

33 **72-3-113. Truck limitations on Legacy Parkway.**

34 (1) As used in this section:

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

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

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

42 (A) preparation of environmental impact statements;

43 (B) preliminary design work or repairs; and

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

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

47 (A) with five or more axles; or

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

49 (ii) "Truck" does not include:

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

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

54 (II) personnel on part-time training;

55 (III) National Guard military technicians; and

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

58 (B) authorized emergency vehicles as defined in Section 41-6a-102 operated by

59 emergency personnel but not including commercial tow trucks; or

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

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

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

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

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

Legislative Review Note

as of 11-1-05 10:07 AM

Based on a limited legal review, this legislation has not been determined to have a high probability of being held unconstitutional.

Office of Legislative Research and General Counsel

Fiscal Note
Bill Number SB2001

Limitation of Trucks on Legacy Parkway

09-Nov-05

3:11 PM

SECOND SPECIAL SESSION

State Impact

Provisions of this bill can be implemented within existing budgets.

Individual and Business Impact

Any fiscal impact will be dependent on the availability and collection of future data related to use of the highway.

Office of the Legislative Fiscal Analyst