

1 **OFF-HIGHWAY VEHICLE USE ON PUBLIC**
2 **HIGHWAYS**

3 2008 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Scott K. Jenkins**

6 House Sponsor: Michael E. Noel

8 **LONG TITLE**

9 **General Description:**

10 This bill modifies the Insurance Code and the Motor Vehicles Code by amending
11 provisions governing the use of off-highway vehicles on public highways.

12 **Highlighted Provisions:**

13 This bill:

- 14 ▶ provides definitions;
- 15 ▶ exempts insurance policies purchased to satisfy the owner's or operator's security
16 requirement for an off-highway vehicle or street-legal all-terrain vehicle from the
17 requirement to include personal injury protection on the policy;
- 18 ▶ authorizes a person to operate a street-legal all-terrain vehicle on certain highways;
- 19 ▶ defines the registration, equipment, taxation, licensing, and other requirements for an
20 all-terrain vehicle to operate as a street-legal all-terrain vehicle;
- 21 ▶ authorizes a municipality or county to designate a highway under its respective
22 jurisdiction as open to street-legal all-terrain vehicle use, general off-highway vehicle
23 use, or limited off-highway vehicle use; and
- 24 ▶ makes technical changes.

25 **Monies Appropriated in this Bill:**

26 None

27 **Other Special Clauses:**

28 This bill takes effect on October 1, 2008.

29 **Utah Code Sections Affected:**

30 AMENDS:

- 31 **31A-22-302**, as last amended by Laws of Utah 2006, Chapter 69
- 32 **41-1a-202**, as last amended by Laws of Utah 2007, Chapter 86
- 33 **41-1a-205**, as last amended by Laws of Utah 2005, Chapter 2
- 34 **41-6a-102**, as last amended by Laws of Utah 2007, Chapter 86
- 35 **41-6a-1601**, as renumbered and amended by Laws of Utah 2005, Chapter 2
- 36 **41-8-1**, as last amended by Laws of Utah 2006, Chapter 201
- 37 **41-12a-301**, as last amended by Laws of Utah 2007, Chapter 86
- 38 **41-22-2**, as last amended by Laws of Utah 2007, Chapter 136
- 39 **41-22-9**, as last amended by Laws of Utah 2004, Chapter 314
- 40 **41-22-10.3**, as enacted by Laws of Utah 1986, Second Special Session, Chapter 1
- 41 **41-22-10.5**, as last amended by Laws of Utah 2004, Chapter 159
- 42 **53-8-205**, as last amended by Laws of Utah 2003, Chapter 108

43 ENACTS:

- 44 **41-6a-1509**, Utah Code Annotated 1953

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

47 Section 1. Section **31A-22-302** is amended to read:

48 **31A-22-302. Required components of motor vehicle insurance policies --**

49 **Exceptions.**

50 (1) Every policy of insurance or combination of policies purchased to satisfy the
51 owner's or operator's security requirement of Section 41-12a-301 shall include:

52 (a) motor vehicle liability coverage under Sections 31A-22-303 and 31A-22-304;

53 (b) uninsured motorist coverage under Section 31A-22-305, unless affirmatively waived
54 under Subsection 31A-22-305(4);

55 (c) underinsured motorist coverage under Section 31A-22-305.3, unless affirmatively
56 waived under Subsection 31A-22-305.3(2); and

57 (d) except as provided in Subsection (2) and subject to Subsection (3), personal injury

58 protection under Sections 31A-22-306 through 31A-22-309.

59 (2) A policy of insurance or combination of policies, purchased to satisfy the owner's or
60 operator's security requirement of Section 41-12a-301 for a motorcycle, off-highway vehicle,
61 street-legal all-terrain vehicle, trailer, or semitrailer is not required to have personal injury
62 protection under Sections 31A-22-306 through 31A-22-309.

63 (3) (a) First party medical coverages may be offered or included in policies issued to
64 motorcycle, off-highway vehicle, street-legal all-terrain vehicle, trailer, and semitrailer owners
65 or operators.

66 (b) Owners and operators of motorcycles, off-highway vehicles, street-legal all-terrain
67 vehicles, trailers, and semitrailers are not covered by personal injury protection coverages in
68 connection with injuries incurred while operating any of these vehicles.

69 (4) First party medical coverage expenses shall be governed by the relative value study
70 provisions under Subsections 31A-22-307(2) and (3).

71 Section 2. Section **41-1a-202** is amended to read:

72 **41-1a-202. Definitions -- Vehicles exempt from registration -- Registration of**
73 **vehicles after establishing residency.**

74 (1) In this section:

75 (a) "Domicile" means the place:

76 (i) where an individual has a fixed permanent home and principal establishment;

77 (ii) to which the individual if absent, intends to return; and

78 (iii) in which the individual and his family voluntarily reside, not for a special or
79 temporary purpose, but with the intention of making a permanent home.

80 (b) (i) "Resident" means any of the following:

81 (A) an individual who:

82 (I) has established a domicile in this state;

83 (II) regardless of domicile, remains in this state for an aggregate period of six months or
84 more during any calendar year;

85 (III) engages in a trade, profession, or occupation in this state or who accepts

86 employment in other than seasonal work in this state and who does not commute into the state;

87 (IV) declares himself to be a resident of this state for the purpose of obtaining a driver
88 license or motor vehicle registration; or

89 (V) declares himself a resident of Utah to obtain privileges not ordinarily extended to
90 nonresidents, including going to school, or placing children in school without paying
91 nonresident tuition or fees; or

92 (B) any individual, partnership, limited liability company, firm, corporation, association,
93 or other entity that:

94 (I) maintains a main office, branch office, or warehouse facility in this state and that
95 bases and operates a motor vehicle in this state; or

96 (II) operates a motor vehicle in intrastate transportation for other than seasonal work.

97 (ii) "Resident" does not include any of the following:

98 (A) a member of the military temporarily stationed in Utah;

99 (B) an out-of-state student, as classified by the institution of higher education, enrolled
100 with the equivalent of seven or more quarter hours, regardless of whether the student engages
101 in a trade, profession, or occupation in this state or accepts employment in this state; and

102 (C) an individual domiciled in another state or a foreign country that:

103 (I) is engaged in public, charitable, educational, or religious services for a government
104 agency or an organization that qualifies for tax-exempt status under Internal Revenue Code
105 Section 501(c)(3);

106 (II) is not compensated for services rendered other than expense reimbursements; and

107 (III) is temporarily in Utah for a period not to exceed 24 months.

108 (2) Registration under this chapter is not required for any:

109 (a) vehicle registered in another state and owned by a nonresident of the state or
110 operating under a temporary registration permit issued by the division or a dealer authorized by
111 this chapter, driven or moved upon a highway in conformance with the provisions of this
112 chapter relating to manufacturers, transporters, dealers, lien holders, or interstate vehicles;

113 (b) vehicle driven or moved upon a highway only for the purpose of crossing the

- 114 highway from one property to another;
- 115 (c) implement of husbandry, whether of a type otherwise subject to registration or not,
- 116 that is only incidentally operated or moved upon a highway;
- 117 (d) special mobile equipment;
- 118 (e) vehicle owned or leased by the federal government;
- 119 (f) motor vehicle not designed, used, or maintained for the transportation of passengers
- 120 for hire or for the transportation of property if the motor vehicle is registered in another state
- 121 and is owned and operated by a nonresident of this state;
- 122 (g) vehicle or combination of vehicles designed, used, or maintained for the
- 123 transportation of persons for hire or for the transportation of property if the vehicle or
- 124 combination of vehicles is registered in another state and is owned and operated by a
- 125 nonresident of this state and if the vehicle or combination of vehicles has a gross laden weight of
- 126 26,000 pounds or less;
- 127 (h) trailer of 750 pounds or less unladen weight and not designed, used, and maintained
- 128 for hire for the transportation of property or person;
- 129 (i) manufactured home or mobile home;
- 130 (j) off-highway vehicle currently registered under Section 41-22-3 if the off-highway
- 131 vehicle is:
- 132 (i) being towed;
- 133 (ii) operated on a street or highway designated as open to off-highway vehicle use; or
- 134 (iii) operated in the manner prescribed in [~~Section~~] Subsections 41-22-10.3(1) through
- 135 (3);
- 136 (k) off-highway implement of husbandry operated in the manner prescribed in
- 137 Subsections 41-22-5.5(3) through (5);
- 138 (l) modular and prebuilt homes conforming to the uniform building code and presently
- 139 regulated by the United States Department of Housing and Urban Development that are not
- 140 constructed on a permanent chassis;
- 141 (m) electric assisted bicycle defined under Section 41-6a-102;

142 (n) motor assisted scooter defined under Section 41-6a-102; or

143 (o) electric personal assistive mobility device defined under Section 41-6a-102.

144 (3) Unless otherwise exempted under Subsection (2), registration under this chapter is
145 required for any motor vehicle, combination of vehicles, trailer, semitrailer, or vintage vehicle
146 within 60 days of the owner establishing residency in this state.

147 (4) A motor vehicle that is registered under Section 41-3-306 is exempt from the
148 registration requirements of this part for the time period that the registration under Section
149 41-3-306 is valid.

150 Section 3. Section **41-1a-205** is amended to read:

151 **41-1a-205. Safety inspection certificate required for renewal or registration of**
152 **motor vehicle -- Exemptions.**

153 (1) If required in the current year, a safety inspection certificate, as required by Section
154 53-8-205, or proof of exemption from safety inspection shall be presented at the time of, and as
155 a condition of, registration or renewal of registration of a motor vehicle.

156 (2) (a) Except as provided in Subsections (2)(b), (c), and (d), the safety inspection
157 required under this section may be made no more than two months prior to the renewal of
158 registration.

159 (b) (i) If the title of a used motor vehicle is being transferred, a safety inspection
160 certificate issued for the motor vehicle during the previous two months may be used to satisfy
161 the requirement under Subsection (1).

162 (ii) If the transferor is a licensed and bonded used motor vehicle dealer, a safety
163 inspection certificate issued for the motor vehicle in a licensed and bonded motor vehicle
164 dealer's name during the previous six months may be used to satisfy the requirement under
165 Subsection (1).

166 (c) If the title of a leased vehicle is being transferred to the lessee of the vehicle, a safety
167 inspection certificate issued during the previous six months may be used to satisfy the
168 requirement under Subsection (1).

169 (d) If the motor vehicle is part of a fleet of 101 or more vehicles, the safety inspection

170 required under this section may be made no more than 11 months prior to the renewal of
171 registration.

172 (3) (a) The following motor vehicles are exempt from this section:

173 ~~[(a)]~~ (i) except as provided in Subsection (3)(b), a new motor vehicle when registered
174 the first time, if:

175 ~~[(i)]~~ (A) a new car predelivery inspection has been made by a dealer;

176 ~~[(i)]~~ (B) the dealer provides a written disclosure statement listing any known
177 deficiency, existing with the new motor vehicle at the time of delivery, that would cause the
178 motor vehicle to fail a safety inspection given in accordance with Section 53-8-205; and

179 ~~[(iii)]~~ (C) the buyer signs the disclosure statement to acknowledge that the buyer has
180 read and understands the listed deficiencies; and

181 ~~[(b)]~~ (ii) a motor vehicle required to be registered under this chapter that bears a dealer
182 plate or other special plate under Title 41, Chapter 3, Part 5, Special Dealer License Plates,
183 except that if the motor vehicle is propelled by its own power and is not being moved for repair
184 or dismantling, the motor vehicle shall comply with Section 41-6a-1601 regarding safe
185 mechanical condition.

186 (b) A street-legal all-terrain vehicle registered in accordance with Section 41-6a-1509 is
187 subject to a safety inspection the first time that a person registers an off-highway vehicle as a
188 street-legal all-terrain vehicle.

189 (4) (a) A safety inspection certificate shall be displayed on:

190 (i) all registered commercial motor vehicles with a gross vehicle weight rating of 26,000
191 pounds or more;

192 (ii) a motor vehicle with three or more axles, pulling a trailer, or pulling a trailer with
193 multiple axles;

194 (iii) a combination unit; and

195 (iv) a bus or van for hire.

196 (b) A commercial vehicle under Subsection (4)(a) is exempt from the requirements of
197 Subsection (1).

198 (5) A motor vehicle may be sold and the title assigned to the new owner without a valid
199 safety inspection, but the motor vehicle may not be registered in the new owner's name until the
200 motor vehicle complies with this section.

201 Section 4. Section **41-6a-102** is amended to read:

202 **41-6a-102. Definitions.**

203 As used in this chapter:

204 (1) "Alley" means a street or highway intended to provide access to the rear or side of
205 lots or buildings in urban districts and not intended for through vehicular traffic.

206 (2) "All-terrain type I vehicle" has the same meaning as defined in Section 41-22-2.

207 (3) "Authorized emergency vehicle" includes:

208 (a) fire department vehicles;

209 (b) police vehicles;

210 (c) ambulances; and

211 (d) other publicly or privately owned vehicles as designated by the commissioner of the
212 Department of Public Safety.

213 (4) (a) "Bicycle" means every device:

214 (i) propelled by human power;

215 (ii) upon which a person may ride; and

216 (iii) having two tandem wheels.

217 (b) "Bicycle" does not include scooters and similar devices.

218 (5) (a) "Bus" means a motor vehicle:

219 (i) designed for carrying more than 15 passengers and used for the transportation of
220 persons; or

221 (ii) designed and used for the transportation of persons for compensation.

222 (b) "Bus" does not include a taxicab.

223 (6) (a) "Circular intersection" means an intersection that has an island, generally circular
224 in design, located in the center of the intersection where traffic passes to the right of the island.

225 (b) "Circular intersection" includes:

- 226 (i) roundabouts;
- 227 (ii) rotaries; and
- 228 (iii) traffic circles.
- 229 (7) "Commissioner" means the commissioner of the Department of Public Safety.
- 230 (8) "Controlled-access highway" means a highway, street, or roadway:
- 231 (a) designed primarily for through traffic; and
- 232 (b) to or from which owners or occupants of abutting lands and other persons have no
- 233 legal right of access, except at points as determined by the highway authority having jurisdiction
- 234 over the highway, street, or roadway.
- 235 (9) "Crosswalk" means:
- 236 (a) that part of a roadway at an intersection included within the connections of the
- 237 lateral lines of the sidewalks on opposite sides of the highway measured from:
- 238 (i) (A) the curbs; or
- 239 (B) in the absence of curbs, from the edges of the traversable roadway; and
- 240 (ii) in the absence of a sidewalk on one side of the roadway, that part of a roadway
- 241 included within the extension of the lateral lines of the existing sidewalk at right angles to the
- 242 centerline; or
- 243 (b) any portion of a roadway at an intersection or elsewhere distinctly indicated for
- 244 pedestrian crossing by lines or other markings on the surface.
- 245 (10) "Department" means the Department of Public Safety.
- 246 (11) "Direct supervision" means oversight at a distance within which:
- 247 (a) visual contact is maintained; and
- 248 (b) advice and assistance can be given and received.
- 249 (12) "Divided highway" means a highway divided into two or more roadways by:
- 250 (a) an unpaved intervening space;
- 251 (b) a physical barrier; or
- 252 (c) a clearly indicated dividing section constructed to impede vehicular traffic.
- 253 (13) "Electric assisted bicycle" means a moped:

- 254 (a) with an electric motor with a power output of not more than 1,000 watts; and
- 255 (b) which is not capable of:
 - 256 (i) propelling the device at a speed of more than 20 miles per hour on level ground; and
 - 257 (ii) increasing the speed of the device when human power is used to propel the device at
 - 258 more than 20 miles per hour.

259 (14) (a) "Electric personal assistive mobility device" means a self-balancing device with:

- 260 (i) two nontandem wheels in contact with the ground;
- 261 (ii) a system capable of steering and stopping the unit under typical operating
- 262 conditions;
- 263 (iii) an electric propulsion system with average power of one horsepower or 750 watts;
- 264 (iv) a maximum speed capacity on a paved, level surface of 12.5 miles per hour; and
- 265 (v) a deck design for a person to stand while operating the device.

266 (b) "Electric personal assistive mobility device" does not include a wheelchair.

267 (15) "Explosives" means any chemical compound or mechanical mixture commonly
268 used or intended for the purpose of producing an explosion and which contains any oxidizing
269 and combustive units or other ingredients in proportions, quantities, or packing so that an
270 ignition by fire, friction, concussion, percussion, or detonator of any part of the compound or
271 mixture may cause a sudden generation of highly heated gases, and the resultant gaseous
272 pressures are capable of producing destructive effects on contiguous objects or of causing death
273 or serious bodily injury.

274 (16) "Farm tractor" means a motor vehicle designed and used primarily as a farm
275 implement, for drawing plows, mowing machines, and other implements of husbandry.

276 (17) "Flammable liquid" means a liquid which has a flashpoint of 100 degrees F. or less,
277 as determined by a tagliabue or equivalent closed-cup test device.

278 (18) "Freeway" means a controlled-access highway that is part of the interstate system
279 as defined in Section 72-1-102.

280 (19) "Gore area" means the area delineated by two solid white lines that is between a
281 continuing lane of a through roadway and a lane used to enter or exit the continuing lane

282 including similar areas between merging or splitting highways.

283 (20) "Gross weight" means the weight of a vehicle without a load plus the weight of
284 any load on the vehicle.

285 (21) "Highway" means the entire width between property lines of every way or place of
286 any nature when any part of it is open to the use of the public as a matter of right for vehicular
287 travel.

288 (22) "Highway authority" has the same meaning as defined in Section 72-1-102.

289 (23) (a) "Intersection" means the area embraced within the prolongation or connection
290 of the lateral curblines, or, if none, then the lateral boundary lines of the roadways of two or
291 more highways which join one another.

292 (b) Where a highway includes two roadways 30 feet or more apart:

293 (i) every crossing of each roadway of the divided highway by an intersecting highway is
294 a separate intersection; and

295 (ii) if the intersecting highway also includes two roadways 30 feet or more apart, then
296 every crossing of two roadways of the highways is a separate intersection.

297 (c) "Intersection" does not include the junction of an alley with a street or highway.

298 (24) "Island" means an area between traffic lanes or at an intersection for control of
299 vehicle movements or for pedestrian refuge designated by:

300 (a) pavement markings, which may include an area designated by two solid yellow lines
301 surrounding the perimeter of the area;

302 (b) channelizing devices;

303 (c) curbs;

304 (d) pavement edges; or

305 (e) other devices.

306 (25) "Law enforcement agency" has the same meaning as defined in Section 53-1-102.

307 (26) "Limited access highway" means a highway:

308 (a) that is designated specifically for through traffic; and

309 (b) over, from, or to which neither owners nor occupants of abutting lands nor other

310 persons have any right or easement, or have only a limited right or easement of access, light, air,
311 or view.

312 (27) "Local highway authority" means the legislative, executive, or governing body of a
313 county, municipal, or other local board or body having authority to enact laws relating to traffic
314 under the constitution and laws of the state.

315 (28) (a) "Low-speed vehicle" means a four wheeled electric motor vehicle that:

316 (i) is designed to be operated at speeds of not more than 25 miles per hour; and

317 (ii) has a capacity of not more than four passengers, including the driver.

318 (b) "Low-speed vehicle" does not include a golfcart or an off-highway vehicle.

319 (29) "Metal tire" means a tire, the surface of which in contact with the highway is
320 wholly or partly of metal or other hard nonresilient material.

321 (30) (a) "Mini-motorcycle" means a motorcycle or motor-driven cycle that has a seat or
322 saddle that is less than 24 inches from the ground as measured on a level surface with properly
323 inflated tires.

324 (b) "Mini-motorcycle" does not include a moped or a motor assisted scooter.

325 (c) "Mini-motorcycle" does not include a motorcycle that is:

326 (i) designed for off-highway use; and

327 (ii) registered as an off-highway vehicle under Section 41-22-3.

328 (31) "Mobile home" means:

329 (a) a trailer or semitrailer which is:

330 (i) designed, constructed, and equipped as a dwelling place, living abode, or sleeping
331 place either permanently or temporarily; and

332 (ii) equipped for use as a conveyance on streets and highways; or

333 (b) a trailer or a semitrailer whose chassis and exterior shell is designed and constructed
334 for use as a mobile home, as defined in Subsection (31)(a), but which is instead used
335 permanently or temporarily for:

336 (i) the advertising, sale, display, or promotion of merchandise or services; or

337 (ii) any other commercial purpose except the transportation of property for hire or the

338 transportation of property for distribution by a private carrier.

339 (32) (a) "Moped" means a motor-driven cycle having:

340 (i) pedals to permit propulsion by human power; and

341 (ii) a motor which:

342 (A) produces not more than two brake horsepower; and

343 (B) is not capable of propelling the cycle at a speed in excess of 30 miles per hour on

344 level ground.

345 (b) If an internal combustion engine is used, the displacement may not exceed 50 cubic

346 centimeters and the moped shall have a power drive system that functions directly or

347 automatically without clutching or shifting by the operator after the drive system is engaged.

348 (c) "Moped" includes an electric assisted bicycle and a motor assisted scooter.

349 (33) "Motor assisted scooter" means a self-propelled device with:

350 (a) at least two wheels in contact with the ground;

351 (b) a braking system capable of stopping the unit under typical operating conditions;

352 (c) a gas or electric motor not exceeding 40 cubic centimeters;

353 (d) either:

354 (i) a deck design for a person to stand while operating the device; or

355 (ii) a deck and seat designed for a person to sit, straddle, or stand while operating the

356 device; and

357 (e) a design for the ability to be propelled by human power alone.

358 (34) (a) "Motor vehicle" means a vehicle which is self-propelled and every vehicle

359 which is propelled by electric power obtained from overhead trolley wires, but not operated

360 upon rails.

361 (b) "Motor vehicle" does not include vehicles moved solely by human power, motorized

362 wheelchairs, or an electric personal assistive mobility device.

363 (35) "Motorcycle" means a motor vehicle, other than a tractor, having a seat or saddle

364 for the use of the rider and designed to travel with not more than three wheels in contact with

365 the ground.

366 (36) (a) "Motor-driven cycle" means every motorcycle, motor scooter, moped, electric
367 assisted bicycle, motor assisted scooter, and every motorized bicycle having:

368 (i) an engine with less than 150 cubic centimeters displacement; or

369 (ii) a motor which produces not more than five horsepower.

370 (b) "Motor-driven cycle" does not include an electric personal assistive mobility device.

371 (37) "Off-highway implement of husbandry" has the same meaning as defined under
372 Section 41-22-2.

373 (38) "Off-highway vehicle" has the same meaning as defined under Section 41-22-2.

374 (39) "Operator" means a person who is in actual physical control of a vehicle.

375 (40) (a) "Park" or "parking" means the standing of a vehicle, whether occupied or not.

376 (b) "Park" or "parking" does not include the standing of a vehicle temporarily for the
377 purpose of and while actually engaged in loading or unloading property or passengers.

378 (41) "Peace officer" means a peace officer authorized under Title 53, Chapter 13, Peace
379 Officer Classifications, to direct or regulate traffic or to make arrests for violations of traffic
380 laws.

381 (42) "Pedestrian" means a person traveling:

382 (a) on foot; or

383 (b) in a wheelchair.

384 (43) "Pedestrian traffic-control signal" means a traffic-control signal used to regulate
385 pedestrians.

386 (44) "Person" means every natural person, firm, copartnership, association, or
387 corporation.

388 (45) "Pole trailer" means every vehicle without motive power:

389 (a) designed to be drawn by another vehicle and attached to the towing vehicle by
390 means of a reach, or pole, or by being boomed or otherwise secured to the towing vehicle; and

391 (b) that is ordinarily used for transporting long or irregular shaped loads including
392 poles, pipes, or structural members generally capable of sustaining themselves as beams between
393 the supporting connections.

394 (46) "Private road or driveway" means every way or place in private ownership and
395 used for vehicular travel by the owner and those having express or implied permission from the
396 owner, but not by other persons.

397 (47) "Railroad" means a carrier of persons or property upon cars operated on stationary
398 rails.

399 (48) "Railroad sign or signal" means a sign, signal, or device erected by authority of a
400 public body or official or by a railroad and intended to give notice of the presence of railroad
401 tracks or the approach of a railroad train.

402 (49) "Railroad train" means a locomotive propelled by any form of energy, coupled with
403 or operated without cars, and operated upon rails.

404 (50) "Right-of-way" means the right of one vehicle or pedestrian to proceed in a lawful
405 manner in preference to another vehicle or pedestrian approaching under circumstances of
406 direction, speed, and proximity which give rise to danger of collision unless one grants
407 precedence to the other.

408 (51) (a) "Roadway" means that portion of highway improved, designed, or ordinarily
409 used for vehicular travel.

410 (b) "Roadway" does not include the sidewalk, berm, or shoulder, even though any of
411 them are used by persons riding bicycles or other human-powered vehicles.

412 (c) "Roadway" refers to any roadway separately but not to all roadways collectively, if
413 a highway includes two or more separate roadways.

414 (52) "Safety zone" means the area or space officially set apart within a roadway for the
415 exclusive use of pedestrians and which is protected, marked, or indicated by adequate signs as
416 to be plainly visible at all times while set apart as a safety zone.

417 (53) (a) "School bus" means a motor vehicle that:

418 (i) complies with the color and identification requirements of the most recent edition of
419 "Minimum Standards for School Buses"; and

420 (ii) is used to transport school children to or from school or school activities.

421 (b) "School bus" does not include a vehicle operated by a common carrier in

422 transportation of school children to or from school or school activities.

423 (54) (a) "Semitrailer" means a vehicle with or without motive power:

424 (i) designed for carrying persons or property and for being drawn by a motor vehicle;

425 and

426 (ii) constructed so that some part of its weight and that of its load rests on or is carried
427 by another vehicle.

428 (b) "Semitrailer" does not include a pole trailer.

429 (55) "Shoulder area" means:

430 (a) that area of the hard-surfaced highway separated from the roadway by a pavement
431 edge line as established in the current approved "Manual on Uniform Traffic Control Devices";
432 or

433 (b) that portion of the road contiguous to the roadway for accommodation of stopped
434 vehicles, for emergency use, and lateral support.

435 (56) "Sidewalk" means that portion of a street between the curb lines, or the lateral
436 lines of a roadway, and the adjacent property lines intended for the use of pedestrians.

437 (57) "Solid rubber tire" means a tire of rubber or other resilient material which does not
438 depend on compressed air for the support of the load.

439 (58) "Stand" or "standing" means the temporary halting of a vehicle, whether occupied
440 or not, for the purpose of and while actually engaged in receiving or discharging passengers.

441 (59) "Stop" when required means complete cessation from movement.

442 (60) "Stop" or "stopping" when prohibited means any halting even momentarily of a
443 vehicle, whether occupied or not, except when:

444 (a) necessary to avoid conflict with other traffic; or

445 (b) in compliance with the directions of a peace officer or traffic-control device.

446 (61) "Street-legal all-terrain vehicle" or "street-legal ATV" means an all-terrain type I
447 or type II vehicle, as defined in Section 41-22-2, that is modified to meet the requirements of
448 Section 41-6a-1509 to operate on highways in the state in accordance with Section 41-6a-1509.

449 [~~(61)~~] (62) "Traffic" means pedestrians, ridden or herded animals, vehicles, and other

450 conveyances either singly or together while using any highway for the purpose of travel.

451 ~~[(62)]~~ (63) "Traffic-control device" means a sign, signal, marking, or device not
452 inconsistent with this chapter placed or erected by a highway authority for the purpose of
453 regulating, warning, or guiding traffic.

454 ~~[(63)]~~ (64) "Traffic-control signal" means a device, whether manually, electrically, or
455 mechanically operated, by which traffic is alternately directed to stop and permitted to proceed.

456 ~~[(64)]~~ (65) "Traffic signal preemption device" means an instrument or mechanism
457 designed, intended, or used to interfere with the operation or cycle of a traffic-control signal.

458 ~~[(65)]~~ (66) (a) "Trailer" means a vehicle with or without motive power designed for
459 carrying persons or property and for being drawn by a motor vehicle and constructed so that no
460 part of its weight rests upon the towing vehicle.

461 (b) "Trailer" does not include a pole trailer.

462 ~~[(66)]~~ (67) "Truck" means a motor vehicle designed, used, or maintained primarily for
463 the transportation of property.

464 ~~[(67)]~~ (68) "Truck tractor" means a motor vehicle:

465 (a) designed and used primarily for drawing other vehicles; and

466 (b) constructed to carry a part of the weight of the vehicle and load drawn by the truck
467 tractor.

468 ~~[(68)]~~ (69) "Two-way left turn lane" means a lane:

469 (a) provided for vehicle operators making left turns in either direction;

470 (b) that is not used for passing, overtaking, or through travel; and

471 (c) that has been indicated by a lane traffic-control device which may include lane
472 markings.

473 ~~[(69)]~~ (70) "Urban district" means the territory contiguous to and including any street,
474 in which structures devoted to business, industry, or dwelling houses are situated at intervals of
475 less than 100 feet, for a distance of a quarter of a mile or more.

476 ~~[(70)]~~ (71) "Vehicle" means a device in, on, or by which a person or property is or may
477 be transported or drawn on a highway, except devices used exclusively on stationary rails or

478 tracks.

479 Section 5. Section **41-6a-1509** is enacted to read:

480 **41-6a-1509. Street-legal all-terrain vehicle -- Operation on highways --**

481 **Registration and licensing requirements -- Equipment requirements.**

482 (1) (a) Except as provided in Subsection (1)(b), an all-terrain type I or type II vehicle
483 that meets the requirements of this section may be operated as a street-legal ATV on a street or
484 highway that is a highway with one lane in each direction.

485 (b) Unless a street or highway is designated as open for street-legal ATV use by the
486 controlling highway authority in accordance with Section 41-22-10.5, a person may not operate
487 a street-legal ATV on a street or highway in accordance with Subsection (1)(a) if the highway is
488 under the jurisdiction of:

489 (i) a county of the first class;

490 (ii) a municipality that is within a county of the first class; or

491 (iii) a municipality with a population of 7,500 or more people.

492 (2) A street-legal ATV shall comply with the same requirements as:

493 (a) a motorcycle for:

494 (i) traffic rules under Title 41, Chapter 6a, Traffic Code;

495 (ii) driver licensing under Title 53, Chapter 3, Uniform Driver License Act;

496 (iii) registration, titling, odometer statement, vehicle identification, license plates, and
497 registration fees under Title 41, Chapter 1a, Motor Vehicle Act;

498 (iv) fees in lieu of property taxes or in lieu fees under Section 59-2-405.2; and

499 (v) the county motor vehicle emissions inspection and maintenance programs under
500 Section 41-6a-1642;

501 (b) a motor vehicle for:

502 (i) motor vehicle insurance under Title 41, Chapter 12a, Financial Responsibility of
503 Motor Vehicle Owners and Operators Act; and

504 (ii) safety inspection requirements under Title 53, Chapter 8, Part 2, Motor Vehicle
505 Safety Inspection Act, except that a street-legal ATV shall be subject to a safety inspection

506 when registered for the first time; and
507 (c) an all-terrain type I or type II vehicle for off-highway vehicle provisions under Title
508 41, Chapter 22, Off-Highway Vehicles, and Title 41, Chapter 3, Motor Vehicle Business
509 Regulation Act, unless otherwise specified in this section.
510 (3) A street-legal ATV shall be equipped with:
511 (a) one or more headlamps that meet the requirements of Section 41-6a-1603;
512 (b) one or more tail lamps;
513 (c) a tail lamp or other lamp constructed and placed to illuminate the registration plate
514 with a white light;
515 (d) one or more red reflectors on the rear;
516 (e) one or more stop lamps on the rear;
517 (f) amber electric turn signals, one on each side of the front and rear;
518 (g) a braking system, other than a parking brake, that meets the requirements of Section
519 41-6a-1623;
520 (h) a horn or other warning device that meets the requirements of Section 41-6a-1625;
521 (i) a muffler and emission control system that meets the requirements of Section
522 41-6a-1626;
523 (j) rearview mirrors on the right and left side of the driver in accordance with Section
524 41-6a-1627;
525 (k) a windshield, unless the operator wears eye protection while operating the vehicle;
526 (l) a speedometer, illuminated for nighttime operation;
527 (m) for vehicles designed by the manufacturer for carrying one or more passengers, a
528 seat designed for passengers, including a footrest and handhold for each passenger; and
529 (n) for vehicles with side-by-side seating, seatbelts for each vehicle occupant.
530 (5) An operator of a street-legal all-terrain vehicle, when operating a street-legal
531 all-terrain vehicle on a highway in accordance with this section, may not exceed the lesser of:
532 (a) the posted speed limit; or
533 (b) 45 miles per hour.

534 (6) (a) A nonresident operator of an off-highway vehicle that is authorized to be
535 operated on the highways of another state has the same rights and privileges as a street-legal
536 ATV that is granted operating privileges on the highways of this state, subject to the restrictions
537 under this section and rules made by the Board of Parks and Recreation, if the other state offers
538 reciprocal operating privileges to Utah residents.

539 (b) In accordance with Title 63, Chapter 46a, Utah Administrative Rulemaking Act, the
540 Board of Parks and Recreation shall establish eligibility requirements for reciprocal operating
541 privileges for nonresident users granted under Subsection (6)(a).

542 Section 6. Section **41-6a-1601** is amended to read:

543 **41-6a-1601. Operation of unsafe or improperly equipped vehicles on public**
544 **highways -- Exceptions.**

545 (1) (a) A person may not operate or move and an owner may not cause or knowingly
546 permit to be operated or moved on a highway a vehicle or combination of vehicles which:

547 (i) is in an unsafe condition that may endanger any person;

548 (ii) does not contain those parts or is not at all times equipped with lamps and other
549 equipment in proper condition and adjustment as required in this chapter;

550 (iii) is equipped in any manner in violation of this chapter; or

551 (iv) emits pollutants in excess of the limits allowed under the rules of the Air Quality
552 Board created under Title 19, Chapter 2, Air Conservation Act, or under rules made by local
553 health departments.

554 (b) A person may not do any act forbidden or fail to perform any act required under this
555 chapter.

556 (2) (a) In accordance with Title 63, Chapter 46a, Utah Administrative Rulemaking Act,
557 and in coordination with the rules made under Section 53-8-204, the department shall make
558 rules setting minimum standards covering the design, construction, condition, and operation of
559 vehicle equipment for safely operating a motor vehicle on the highway as required under this
560 part.

561 (b) The rules under Subsection (2)(a):

- 562 (i) shall conform as nearly as practical to Federal Motor Vehicle Safety Standards and
563 Regulations;
- 564 (ii) may incorporate by reference, in whole or in part, the federal standards under
565 Subsection (2)(b)(i) and nationally recognized and readily available standards and codes on
566 motor vehicle safety;
- 567 (iii) shall include provisions for the issuance of a permit under Section 41-6a-1602;
- 568 (iv) shall include standards for the emergency lights of authorized emergency vehicles;
- 569 (v) may provide standards and specifications applicable to lighting equipment on school
570 buses consistent with:
- 571 (A) this part;
- 572 (B) federal motor vehicle safety standards; and
- 573 (C) current specifications of the Society of Automotive Engineers;
- 574 (vi) shall provide procedures for the submission, review, approval, disapproval, issuance
575 of an approval certificate, and expiration or renewal of approval of any part as required under
576 Section 41-6a-1620;
- 577 (vii) shall establish specifications for the display or etching of a vehicle identification
578 number on a vehicle;
- 579 (viii) shall establish specifications in compliance with this part for a flare, fusee, electric
580 lantern, warning flag, or portable reflector used in compliance with this part;
- 581 (ix) shall establish approved safety and law enforcement purposes when video display is
582 visible to the motor vehicle operator; and
- 583 (x) shall include standards and specifications for both original equipment and parts
584 included when a vehicle is manufactured and aftermarket equipment and parts included after the
585 original manufacture of a vehicle.
- 586 (c) The following standards and specifications for vehicle equipment are adopted:
- 587 (i) 49 C.F.R. 571.209 related to safety belts;
- 588 (ii) 49 C.F.R. 571.213 related to child restraint devices;
- 589 (iii) 49 C.F.R. 393, 396, and 396 Appendix G related to commercial motor vehicles and

590 trailers operated in interstate commerce;

591 (iv) 49 C.F.R. 571 Standard 108 related to lights and illuminating devices; and

592 (v) 40 C.F.R. 82.30 through 82.42 and Part 82, Subpart B, Appendix A and B related
593 to air conditioning equipment.

594 (3) Nothing in this chapter or the rules made by the department prohibit:

595 (a) equipment required by the United States Department of Transportation; or

596 (b) the use of additional parts and accessories on a vehicle not inconsistent with the
597 provisions of this chapter or the rules made by the department.

598 (4) Except as specifically made applicable, the provisions of this chapter and rules of the
599 department with respect to equipment required on vehicles do not apply to:

600 (a) implements of husbandry;

601 (b) road machinery;

602 (c) road rollers;

603 (d) farm tractors;

604 (e) motorcycles;

605 (f) motor-driven cycles;

606 (g) vehicles moved solely by human power;

607 (h) off-highway vehicles registered under Section 41-22-3 either:

608 (i) on a highway designated as open for off-highway vehicle use; or

609 (ii) in the manner prescribed by ~~[Section]~~ Subsections 41-22-10.3(1) through (3); or

610 (i) off-highway implements of husbandry when operated in the manner prescribed by
611 Subsections 41-22-5.5 (3) through (5).

612 (5) The vehicles referred to in Subsections (4)(h) and (i) are subject to the equipment
613 requirements of Title 41, Chapter 22, Off-highway Vehicles, and the rules made under that
614 chapter.

615 (6) (a) ~~[A]~~ (i) Except as provided in Subsection (6)(a)(ii), a federal motor vehicle
616 safety standard supersedes any conflicting provision of this chapter.

617 (ii) Federal motor vehicle safety standards do not supersede the provisions of Section

618 41-6a-1509 governing the requirements for and use of street-legal all-terrain vehicles on
619 highways.

620 (b) The department:

621 (i) shall report any conflict found under Subsection (6)(a) to the appropriate committees
622 or officials of the Legislature; and

623 (ii) may adopt a rule to replace the superseded provision.

624 Section 7. Section **41-8-1** is amended to read:

625 **41-8-1. Operation of vehicle by persons under 16 prohibited -- Exceptions for**
626 **off-highway vehicles and off-highway implements of husbandry.**

627 (1) A person under 16 years of age, whether resident or nonresident of this state, may
628 not operate a motor vehicle upon any highway of this state.

629 (2) This section does not apply to a person operating:

630 (a) a motor vehicle under a permit issued under Section 53-3-210, 53-3-210.5, or
631 53A-13-208;

632 (b) an off-highway vehicle registered under Section 41-22-3 either:

633 (i) on a highway designated as open for off-highway vehicle use; or

634 (ii) in the manner prescribed by ~~[Section]~~ Subsections 41-22-10.3(1) through (3); or

635 (c) an off-highway implement of husbandry in the manner prescribed by Subsections
636 41-22-5.5(3) through (5).

637 Section 8. Section **41-12a-301** is amended to read:

638 **41-12a-301. Definition -- Requirement of owner's or operator's security --**

639 **Exceptions.**

640 (1) As used in this section:

641 (a) "highway" has the same meaning as provided in Section 41-1a-102; and

642 (b) "quasi-public road or parking area" has the same meaning as provided in Section
643 41-6a-214.

644 (2) Except as provided in Subsection (5):

645 (a) every resident owner of a motor vehicle shall maintain owner's or operator's security

646 in effect at any time that the motor vehicle is operated on a highway or on a quasi-public road
647 or parking area within the state; and

648 (b) every nonresident owner of a motor vehicle that has been physically present in this
649 state for:

650 (i) 90 or fewer days during the preceding 365 days shall maintain the type and amount
651 of owner's or operator's security required in his place of residence, in effect continuously
652 throughout the period the motor vehicle remains within Utah; or

653 (ii) more than 90 days during the preceding 365 days shall thereafter maintain owner's
654 or operator's security in effect continuously throughout the period the motor vehicle remains
655 within Utah.

656 (3) (a) Except as provided in Subsection (5), the state and all of its political subdivisions
657 and their respective departments, institutions, or agencies shall maintain owner's or operator's
658 security in effect continuously for their motor vehicles.

659 (b) Any other state is considered a nonresident owner of its motor vehicles and is
660 subject to Subsection (2)(b).

661 (4) The United States, any political subdivision of it, or any of its agencies may maintain
662 owner's or operator's security in effect for their motor vehicles.

663 (5) Owner's or operator's security is not required for any of the following:

664 (a) off-highway vehicles registered under Section 41-22-3 when operated either:

665 (i) on a highway designated as open for off-highway vehicle use; or

666 (ii) in the manner prescribed by ~~Section~~ Subsections 41-22-10.3(1) through (3);

667 (b) off-highway implements of husbandry operated in the manner prescribed by
668 Subsections 41-22-5.5(3) through (5);

669 (c) electric assisted bicycles as defined under Section 41-6a-102;

670 (d) motor assisted scooters as defined under Section 41-6a-102; or

671 (e) electric personal assistive mobility devices as defined under Section 41-6a-102.

672 Section 9. Section **41-22-2** is amended to read:

673 **41-22-2. Definitions.**

674 As used in this chapter:

675 (1) "Advisory council" means the Off-highway Vehicle Advisory Council appointed by
676 the Board of Parks and Recreation.

677 (2) "All-terrain type I vehicle" means any motor vehicle 50 inches or less in width,
678 having an unladen dry weight of 800 pounds or less, traveling on three or more low pressure
679 tires, having a seat designed to be straddled by the operator, and designed for or capable of
680 travel over unimproved terrain.

681 (3) (a) "All-terrain type II vehicle" means any other motor vehicle, not defined in
682 Subsection (2), (9), or (20), designed for or capable of travel over unimproved terrain.

683 (b) "All-terrain type II vehicle" does not include golf carts, any vehicle designed to
684 carry a disabled person, any vehicle not specifically designed for recreational use, or farm
685 tractors as defined under Section 41-1a-102.

686 (4) "Board" means the Board of Parks and Recreation.

687 (5) "Dealer" means a person engaged in the business of selling off-highway vehicles at
688 wholesale or retail.

689 (6) "Division" means the Division of Parks and Recreation.

690 (7) "Low pressure tire" means any pneumatic tire six inches or more in width designed
691 for use on wheels with rim diameter of 12 inches or less and utilizing an operating pressure of
692 ten pounds per square inch or less as recommended by the vehicle manufacturer.

693 (8) "Manufacturer" means a person engaged in the business of manufacturing
694 off-highway vehicles.

695 (9) "Motorcycle" means every motor vehicle having a saddle for the use of the operator
696 and designed to travel on not more than two tires.

697 (10) "Motor vehicle" means every vehicle which is self-propelled.

698 (11) "Off-highway vehicle" means any snowmobile, all-terrain type I vehicle, all-terrain
699 type II vehicle, or motorcycle.

700 (12) "Off-highway implement of husbandry" means every all-terrain type I vehicle,
701 motorcycle, or snowmobile that is used by the owner or his agent for agricultural operations.

702 (13) "Operate" means to control the movement of or otherwise use an off-highway
703 vehicle.

704 (14) "Operator" means the person who is in actual physical control of an off-highway
705 vehicle.

706 (15) "Organized user group" means an off-highway vehicle organization incorporated as
707 a nonprofit corporation in the state under Title 16, Chapter 6a, Utah Revised Nonprofit
708 Corporation Act, for the purpose of promoting the interests of off-highway vehicle recreation.

709 (16) "Owner" means a person, other than a person with a security interest, having a
710 property interest or title to an off-highway vehicle and entitled to the use and possession of that
711 vehicle.

712 (17) "Public land" means land owned or administered by any federal or state agency or
713 any political subdivision of the state.

714 (18) "Register" means the act of assigning a registration number to an off-highway
715 vehicle.

716 (19) "Roadway" is used as defined in Section 41-6a-102.

717 (20) "Snowmobile" means any motor vehicle designed for travel on snow or ice and
718 steered and supported in whole or in part by skis, belts, cleats, runners, or low pressure tires.

719 (21) "Street or highway" means the entire width between boundary lines of every way
720 or place of whatever nature, when any part of it is open to the use of the public for vehicular
721 travel.

722 (22) "Street-legal all-terrain vehicle" or "street-legal ATV" has the same meaning as
723 defined in Section 41-6a-102.

724 Section 10. Section **41-22-9** is amended to read:

725 **41-22-9. Vehicles exempt from registration.**

726 (1) The following off-highway vehicles are exempt from the registration requirements
727 of this chapter:

728 [(+)] (a) vehicles that are currently registered for highway use, have a valid motor
729 vehicle safety inspection sticker or certificate, and on which the required safety equipment has

730 not been subsequently modified;

731 (b) except as provided in Subsection (2), a street-legal all-terrain vehicle registered in
732 accordance with Section 41-6a-1509;

733 ~~[(2)]~~ (c) off-highway vehicles that are owned by a nonresident and that are displaying a
734 current annual off-highway vehicle user decal in accordance with Section 41-22-35;

735 ~~[(3)]~~ (d) off-highway vehicles sold by a dealer to a person who is not a resident of this
736 state;

737 ~~[(4)]~~ (e) off-highway implements of husbandry operated in the manner prescribed by
738 Subsections 41-22-5.5(3) through (5); and

739 ~~[(5)]~~ (f) new off-highway vehicles being transported to an off-highway vehicle
740 dealership by the dealer, employee of the dealership, or agent for the dealership.

741 (2) In addition to the registration requirements imposed under Section 41-6a-1509, a
742 street-legal all-terrain vehicle is subject to the fees under Sections 41-22-8, 41-22-33, 41-22-34,
743 and 41-22-36.

744 Section 11. Section **41-22-10.3** is amended to read:

745 **41-22-10.3. Operation of vehicles on highways -- Limits.**

746 ~~[No]~~ A person may not operate an off-highway vehicle upon any street or highway, not
747 designated as open to off-highway vehicle use, except:

748 (1) when crossing a street or highway and the operator comes to a complete stop before
749 crossing, proceeds only after yielding the right of way to oncoming traffic, and crosses at a right
750 angle;

751 (2) when loading or unloading an off-highway vehicle from a vehicle or trailer, which
752 shall be done with due regard for safety, and at the nearest practical point of operation; ~~[or]~~

753 (3) when an emergency exists, during any period of time and at those locations when
754 the operation of conventional motor vehicles is impractical or when the operation is directed by
755 a peace officer or other public authority; or

756 (4) when operating a street-legal all-terrain vehicle on a highway in accordance with
757 Section 41-6a-1509.

758 Section 12. Section **41-22-10.5** is amended to read:

759 **41-22-10.5. Local ordinances -- Designating routes -- Supervision.**

760 (1) A municipality or county may adopt ordinances designating certain streets and
761 highways under its respective jurisdiction;

762 (a) as open for street-legal all-terrain vehicle use;

763 (b) as open for general off-highway vehicle use; or

764 (c) as open for limited off-highway vehicle [routes] use to allow off-highway vehicle
765 operators to gain direct access to or from a private or public area open for off-highway vehicle
766 use.

767 (2) A municipality or a county may adopt an ordinance requiring an operator who is
768 under 16 years of age to be under the direct visual supervision of an adult who is at least 18
769 years of age while using a route designated under Subsection (1).

770 (3) A route designated under Subsection (1) may not be along, across, or within the
771 boundaries of an interstate freeway or limited access highway.

772 (4) Except as provided under Section 41-22-10.3, a person may not operate an
773 off-highway vehicle on any street or highway that is not designated or posted as open for
774 off-highway vehicle use in accordance with Subsection (1) or Section 41-22-10.1.

775 (5) Subsection (4) does not apply to off-highway implements of husbandry used in
776 accordance with Section 41-22-5.5.

777 Section 13. Section **53-8-205** is amended to read:

778 **53-8-205. Safety inspection required -- Frequency of safety inspection -- Safety**
779 **inspection certificate required -- Out-of-state permits.**

780 (1) (a) Except as provided in Subsection (1)(b), a person may not operate on a highway
781 a motor vehicle required to be registered in this state unless the motor vehicle has passed a
782 safety inspection.

783 (b) Subsection (1)(a) does not apply to:

784 (i) ~~[vehicles]~~ a vehicle that is exempt from registration under Section 41-1a-205; and

785 (ii) ~~[off-highway vehicles:]~~ an off-highway vehicle, unless the off-highway vehicle is

786 being registered as a street-legal all-terrain vehicle in accordance with Section 41-6a-1509.

787 (2) Except as provided in Subsection (3), the frequency of the safety inspection shall be
788 determined based on the age of the vehicle determined by model year and shall:

789 (a) be required each year for a vehicle that is eight or more years old on January 1; or

790 (b) every two years for each vehicle that is less than eight years old on January 1 as
791 follows:

792 (i) in odd-numbered years for a vehicle with an odd-numbered model year; and

793 (ii) in even-numbered years for a vehicle with an even-numbered model year;

794 (c) be made by a safety inspector certified by the division at a safety inspection station
795 authorized by the division;

796 (d) cover an inspection of the motor vehicle mechanism, brakes, and equipment to
797 ensure proper adjustment and condition as required by department rules; and

798 (e) include an inspection for the display of license plates in accordance with Section
799 41-1a-404.

800 (3) (a) A salvage vehicle as defined in Section 41-1a-1001 is required to pass a safety
801 inspection when an application is made for initial registration as a salvage vehicle.

802 (b) After initial registration as a salvage vehicle, the frequency of the safety inspection
803 shall correspond with the model year, as provided in Subsection (2).

804 (4) A safety inspection station shall issue a safety inspection certificate to the owner of:

805 (a) each motor vehicle that passes a safety inspection under this section[-]; and

806 (b) a street-legal all-terrain vehicle that meets all the equipment requirements in Section
807 41-6a-1509.

808 (5) The division may:

809 (a) authorize the acceptance in this state of a safety inspection certificate issued in
810 another state having a safety inspection law similar to this state; and

811 (b) extend the time within which a safety inspection certificate must be obtained by the
812 resident owner of a vehicle that was not in this state during the time a safety inspection was
813 required.

814 Section 14. **Effective date.**

815 This bill takes effect on October 1, 2008.