



House of Representatives *State of Utah*

UTAH STATE CAPITOL COMPLEX • 350 STATE CAPITOL
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February 20, 2008

Mr. Speaker:

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **1st Sub. S.B. 181**, OFF-HIGHWAY VEHICLE USE ON PUBLIC HIGHWAYS, by Senator S. Jenkins, with the following amendments:

1. *Page 1, Lines 22 through 23b*
Senate 3rd Reading Amendments
2-13-2008:

22 jurisdiction {~~§~~};
22a ~~§~~ as open to street-legal all-terrain {~~off-highway~~} vehicle use,
general
23 off-highway vehicle use, or limited off-highway vehicle use; {~~§~~ or
23a where operating a street-legal all-terrain vehicle on the highway is
prohibited;
23b ~~§~~ and

2. *Page 2, Line 41:*

41 41-22-10.5, as last amended by Laws of Utah 2004, Chapter 159
= 53-8-205, as last amended by Laws of Utah 2003, Chapter 108

3. *Page 4, Line 89:*

89 nonresident tuition or fees; or

4. *Page 6, Lines 170 through 171:*

170 (3) (a) The following motor vehicles are exempt from this section:
171 {~~(a)~~} (i) except as provided in Subsection (3) {~~(c)~~ (b) a new motor
vehicle when registered the

5. *Page 16, Lines 482 through 486*
a. Senate 3rd Reading Amendments
b. 2-13-2008:

482 (1) (a) Except as provided in Subsection (1)(b) {~~§~~ and Subsection

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~~41-22-10.5(2) ←§~~ , an
482a 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 {:
485 —(i)} is a highway with one lane in each direction {; and
486 —(ii) has a posted speed limit of no more than 50 miles per hour} .

6. *Page 17, Lines 491 through 493:*

491 (i) a county of the first class;
492 (ii) a municipality that is within a county of the first class; or
493 (iii) a municipality with a population of \$→ [20,000] {5,000} 7,500 ←\$ or
more people.

7. *Page 17, Line 513*
Senate 3rd Reading Amendments
2-13-2008:

513 (a) one or more headlamps that meet **the** requirements of Section 41-6a-1603;

8. *Page 17, Line 519*
a. Senate 3rd Reading Amendments
b. 2-13-2008:

519 (f) amber electric turn signals ; one each side of the front and rear;

9. *Page 18, Line 525:*

525 (j) rearview mirrors on the {rights} **right** and left side of the driver in
accordance with Section

10. *Page 18, Line 527:*

527 (k) a windshield ; unless the operator wears eye protection while operating the
vehicle;

11. *Page 18, Lines 531 through 532:*

531 (n) for vehicles with side-by-side seating, seatbelts for each vehicle occupant.
(5) An operator of a street-legal all-terrain vehicle, when operating a street-

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legal all-terrain vehicle on a highway in accordance with this section, may not exceed the lesser of:

(a) the posted speed limit; or

(b) 45 miles per hour.

532 ~~{(5)}~~ (6) (a) A nonresident operator of an off-highway vehicle that is authorized to be

12. Page 18, Line 539:

539 privileges for nonresident users granted under Subsection ~~{(5)}~~ (6) (a).

13. Page 25, Lines 762 through 762d
a. Senate 3rd Reading Amendments
b. 2-13-2008:

762 ~~{(2) §}~~ → Notwithstanding the provisions in Subsection 41-6a-1509(1)(a), a municipality

762a or county may adopt ordinances designating certain streets and highways under its respective

762b jurisdiction where operating a street-legal all-terrain vehicle on the street or highway is

762c prohibited.

762d ~~—{(3) ← §}~~ (2) A municipality or a county may adopt an ordinance requiring an operator who is

14. Page 25, Line 765
a. Senate 3rd Reading Amendments
b. 2-13-2008:

765 ~~§~~ → ~~{+}~~ (3) ~~{+}~~ ~~{(4)}~~ ← ~~§~~ A route designated under Subsection (1) may not be along, across, or within the

15. Page 25, Line 767
a. Senate 3rd Reading Amendments
b. 2-13-2008:

767 ~~§~~ → ~~{+}~~ (4) ~~{+}~~ ~~{(5)}~~ ← ~~§~~ Except as provided under Section 41-22-10.3, a person may not operate an



16. Page 26, Line 771:

771 accordance with Section 41-22-5.5.

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

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

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

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

(i) ~~{vehicles}~~ **a vehicle that is** exempt from registration under Section 41-1a-205; and

(ii) ~~{off-highway vehicles}~~ **an off-highway vehicle, unless the off-highway vehicle is being registered as a street-legal all-terrain vehicle in accordance with Section 41-6a-1509** .

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

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

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

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

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

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

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

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

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

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

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

(a) each motor vehicle that passes a safety inspection under this section **;** **and**

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

- (5) The division may:
- (a) authorize the acceptance in this state of a safety inspection certificate issued in another state having a safety inspection law similar to this state; and
 - (b) extend the time within which a safety inspection certificate must be obtained by the resident owner of a vehicle that was not in this state during the time a safety inspection was required.

Respectfully,

Roger E. Barrus
Committee Chair

Voting: 12-0-3

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