

S.B. 38

RESTRICTIONS ON HIGH OCCUPANCY VEHICLE LANE

SENATE FLOOR AMENDMENTS

AMENDMENT 3

FEBRUARY 12, 2010 9:25 AM

Senator **Karen W. Morgan** proposes the following amendments:

1. *Page 1, Lines 18 through 20*

Senate 2nd Reading Amendments

2-2-2010:

18 { ~~→ requires the Department of Transportation to allow for continuous permitted access~~
19 ~~into and out of all HOV lanes by marking the lanes with a single §→ [dotted normal] ←§~~
20 ~~white line; and~~ }

▶ provides that if a highway authority establishes an HOV lane, the highway authority shall annually report to the Transportation Interim Committee no later than November 30 of each year regarding:

- the types of vehicles that may access the lane;
- where, when, and how a vehicle may access the lane;
- how a tax, fee, or charge is assessed for a vehicle carrying less than the number of persons specified for the lane;
- the usage of the HOV lane during peak hours and off-peak hours as compared to the usage of the general purpose lanes during the same hours and along the same stretch of highway;
- the number of motor vehicle accidents that take place in the HOV lane as compared to the number of motor vehicle accidents that take place in the general purpose lanes along the same stretch of highway;
- the number of motor vehicle accidents that take place as a proximate result of a vehicle entering or exiting the HOV lane; and
- the potential enforcement issues, safety risks, and impacts of certain lane parameters.

2. *Page 2, Line 51 through Page 3, Line 64*

Senate 2nd Reading Amendments

2-2-2010:

51 (4) (a) A highway authority may designate a specific lane or lanes of travel for any type
52 of vehicle on a highway or portion of a highway under its jurisdiction for the:

- 53 (i) safety of the public;
54 (ii) efficient maintenance of a highway; or
55 (iii) use of high occupancy vehicles.

56 (b) The lane designation under Subsection (4)(a) is effective when appropriate signs
57 giving notice are erected on the highway or portion of the highway.

58 ~~§~~→ [(c) Notwithstanding the provisions of Subsection (4)(a)(iii), if a highway authority ←~~§~~
59 ~~§~~→ designates an HOV lane, the lane shall be open for general vehicle use regardless of the
60 number of occupants except ~~§~~→ Monday through Friday ←~~§~~ during the peak hours of:
61 —— (i) 6 a.m. to 9 a.m.; and
62 —— (ii) 4 p.m. to 7 p.m.
63 —— (d) | { ~~(c)~~ ←~~§~~ The department shall allow for continuous permitted access into and out of all
64 HOV lanes by marking the lanes with a single ~~§~~→ [dotted normal] ←~~§~~ white line. }

(c) If a highway authority establishes an HOV lane, the highway authority shall annually report to the Transportation Interim Committee no later than November 30 of each year regarding:

(i) the types of vehicles that may access the lane;

(ii) where, when, and how a vehicle may access the lane;

(iii) how a tax, fee, or charge is assessed for a vehicle carrying less than the number of persons specified for the lane;

(iv) the usage of the HOV lane during peak hours and off-peak hours as compared to the usage of the general purpose lanes during the same hours and along the same stretch of highway;

(v) the number of motor vehicle accidents that take place in the HOV lane as compared to the number of motor vehicle accidents that take place in the general purpose lanes along the same stretch of highway;

(vi) the number of motor vehicle accidents that take place as a proximate result of a vehicle entering or exiting the HOV lane; and

(vii) the potential enforcement issues, safety risks, and impacts of the lane parameters described under Subsection (4)(c)(i), (ii), and (iii).