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1	STATEWIDE HIGHWAY CRITERIA
2	1999 GENERAL SESSION
3	STATE OF UTAH
4	Sponsor: David H. Steele
5	AN ACT RELATING TO TRANSPORTATION; AMENDING PROVISIONS FOR THE
6	DESIGNATION OF STATE HIGHWAYS.
7	This act affects sections of Utah Code Annotated 1953 as follows:
8	AMENDS:
9	72-1-303, as renumbered and amended by Chapter 270, Laws of Utah 1998
10	72-4-102, as renumbered and amended by Chapter 270, Laws of Utah 1998
11	ENACTS:
12	72-4-102.5, Utah Code Annotated 1953
13	Be it enacted by the Legislature of the state of Utah:
14	Section 1. Section 72-1-303 is amended to read:
15	72-1-303. Duties of commission.
16	The commission has the following duties:
17	(1) determining priorities and funding levels of projects in the state transportation systems
18	for each fiscal year based on project lists compiled by the department;
19	(2) determining additions and deletions to state highways under Chapter 4, Designation
20	of State Highways;
21	(3) holding public hearings and otherwise providing for public input in transportation
22	matters;
23	(4) making policies and rules in accordance with Title 63, Chapter 46a, Utah
24	Administrative Rulemaking Act, necessary to perform the commission's duties described under
25	this section [and Section 72-4-102];
26	(5) in accordance with Section 63-46b-12, reviewing orders issued by the executive
27	director in adjudicative proceedings held in accordance with Title 63, Chapter 46b, Administrative

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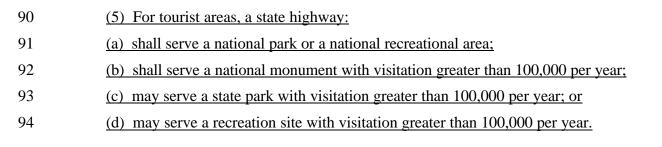
28	Procedures Act; and
29	(6) advising the department in state transportation systems policy.
30	Section 2. Section 72-4-102 is amended to read:
31	72-4-102. Additions to or deletions from state highway system Designation of
32	highways as state highways between sessions.
33	(1) (a) [At each general session of the Legislature, the] The Legislature may add to or
34	delete highways or sections of highways from the state highway system.
35	(b) The department shall <u>annually</u> submit to the Legislature a list of highways or sections
36	of highways the commission recommends for addition to or deletion from the state highway
37	system.
38	(c) [(i)] All recommendations shall be based on [minimum qualifying standards
39	established by the commission] the criteria for state highways under Section 72-4-102.5.
40	[(ii) In accordance with Title 63, Chapter 46a, Utah Administrative Rulemaking Act, the
41	commission shall make rules to establish the minimum qualifying standards for highways to be
42	included on the state highway system.]
43	(2) Between general sessions of the Legislature, highways may be designated as state
44	highways or deleted from the state highway system if:
45	(a) approved by the commission in accordance with the [standards made] criteria for state
46	highways under [Subsection (1); and] Section 72-4-102.5;
47	(b) a deletion is agreed upon by all highway authorities involved in the transfer; and
48	[(b)] (c) the highways are included in the list of recommendations submitted to the
49	Legislature in the next year for legislative approval or disapproval.
50	Section 3. Section 72-4-102.5 is enacted to read:
51	72-4-102.5. Rulemaking Criteria for state highways.
52	(1) In accordance with Title 63, Chapter 46a, Utah Administrative Rulemaking Act, the
53	department shall make rules establishing and defining a functional classification of roadways for
54	the purpose of implementing this section. The definitions shall provide for a separate functional
55	classification system for urban and rural highways recognizing the unique differences in the
56	character of services provided by urban and rural highways.
57	(2) A state highway shall:
58	(a) serve a statewide purpose by accommodating interstate movement of traffic or

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59	inter-region movement within the state:
60	(b) primarily move higher traffic volumes over longer distances than highways under local
61	jurisdiction;
62	(c) connect major population centers;
63	(d) be spaced so that all developed areas in the state are within a reasonable distance of
64	a state highway and be spaced so that duplicative state routes are avoided;
65	(e) provide state highway system continuity and efficiency of state highway system
66	operation and maintenance activities;
67	(f) provide access to property as a secondary function; and
68	(g) exclude parking lots, driving ranges, and campus roads.
69	(3) A rural state highway shall:
70	(a) include all interstate routes, all highways on the National Highway System as
71	designated by the Federal Highway Administration, all U.S. designated routes, and all minor
72	arterial highways:
73	(b) include a major collector highway that:
74	(i) serves a county seat:
75	(ii) serves a municipality with a population of 1,000 or more;
76	(iii) serves a major industrial, commercial, or recreation areas that generate traffic volumes
77	equivalent to a population of 1,000 or more;
78	(iv) provides continuity for the state highway system by providing major connections
79	between other state highways;
80	(v) provides service between two or more counties; or
81	(vi) serves a compelling statewide public safety interest.
82	(4) An urban state highway shall:
83	(a) include all interstate routes, all expressways, all highways on the National Highway
84	System as designated by the Federal Highway Administration, and all principal arterial highways;
85	and
86	(b) include a minor arterial highway that:
87	(i) provides continuity for the state highway system by providing major connections
88	between other state highways; or

89 (ii) is a route that is expected to be a principal arterial highway within ten years.

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Legislative Review Note as of 11-18-98 3:40 PM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel

Committee Note

The Transportation Interim Committee recommended this bill.