

**Representative Kay J. Christofferson** proposes the following substitute bill:

**INTRASTATE COMMERCIAL VEHICLE AMENDMENTS**

2021 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Kay J. Christofferson**

Senate Sponsor: Michael K. McKell

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**LONG TITLE**

**General Description:**

This bill amends the definition of an intrastate commercial vehicle as it pertains to gross vehicle weight ratings and passenger occupancy of certain vehicles.

**Highlighted Provisions:**

This bill:

▶ amends the definition of an intrastate commercial vehicle by:

- increasing the gross vehicle weight rating from 10,001 or more pounds to ~~12,001~~ **26,000** or more pounds if the vehicle is operated by an individual 18 years old or older;

- increasing the gross vehicle weight rating from 10,001 or more pounds to 16,001 or more pounds if the vehicle is operated by an individual under 18 years old; and

- including in the definition a vehicle with the gross vehicle weight rating of ~~12,001~~ **13,000** or more pounds for a vehicle designed to transport 12 or more passengers for commercial purposes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**



57 is not used to transport passengers for compensation; or

58 (d) (i) is used to transport materials designated as hazardous in accordance with 49  
59 U.S.C. Sec. 5103; and

60 (ii) is required to be placarded in accordance with regulations under 49 C.F.R., Subtitle  
61 B, Chapter I, Subchapter C.

62 (3) "Intrastate commercial vehicle" means a motor vehicle, vehicle, trailer, or  
63 semitrailer used or maintained for business, compensation, or profit to transport passengers or  
64 property on a highway only within the boundaries of this state if the commercial vehicle:

65 (a) (i) has a manufacturer's gross vehicle weight rating or gross combination weight  
66 rating of [~~10,001~~] ~~10,001~~ ~~26,001~~ **26,000** ~~26,001~~ or more pounds[;] and is operated by an individual who  
66a is 18 years  
67 old or older; or

68 (ii) has a manufacturer's gross vehicle weight rating or gross combination weight rating  
69 of 16,001 or more pounds and is operated by an individual who is under 18 years old;

70 (b) (i) is designed to transport more than 15 passengers, including the driver; or

71 (ii) is designed to transport more than 12 passengers, including the driver, and has a  
72 manufacturer's gross vehicle weight rating or gross combination weight rating of ~~12,001~~  
72a **13,000** ~~12,001~~ or  
73 more pounds; or

74 (c) is used in the transportation of hazardous materials and is required to be placarded  
75 in accordance with 49 C.F.R. Part 172, Subpart F.

76 (4) "Motor carrier" means a person engaged in or transacting the business of  
77 transporting passengers, freight, merchandise, or other property by a commercial vehicle on a  
78 highway within this state and includes a tow truck business.

79 (5) "Owner" as pertaining to a vehicle, vessel, or outboard motor, means the same as  
80 that term is defined in Section [41-1a-102](#).

81 (6) "Property owner" means the owner or lessee of real property.

82 (7) "State impound yard" means the same as that term is defined in Section [41-1a-102](#).

83 (8) "Tow truck" means a motor vehicle constructed, designed, altered, or equipped  
84 primarily for the purpose of towing or removing damaged, disabled, abandoned, seized, or  
85 impounded vehicles from a highway or other place by means of a crane, hoist, tow bar, tow  
86 line, dolly, tilt bed, or other means.

87 (9) "Tow truck motor carrier" means a motor carrier that is engaged in or transacting