

**DESIGNATED VEHICLE ROUTES AMENDMENTS**

2021 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Michael K. McKell**

House Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill amends provisions regarding certain governmental entities' authority to adopt ordinances relating to all-terrain vehicles.

**Highlighted Provisions:**

This bill:

- ▶ allows certain cities and towns to adopt ordinances restricting the use of street-legal all-terrain vehicles; and
- ▶ makes technical changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**41-22-10.5**, as last amended by Laws of Utah 2015, Chapter 454

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

Section 1. Section **41-22-10.5** is amended to read:

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

(1) A municipality or county may adopt ordinances:



28 (a) designating certain streets and highways under its respective jurisdiction:  
 29 (i) as open for general off-highway vehicle use; or  
 30 (ii) as open for limited off-highway vehicle use to allow off-highway vehicle operators

31 to gain direct access to or from a private or public area open for off-highway vehicle use; or

32 (b) permitting the use of a street-legal all-terrain vehicle on a street or highway  
 33 designated for:

34 (i) general off-highway vehicle use under Subsection (1)(a)(i); or

35 (ii) limited off-highway vehicle use under Subsection (1)(a)(ii).

36 (2) ~~[A]~~ Except as provided in Subsection (3), a municipality or county may not prohibit  
 37 or restrict the use of a street-legal all-terrain vehicle on a street or highway where the use of  
 38 another street-legal vehicle is permitted.

39 (3) In addition to the ordinances described in Subsection (1), ~~Ŝ~~→ ~~[a city or town]~~ a  
 39a municipality with a population of 5,000 or more and that is ~~←~~Ŝ eligible to  
 40 impose a resort communities tax described in Section 59-12-401 may adopt ordinances  
 41 restricting the use of a street-legal all-terrain vehicle:

42 (a) on roads maintained or owned by the city or town; and

43 (b) between the hours of ~~Ŝ~~→ ~~[8 p.m. and 8 a.m.]~~ ~~Ŝ~~→ ~~[10 p.m. and 7 a.m.]~~ 11 p.m. and 6  
 43a a.m. ~~←~~Ŝ ~~←~~Ŝ

44 ~~[(3)]~~ (4) A municipality or a county may adopt an ordinance requiring an operator who  
 45 is under 16 years ~~[of age]~~ old to be under the direct visual supervision of an adult who is at  
 46 least 18 years ~~[of age]~~ old while using a route designated under Subsection (1).

47 ~~[(4)]~~ (5) A route designated under Subsection (1) may not be along, across, or within  
 48 the boundaries of an interstate freeway.

49 ~~[(5)]~~ (6) Except as provided under Section 41-22-10.3, a person may not operate an  
 50 off-highway vehicle on any street or highway that is not designated or posted as open for  
 51 off-highway vehicle use in accordance with Subsection (1) or Section 41-22-10.1.

52 ~~[(6)]~~ (7) Subsection ~~[(5)]~~ (6) does not apply to off-highway implements of husbandry  
 53 used in accordance with Section 41-22-5.5.