

ATV WEIGHT LIMIT AMENDMENTS

2022 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: David P. Hinkins

House Sponsor: Casey Snider

LONG TITLE

General Description:

This bill amends the definition of an all-terrain type II vehicle to change the weight limit to 3,500 pounds.

Highlighted Provisions:

This bill:

▶ amends the definition of an all-terrain type II vehicle to change the weight limit from 2,500 pounds to 3,500 pounds.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

41-22-2, as last amended by Laws of Utah 2021, Chapter 280

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

Section 1. Section **41-22-2** is amended to read:

41-22-2. Definitions.

As used in this chapter:

(1) "Advisory council" means the Off-highway Vehicle Advisory Council appointed by the Division of Recreation.

(2) "All-terrain type I vehicle" means any motor vehicle 52 inches or less in width,

30 having an unladen dry weight of 1,500 pounds or less, traveling on three or more low pressure
31 tires, having a seat designed to be straddled by the operator, and designed for or capable of
32 travel over unimproved terrain.

33 (3) (a) "All-terrain type II vehicle" means any motor vehicle 80 inches or less in width,
34 traveling on four or more low pressure tires, having a steering wheel, non-straddle seating, a
35 rollover protection system, and designed for or capable of travel over unimproved terrain, and
36 is:

37 (i) an electric-powered vehicle; or

38 (ii) a vehicle powered by an internal combustion engine and has an unladen dry weight
39 of ~~[2,500]~~ 3,500 pounds or less.

40 (b) "All-terrain type II vehicle" does not include golf carts, any vehicle designed to
41 carry a person with a disability, any vehicle not specifically designed for recreational use, or
42 farm tractors as defined under Section [41-1a-102](#).

43 (4) (a) "All-terrain type III vehicle" means any other motor vehicle, not defined in
44 Subsection (2), (3), (12), or (22), designed for or capable of travel over unimproved terrain.

45 (b) "All-terrain type III vehicle" does not include golf carts, any vehicle designed to
46 carry a person with a disability, any vehicle not specifically designed for recreational use, or
47 farm tractors as defined under Section [41-1a-102](#).

48 (5) "Commission" means the Outdoor Adventure Commission.

49 (6) "Cross-country" means across natural terrain and off an existing highway, road,
50 route, or trail.

51 (7) "Dealer" means a person engaged in the business of selling off-highway vehicles at
52 wholesale or retail.

53 (8) "Division" means the Division of Recreation.

54 (9) "Low pressure tire" means any pneumatic tire six inches or more in width designed
55 for use on wheels with rim diameter of 14 inches or less and utilizing an operating pressure of
56 10 pounds per square inch or less as recommended by the vehicle manufacturer.

57 (10) "Manufacturer" means a person engaged in the business of manufacturing

58 off-highway vehicles.

59 (11) (a) "Motor vehicle" means every vehicle which is self-propelled.

60 (b) "Motor vehicle" includes an off-highway vehicle.

61 (12) "Motorcycle" means every motor vehicle having a saddle for the use of the
62 operator and designed to travel on not more than two tires.

63 (13) "Off-highway implement of husbandry" means every all-terrain type I vehicle,
64 all-terrain type II vehicle, all-terrain type III vehicle, motorcycle, or snowmobile that is used by
65 the owner or the owner's agent for agricultural operations.

66 (14) "Off-highway vehicle" means any snowmobile, all-terrain type I vehicle,
67 all-terrain type II vehicle, all-terrain type III vehicle, or motorcycle.

68 (15) "Operate" means to control the movement of or otherwise use an off-highway
69 vehicle.

70 (16) "Operator" means the person who is in actual physical control of an off-highway
71 vehicle.

72 (17) "Organized user group" means an off-highway vehicle organization incorporated
73 as a nonprofit corporation in the state under Title 16, Chapter 6a, Utah Revised Nonprofit
74 Corporation Act, for the purpose of promoting the interests of off-highway vehicle recreation.

75 (18) "Owner" means a person, other than a person with a security interest, having a
76 property interest or title to an off-highway vehicle and entitled to the use and possession of that
77 vehicle.

78 (19) "Public land" means land owned or administered by any federal or state agency or
79 any political subdivision of the state.

80 (20) "Register" means the act of assigning a registration number to an off-highway
81 vehicle.

82 (21) "Roadway" is used as defined in Section [41-6a-102](#).

83 (22) "Snowmobile" means any motor vehicle designed for travel on snow or ice and
84 steered and supported in whole or in part by skis, belts, cleats, runners, or low pressure tires.

85 (23) "Street or highway" means the entire width between boundary lines of every way

86 or place of whatever nature, when any part of it is open to the use of the public for vehicular
87 travel.

88 (24) "Street-legal all-terrain vehicle" or "street-legal ATV" has the same meaning as
89 defined in Section [41-6a-102](#).