

1 **DRIVER SPEEDING AMENDMENTS**

2 2022 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Jani Iwamoto**

5 House Sponsor: Ryan D. Wilcox

7 **LONG TITLE**

8 **General Description:**

9 This bill amends the offense of reckless driving to include certain speeding violations.

10 **Highlighted Provisions:**

11 This bill:

12 ▶ prohibits a person from being spectator or making preparations for a speed contest
13 or exhibition of speed on a highway;

14 ▶ amends penalties for a violation related to speed races on a highway;

15 ▶ allows the seizure of a vehicle that is not street legal that is engaged with a speed
16 race or exhibition of speed on a highway;

17 ▶ amends the offense of reckless driving to include:

- 18 • traveling on a highway at a speed of 100 miles-per-hour or greater; or
19 • traveling on a highway at a speed 25 miles-per-hour or more above the posted
20 speed limit; and

21 ▶ makes technical changes.

22 **Money Appropriated in this Bill:**

23 None

24 **Other Special Clauses:**

25 None

26 **Utah Code Sections Affected:**

27 AMENDS:



28 **41-6a-528**, as last amended by Laws of Utah 2009, Chapter 292

29 **41-6a-606**, as last amended by Laws of Utah 2017, Chapter 181



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

32 Section 1. Section **41-6a-528** is amended to read:

33 **41-6a-528. Reckless driving -- Penalty.**

34 (1) A person is guilty of reckless driving who operates a vehicle[:(a)] in willful or
35 wanton disregard for the safety of persons or property[;or].

36 [~~(b) while committing three or more moving traffic violations under Title 41, Chapter
37 6a, Traffic Code, in a series of acts occurring within a single continuous period of driving
38 covering three miles or less in total distance.~~]

39 (2) For purposes of this section, "willful or wanton disregard for the safety of persons
40 or property" includes:

41 (a) traveling on a highway at a speed of 100 miles-per-hour or greater;

42 (b) traveling 25 miles-per-hour or more above the posted speed limit on the highway;

43 or

44 (c) committing three or more traffic violations under Title 41, Chapter 6a, Traffic
45 Code, in a series of acts occurring within a single continuous period of driving covering three
46 miles or less in total distance.

47 [~~(2)~~] (3) A person who violates Subsection (1) is guilty of a class B misdemeanor.

48 Section 2. Section **41-6a-606** is amended to read:

49 **41-6a-606. Speed contest or exhibition on highway -- Barricade or obstruction --
50 -- Spectators of a speed contest -- Seizure of non-street legal vehicles.**

51 (1) A person may not engage in any motor vehicle speed contest or exhibition of speed
52 on a highway.

53 (2) A person may not be present as a spectator, or, in any manner, obstruct or place any
54 barricade or obstruction or assist or participate in placing any barricade or obstruction upon any
55 highway for any purpose prohibited under Subsection (1).

56 (3) (a) A person who violates Subsection (1) is guilty of a class [B] A misdemeanor.

57 (b) A person who violates Subsection (2) is guilty of a class B misdemeanor.

58 (4) (a) In addition to the penalty provided under this section or any other section, a

59 person who violates Subsection (1) shall have the person's driver license suspended under
60 Subsection 53-3-220(1)(a)(xv) for a period of:

61 (i) 60 days for a first offense; and

62 (ii) 90 days for a second offense within three years of a prior offense.

63 (b) The court shall forward the report of the conviction to the Driver License Division
64 in accordance with Section 53-3-218.

65 (5) A motor vehicle that is not street legal that is operated or used in a manner that
66 violates this section is subject to seizure in accordance with Title 24, Chapter 2, Seizure of
67 Property.