<u>**SSB 5366**</u> - S AMD **76**
      By Senators Schoesler, Haugen, Eide, Delvin

WITHDRAWN 03/03/2011

1   On page 3, after line 2, insert the following:

2   "**Sec. 2.** RCW 46.09.360 and 2006 c 212 s 4 are each amended to read
3   as follows:
4   Notwithstanding any of the provisions of this chapter, any city,
5   county, or other political subdivision of this state, or any state
6   agency, may regulate the operation of nonhighway vehicles on public
7   lands, waters, and other properties under its jurisdiction, and on
8   streets, roads, or highways within its boundaries by adopting
9   regulations or ordinances of its governing body, provided such
10 regulations are not less stringent than the provisions of this chapter.
11 However, the legislative body of a city with a population of ((~~less~~))
12 <u>fewer</u> than three thousand persons<u>, or the legislative body of a county</u>
13 <u>with a population of no more than five thousand persons,</u> may, by
14 ordinance, designate a street<u>, road,</u> or highway within its boundaries
15 to be suitable for use by off-road vehicles. The legislative body of
16 a county <u>with a population of more than five thousand persons</u> may, by
17 ordinance, designate a road or highway within its boundaries to be
18 suitable for use by off-road vehicles if the road or highway is a
19 direct connection between a city with a population of ((~~less~~)) <u>fewer</u>
20 than three thousand persons and an off-road vehicle recreation
21 facility."

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22   On page 1, line 1 of the title, after "Relating to" strike the

1   remainder of the title and insert "authorizing the use of off-road

2   vehicles on public roadways under certain conditions or in certain

3   areas; amending RCW 46.09.360; adding a new section to chapter 46.09

4   RCW; and prescribing penalties."

        <u>EFFECT</u>:   Allows the legislative body of a county with a population
of no more than 5,000 persons to designate a street, road, or highway
within its boundaries to be suitable for use by off-road vehicles.

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