

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 46.2-800.2 of the Code of Virginia, relating to off-road recreational*
3 *vehicles; highway speed limit.*

4
5 Approved

[S 496]

6 **Be it enacted by the General Assembly of Virginia:**

7 **1. That § 46.2-800.2 of the Code of Virginia is amended and reenacted as follows:**

8 **§ 46.2-800.2. Operation of off-road recreational vehicles in localities embraced by the Southwest**
9 **Regional Recreation Authority.**

10 A. The governing body of any county, city, or town embraced by the Southwest Regional Recreation
11 Authority may by ordinance authorize the operation of any off-road recreational vehicles (i) on highways
12 within its boundaries that have a maximum speed limit of no more than ~~25~~ 35 miles per hour and (ii)
13 for a distance of no more than five miles on any highway within its boundaries that has a maximum
14 speed limit of more than ~~25~~ 35 miles per hour. Any such ordinance shall define "off-road recreational
15 vehicle." Any such operation shall be subject to the following conditions, and such additional restrictions
16 and limitations as the county, city, or town by ordinance may impose:

17 1. Signs whose design, number, and location are approved by the Virginia Department of
18 Transportation shall have been posted by the county, city, town, or Southwest Regional Recreation
19 Authority warning motorists that off-road recreational vehicles may be operating on the highway;

20 2. Such off-road recreational vehicles shall be operated only during daylight hours;

21 3. Off-road recreational vehicle operators shall, when operating on the highway, obey all rules of the
22 road applicable to other motor vehicles;

23 4. Riders of such off-road recreational vehicles shall wear helmets of a type approved by the
24 Superintendent of State Police; and

25 5. Operators shall be licensed drivers or accompanied by a licensed driver who is either occupying
26 the same vehicle or occupying another vehicle within a prudent distance; however, no person shall
27 operate any off-road recreational vehicle as provided in this section if his driver's license, whether issued
28 in the Commonwealth or in another jurisdiction, has been suspended or revoked.

29 B. The governing body of any county, city, or town that enacts any ordinance under subsection A
30 shall notify in writing the Virginia State Police and all law-enforcement agencies within the county, city,
31 or town of its action, together with a copy of such ordinance.

32 C. Operation of any off-road recreational vehicle as provided in the foregoing provisions of this
33 section shall be subject to the issuance of a permit by the Southwest Regional Recreation Authority
34 pursuant to § 15.2-6020. Any such permit shall be valid for such period of time and subject to the
35 payment of such fee as the Authority shall provide.

ENROLLED

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