

1 **COMMUNITY COOPERATION REQUIREMENTS**
2 **OF UTAH DEPARTMENT OF**
3 **TRANSPORTATION**

4 2000 GENERAL SESSION

5 STATE OF UTAH

6 **Sponsor: Ralph Becker**

7 AN ACT RELATING TO TRANSPORTATION; AMENDING DUTIES OF THE
8 DEPARTMENT OF TRANSPORTATION; AND PROVIDING FOR COOPERATION WITH
9 COUNTY AND MUNICIPAL OFFICIALS ON STATE AND LOCAL TRANSPORTATION
10 SYSTEMS.

11 This act affects sections of Utah Code Annotated 1953 as follows:

12 AMENDS:

13 **72-1-201**, as last amended by Chapter 325, Laws of Utah 1999

14 **72-1-205**, as renumbered and amended by Chapter 270, Laws of Utah 1998

15 **72-1-208**, as renumbered and amended by Chapter 270, Laws of Utah 1998

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

17 Section 1. Section **72-1-201** is amended to read:

18 **72-1-201. Creation of Department of Transportation -- Functions, powers, duties,**
19 **rights, and responsibilities.**

20 There is created the Department of Transportation which shall:

21 (1) have the general responsibility for planning, research, design, construction,
22 maintenance, security, and safety of state transportation systems;

23 (2) provide administration for state transportation systems and programs;

24 (3) implement the transportation policies of the state;

25 (4) plan, develop, construct, and maintain state transportation systems that are safe,
26 reliable, environmentally sensitive, and serve the needs of the traveling public, commerce, and
27 industry;

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28 (5) establish standards and procedures regarding the technical details of administration of
29 the state transportation systems as established by statute and administrative rule;

30 (6) advise the governor and the Legislature about state transportation systems needs;

31 (7) coordinate with utility companies for the reasonable, efficient, and cost-effective
32 installation, maintenance, operation, relocation, and upgrade of utilities within state highway
33 rights-of-way; [and]

34 (8) cooperate with counties and municipalities on traffic and safety issues between state
35 and local transportation systems; and

36 [~~(8)~~] (9) in accordance with Title 63, Chapter 46a, Utah Administrative Rulemaking Act,
37 make policy and rules for the administration of the department, state transportation systems, and
38 programs.

39 Section 2. Section **72-1-205** is amended to read:

40 **72-1-205. Region offices -- Region directors -- Qualifications -- Responsibilities.**

41 (1) The department shall maintain region offices throughout the state as the executive
42 director finds reasonable and necessary for the efficient carrying out of the duties of the
43 department.

44 (2) The executive director shall appoint a region director for each region. Each region
45 director shall be a qualified executive with technical and administrative experience and training.

46 (3) The region director is responsible for:

47 (a) executing department policy within the region;

48 (b) supervising project development and operations of the state transportation systems
49 within the region; [and]

50 (c) promoting the department's public involvement and information programs[-]; and

51 (d) cooperating with counties and municipalities on state and local transportation systems
52 within the region.

53 (4) The executive director may also establish district offices within a region to implement
54 maintenance, encroachment, safety, community involvement, and loss management functions of
55 the region.

56 Section 3. Section **72-1-208** is amended to read:

57 **72-1-208. Cooperation with counties, municipalities, the federal government, and all**
58 **state departments.**

59 (1) The department shall cooperate with the counties[, cities,] and [towns] municipalities
60 in the construction, maintenance, and use of [~~the highways~~] state transportation systems and in all
61 related matters, and may provide services to the counties[, cities,] and [towns] municipalities on
62 terms mutually agreed upon.

63 (2) The department, with the approval of the governor, shall cooperate with the federal
64 government in all federal-aid projects and with all state departments in all matters in connection
65 with the use of [~~the highways~~] state transportation systems.

Legislative Review Note
as of 11-23-99 10:39 AM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel