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Food Cart Amendments
2025 GENERAL SESSION
STATE OF UTAH
Chief Sponsor: Jennifer Dailey-Provost
Senate Sponsor: Todd Weiler

LONG TITLE

General Description:

This bill clarifies that a food cart may be moved with an electric assisted bicycle.

Highlighted Provisions:

This bill:

- clarifies that a food cart may be moved with an electric assisted bicycle.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

11-56-102, as last amended by Laws of Utah 2024, Chapter 438

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

Section 1. Section **11-56-102** is amended to read:

11-56-102 . Definitions.

As used in this chapter:

- (1)(a) "Enclosed mobile business" means a business that maintains ongoing mobility and of which the receipt of goods or services offered and point of sales occurs within an enclosed vehicle, an enclosed trailer, or an enclosed mobile structure.
- (b) An enclosed mobile business's goods or services include those offered in the following industries:
 - (i) barber;
 - (ii) beauty and cosmetic, including nail, eyelash, and waxing;
 - (iii) cycling;

- 29 (iv) cell phone;
- 30 (v) computer;
- 31 (vi) footwear;
- 32 (vii) media archive and transfer;
- 33 (viii) pet grooming;
- 34 (ix) sewing and tailoring;
- 35 (x) small engine; and
- 36 (xi) tool.
- 37 (c) "Enclosed mobile business" does not include a food cart, a food truck, or an ice
- 38 cream truck.
- 39 (2) "Event permit" means a permit that a political subdivision issues to the organizer of a
- 40 mobile business event located on public property.
- 41 (3)(a) "Food cart" means a cart:
- 42 (i) that, except as provided in Subsection (3)(c), is not motorized; and
- 43 (ii) that a vendor, standing outside the frame of the cart, uses to prepare, sell, or serve
- 44 food or beverages for immediate human consumption.
- 45 (b) "Food cart" does not include an enclosed mobile business, a food truck, or an ice
- 46 cream truck.
- 47 (c) "Food cart" includes a cart that is pulled by an electric assisted bicycle, as that term
- 48 is defined in Section 41-6a-102.
- 49 (4)(a) "Food truck" means a fully encased food service establishment:
- 50 (i) on a motor vehicle or on a trailer that a motor vehicle pulls to transport; and
- 51 (ii) from which a food truck vendor, standing within the frame of the vehicle,
- 52 prepares, cooks, sells, or serves food or beverages for immediate human
- 53 consumption.
- 54 (b) "Food truck" does not include an enclosed mobile business, a food cart, or an ice
- 55 cream truck.
- 56 (5) "Health department permit" means a document that a local health department issues to
- 57 authorize a mobile business to operate within the jurisdiction of the local health
- 58 department.
- 59 (6)(a) "Ice cream truck" means a fully encased food service establishment:
- 60 (i) on a motor vehicle or on a trailer that a motor vehicle pulls to transport;
- 61 (ii) from which a vendor, from within the frame of the vehicle, serves ice cream;
- 62 (iii) that attracts patrons by traveling through a residential area and signaling the

- 63 truck's presence in the area, including by playing music; and
- 64 (iv) that may stop to serve ice cream at the signal of a patron.
- 65 (b) "Ice cream truck" does not include an enclosed mobile business, a food cart, or a
- 66 food truck.
- 67 (7) "Local health department" means the same as that term is defined in Section 26A-1-102.
- 68 (8) "Mobile business" means an enclosed mobile business, a food cart, a food truck, or an
- 69 ice cream truck.
- 70 (9) "Mobile business event" means an event at which a mobile business has been invited by
- 71 the event organizer to offer the mobile business's goods or services at a private or public
- 72 gathering.
- 73 (10) "Operator" means a person, including a vendor, who owns, manages, controls, or
- 74 operates a mobile business.
- 75 (11) "Political subdivision" means:
- 76 (a) a city or town; or
- 77 (b) a county, as it relates to the licensing and regulation of businesses in the
- 78 unincorporated area of the county.
- 79 (12)(a) "Temporary mass gathering" means:
- 80 (i) an actual or reasonably anticipated assembly of 500 or more people that continues,
- 81 or reasonably can be expected to continue, for two or more hours per day; or
- 82 (ii) an event that requires a more extensive review to protect public health and safety
- 83 because the event's nature or conditions have the potential of generating
- 84 environmental or health risks.
- 85 (b) "Temporary mass gathering" does not include an assembly of people at a location
- 86 with permanent facilities designed for that specific assembly, unless the assembly is a
- 87 temporary mass gathering described in Subsection (15)(a)(i).

88 Section 2. **Effective date.**

89 This bill takes effect on May 7, 2025.