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Food Cart Amendments

2025 GENERAL SESSION STATE OF UTAH

_	Chief Sponsor: Jennifer Dailey-Provost
2 3	LONG TITLE
4	General Description:
5	This bill clarifies that a food cart may be moved with an electric assisted bicycle.
6	Highlighted Provisions:
7	This bill:
8	 clarifies that a food cart may be moved with an electric assisted bicycle.
9	Money Appropriated in this Bill:
0	None
1	Other Special Clauses:
2	None
3	Utah Code Sections Affected:
4	AMENDS:
5	11-56-102, as last amended by Laws of Utah 2024, Chapter 438
6	
7	Be it enacted by the Legislature of the state of Utah:
8	Section 1. Section 11-56-102 is amended to read:
9	11-56-102 . Definitions.
0	As used in this chapter:
1	(1)(a) "Enclosed mobile business" means a business that maintains ongoing mobility
2	and of which the receipt of goods or services offered and point of sales occurs within
3	an enclosed vehicle, an enclosed trailer, or an enclosed mobile structure.
4	(b) An enclosed mobile business's goods or services include those offered in the
5	following industries:
6	(i) barber;
7	(ii) beauty and cosmetic, including nail, eyelash, and waxing;
8	(iii) cycling;
)	(iv) cell phone;
)	(v) computer;
1	(vi) footwear;

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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

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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.

This bill takes effect on May 7, 2025.

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