

Stephanie Pitcher proposes the following substitute bill:

Landscaping Procurement Amendments

2025 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Stephanie Pitcher

House Sponsor: Anthony E. Loubet

LONG TITLE

General Description:

This bill addresses procurement of landscape maintenance equipment.

Highlighted Provisions:

This bill:

- defines terms; and
- under certain conditions, requires that procured landscape maintenance equipment be electric-powered.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

63G-6a-111.1, Utah Code Annotated 1953

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

Section 1. Section **63G-6a-111.1** is enacted to read:

63G-6a-111.1 . Requirements for landscape maintenance.

(1) As used in this section:

- (a) "Grounds" means the same as that term is defined in Section 63A-5b-1108.
- (b) "Landscape maintenance" means mowing, edging, trimming, fertilizing, raking, or blowing leaves, lawn, flora, or organic material.
- (c) "Landscape maintenance equipment" means any device that is:
 - (i) primarily designed and utilized as a tool for the performance of landscape maintenance; and
 - (ii) not powered by a four-stroke engine.

- 30 (d) "Lawn" means the same as lawn or turf is defined in Section 63A-5b-1108.
- 31 (e) "State government facility" means the same as that term is defined in Section
- 32 63A-5b-1108.
- 33 (2) Subject to Subsection (3), a procurement unit may only procure electric-powered
- 34 landscape maintenance equipment if:
- 35 (a) the landscape maintenance equipment will be primarily used at a state government
- 36 facility; and
- 37 (b) the state government facility under Subsection (2)(a):
- 38 (i) is located in a county that had, as of April 1, 2020, a population of 200,000 or
- 39 more, as determined under Subsection 17-5-502(2); and
- 40 (ii) consists of less than 50,000 square feet of property needing landscape
- 41 maintenance.
- 42 (3) The director of the Division of Facilities Construction and Management may exempt a
- 43 procurement unit, or a specific procurement transaction, from the requirements under
- 44 Subsection (2), if:
- 45 (a) using electric-powered landscape maintenance equipment is not practical due to the
- 46 existing slope, erosion, stoniness, or other features of the landscape; or
- 47 (b) there is an emergency, and using electric-powered landscape maintenance equipment
- 48 is impractical to maintaining the safe and operational condition of the property.

49 Section 2. **Effective Date.**

50 This bill takes effect on May 7, 2025.