

TRANSIT DISTRICT AUTHORITY

1998 GENERAL SESSION

STATE OF UTAH

Sponsor: Ron Bigelow

AN ACT RELATING TO SPECIAL DISTRICTS; AUTHORIZING CERTAIN PUBLIC
TRANSIT DISTRICT SERVICES OUTSIDE OF A DISTRICT'S AREA.

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

AMENDS:

17A-2-1004, as last amended by Chapter 79, Laws of Utah 1996

ENACTS:

17A-2-1061, Utah Code Annotated 1953

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

Section 1. Section **17A-2-1004** is amended to read:

17A-2-1004. Definitions.

As used in this part:

(1) "District" means a public transit district organized under this part.

~~[(4)]~~ (2) "Municipality" means any incorporated city or town.

(3) "Public agency" includes the state of Utah and any county, city, town, district, or other public agency or entity created under the laws of this state, the federal government, and any agency thereof.

~~[(2)]~~ (4) "Public transit" means the transportation of passengers only, and their incidental baggage by means other than chartered bus, sightseeing bus, taxi, or other vehicle not on an individual passenger fare paying basis. ~~[Nothing in this section shall be construed to prohibit the district from leasing its buses to private certified public carriers, or operating transit services requested by a recreational, tourist, or convention bureau provided for under Section 17-31-2 by a governmental entity when the recreational, tourist, or convention bureau certifies that privately owned carriers furnishing like services or operating like equipment within the area served by the~~

1 bureau have declined to provide the service or do not have the equipment necessary to provide the
 2 service. Nothing in this section shall be construed to prohibit the district from providing school
 3 bus services for transportation of pupils and supervisory personnel between homes and school and
 4 other related school activities within the area served by the district, or to prohibit the transportation
 5 of passengers covered by an elderly or handicapped program within the district where all or part
 6 of the transportation services are paid for by public funds.]

7 Section 2. Section **17A-2-1061** is enacted to read:

8 **17A-2-1061. Transit district special services.**

9 (1) As used in this section, "bureau" means a recreational, tourist, or convention bureau
 10 established under Section 17-31-2.

11 (2) (a) A district may lease its buses to private certified public carriers or operate transit
 12 services requested by a governmental entity when a bureau certifies that privately-owned carriers
 13 furnishing like services or operating like equipment within the area served by the bureau have
 14 declined to provide the service or do not have the equipment necessary to provide the service.

15 (b) A district may lease its buses or operate services as authorized under Subsection (2)(a)
 16 outside of the area served by the district.

17 (3) A district may provide school bus services for transportation of pupils and supervisory
 18 personnel between homes and school and other related school activities within the area served by
 19 the district, or may provide the transportation of passengers covered by an elderly or disabled
 20 persons program within the district where all or part of the transportation services are paid for by
 21 public funds.

Legislative Review Note
as of 12-11-97 1:01 PM

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

Office of Legislative Research and General Counsel