

1                                   **TRANSPORTATION PLANNING AMENDMENTS**

2   2006 GENERAL SESSION

3   STATE OF UTAH

4                                   **Chief Sponsor: Brad L. Dee**

5                                   Senate Sponsor: Sheldon L. Killpack

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7   **LONG TITLE**

8   **General Description:**

9               This bill modifies the Transportation Code by amending provisions relating to  
10 cooperation with metropolitan planning organizations.

11 **Highlighted Provisions:**

12               This bill:

13               ▶ provides that a metropolitan planning organization is a governmental entity that is  
14 eligible to receive employment information from the Unemployment Insurance  
15 Division for the purpose of preparing transportation plans; and

16               ▶ specifies the information that may be obtained by a metropolitan planning  
17 organization.

18 **Monies Appropriated in this Bill:**

19               None

20 **Other Special Clauses:**

21               None

22 **Utah Code Sections Affected:**

23 AMENDS:

24               **72-1-208.5**, as enacted by Chapter 31, Laws of Utah 2004

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

27               Section 1. Section **72-1-208.5** is amended to read:



28           **72-1-208.5. Definition -- Cooperation with metropolitan planning organizations --**  
29 **Cooperation in plans and programs required.**

30           (1) As used in this section, "metropolitan planning organization" means an  
31 organization established under 23 U.S.C. Sec. 134.

32           (2) The department shall cooperate with a metropolitan planning organization in the  
33 metropolitan planning organization's responsibility to carry out a continuing, cooperative, and  
34 comprehensive process for transportation planning and project programming.

35           (3) If a metropolitan planning organization has a contiguous boundary with another  
36 metropolitan planning organization, the department shall cooperate with those organizations if  
37 the metropolitan planning organizations have:

38           (a) coordinated project priorities, transportation plans, and transportation improvement  
39 programs; and

40           (b) submitted joint priorities, plans, and programs to the department as comprehensive,  
41 integrated transportation plans.

42           (4) Subject to the provisions of 23 U.S.C. Sec. 134, if the governor and the affected  
43 local units of government jointly determine that metropolitan planning organizations have  
44 failed to meet the guidelines under Subsection (3), the governor and local units of government  
45 may redesignate or realign the metropolitan planning organizations.

46           (5) (a) A metropolitan planning organization is a governmental agency that is eligible  
47 to receive employment information from the Unemployment Insurance Division in accordance  
48 with Subsection 35A-4-312 (5)(d) for the purpose of preparing transportation plans as required  
49 by 23 U.S.C. Sec. 134.

50           (b) Information obtained under Subsection (5)(a) is limited to the employer's:

51           (i) name;

52           (ii) worksite address;

53           (iii) industrial classification; and

54           (iv) number of employees.

**Legislative Review Note**

as of 1-30-06 11:02 AM

Based on a limited legal review, this legislation has not been determined to have a high probability of being held unconstitutional.

**Office of Legislative Research and General Counsel**