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USE OF STATE ALTERNATIVE FUEL
NETWORK
2008 GENERAL SESSION
STATE OF UTAH
Chief Sponsor: Fred R. Hunsaker
Senate Sponsor: Carlene M. Walker
LONG TITLE
General Description:
This bill modifies provisions of the Administrative Services Code relating to the public
purchase of compressed natural gas through the state's fuel network.
Highlighted Provisions:
This bill:
 provides that the Division of Fleet Services may allow certain private individuals and
entities to purchase compressed natural gas through the state's fuel network under
certain circumstances;
• authorizes the division to create rules to establish guidelines for the private use of
compressed natural gas through the state's fuel network; and
 makes technical changes.
Monies Appropriated in this Bill:
None
Other Special Clauses:
None
Utah Code Sections Affected:
AMENDS:
63A-9-101, as last amended by Laws of Utah 2005, Chapter 71
ENACTS:
63A-9-702, Utah Code Annotated 1953

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30	Be it enacted by the Legislature of the state of Utah:
31	Section 1. Section 63A-9-101 is amended to read:
32	63A-9-101. Definitions.
33	(1) (a) "Agency" means each department, commission, board, council, agency,
34	institution, officer, corporation, fund, division, office, committee, authority, laboratory, library,
35	unit, bureau, panel, or other administrative unit of the state.
36	(b) "Agency" includes the State Board of Education, the Office of Education, each
37	Applied Technology Center, the board of regents, the institutional councils of each higher
38	education institution, and each higher education institution.
39	(c) "Agency" includes the legislative and judicial branches.
40	(2) "Committee" means the Motor Vehicle Review Committee created by this chapter.
41	(3) "Director" means the director of the division.
42	(4) "Division" means the Division of Fleet Operations created by this chapter.
43	(5) "Executive director" means the executive director of the Department of
44	Administrative Services.
45	(6) "Local agency" means:
46	(a) a county;
47	(b) a municipality;
48	(c) a school district;
49	(d) a local district;
50	(e) a special service district;
51	(f) an interlocal entity as defined under Section 11-13-103; or
52	(g) any other political subdivision of the state, including a local commission, board, or
53	other governmental entity that is vested with the authority to make decisions regarding the
54	public's business.
55	[(6)] (2) (a) "Motor vehicle" means a self-propelled vehicle capable of carrying
56	passengers.
57	(b) "Motor vehicle" includes vehicles used for construction and other nontransportation

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58	purposes.
59	[(7)] (8) "State vehicle" means each motor vehicle owned, operated, or in the
60	possession of an agency.
61	Section 2. Section 63A-9-702 is enacted to read:
62	Part 7. Use of Division Services
63	63A-9-702. Authority of public to purchase natural gas from the state fuel
64	network Rulemaking authority.
65	(1) As used in this section, "private individual or entity" means any individual or entity
66	that:
67	(a) is not acting under the authority of a federal, state, or local government agency; and
68	(b) is not purchasing compressed natural gas from the state's fuel network for sale,
69	resale, distribution, redistribution, trade, exchange, or in furtherance of a commercial enterprise.
70	(2) The division may allow a private individual or entity to purchase compressed natural
71	gas from the state's fuel network if:
72	(a) there is no commercial fuel site that meets the geographical compressed natural gas
73	distribution needs of private individuals or entities; and
74	(b) there is no emergency that, as determined by the division, warrants the holding of
75	compressed natural gas in reserve for use by state or emergency vehicles.
76	(3) In accordance with Title 63, Chapter 46a, Utah Administrative Rulemaking Act, the
77	division shall make rules:
78	(a) giving state and local agencies priority to dispense and receive compressed natural
79	gas from the state's fuel network sites;
80	(b) designating state fuel network sites that may be made available to private individuals
81	and entities for the purchase of compressed natural gas;
82	(c) defining the terms of operation for each site designated under Subsection (3)(b);
83	(d) unless otherwise prohibited by law, limiting the amount of compressed natural gas
84	that may be purchased from the state's fuel network by any private individual or entity at any
85	one time, or in the aggregate during any given period of time;

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- 86 (e) providing conditions upon which a private individual or entity's authorization to
- 87 purchase compressed natural gas from the state fuel network may be granted, revoked, or
- 88 <u>suspended under this section;</u>
- 89 (f) to establish or determine compliance with Subsections (2)(a) and (b); and
- 90 (g) defining the term "geographical compressed natural gas needs of a private individual
- 91 <u>or entity."</u>