

1                   **AMENDMENTS TO TRANSPORTATION PROVISIONS**

2                                   2010 GENERAL SESSION

3                                   STATE OF UTAH

4                           **Chief Sponsor: Jerry W. Stevenson**

5                           House Sponsor: Bradley G. Last

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6  
7           **LONG TITLE**

8           **General Description:**

9           This bill modifies provisions relating to Public Transit Districts and the Department of  
10 Transportation.

11           **Highlighted Provisions:**

12           This bill:

- 13           ▶ provides definitions;
- 14           ▶ provides that a public transit district may:
- 15                 • establish, finance, develop, construct, improve, maintain, or operate a
- 16 transit-oriented development or transit-supportive development; and
- 17                 • assist in the economic development of areas in proximity to a right-of-way, rail
- 18 line, station, platform, switchyard, terminal, or parking lot;
- 19           ▶ increases the number of members on the board of trustees of a public transit district
- 20 with more than 200,000 people residing within the boundaries of the public transit
- 21 district and amends apportionment provisions relating to the board of trustees;
- 22           ▶ repeals certain term limitation requirements for board of trustees members;
- 23           ▶ authorizes a board of trustees to appoint a chief executive officer in place of or in
- 24 addition to a general manager and allows the board of trustees to allocate duties
- 25 between the general manager and the chief executive officer;
- 26           ▶ repeals certain public notice requirements relating to a public transit district bidding
- 27 certain construction projects;



- 28           ▶ amends provisions relating to criminal background checks for public transit district
- 29 employees;
- 30           ▶ exempts a person working for or on behalf of a public transit district in connection
- 31 with certain real estate transactions from licensure as a real estate professional;
- 32           ▶ allows the Department of Transportation and a public transit district to directly pay
- 33 real estate salespersons for certain real estate transactions;
- 34           ▶ exempts a public transit pass issued by a public transit district from the requirement
- 35 that a document may only be issued to a United States Citizen, a national, or a legal
- 36 permanent resident alien; and
- 37           ▶ makes technical changes.

**38 Monies Appropriated in this Bill:**

39           None

**40 Other Special Clauses:**

41           This bill provides an immediate effective date.

**42 Utah Code Sections Affected:**

43 AMENDS:

- 44           **17B-2a-802**, as last amended by Laws of Utah 2009, Chapter 364
- 45           **17B-2a-804**, as last amended by Laws of Utah 2008, Chapter 360
- 46           **17B-2a-807**, as last amended by Laws of Utah 2009, Chapter 364
- 47           **17B-2a-808**, as last amended by Laws of Utah 2008, Chapter 39
- 48           **17B-2a-810**, as last amended by Laws of Utah 2008, Chapter 39
- 49           **17B-2a-811**, as enacted by Laws of Utah 2007, Chapter 329
- 50           **17B-2a-818**, as last amended by Laws of Utah 2009, Chapter 13
- 51           **17B-2a-825**, as enacted by Laws of Utah 2009, Chapter 364
- 52           **61-2-3**, as last amended by Laws of Utah 2009, Chapter 356
- 53           **61-2-10**, as last amended by Laws of Utah 2009, Chapter 352
- 54           **63G-11-102**, as last amended by Laws of Utah 2009, Chapter 315

55 ENACTS:

56           **17B-2a-819.5**, Utah Code Annotated 1953



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

59 Section 1. Section **17B-2a-802** is amended to read:

60 **17B-2a-802. Definitions.**

61 As used in this part:

62 (1) "Appointing entity" means the person, county, unincorporated area of a county, or  
63 municipality appointing a member to a public transit district board of trustees.

64 (2) (a) "Chief executive officer" means a person appointed by the board of trustees to  
65 serve as chief executive officer.

66 (b) "Chief executive officer" shall enjoy all the rights, duties, and responsibilities  
67 defined in Sections 17B-2a-810 and 17B-2a-811 and includes all rights, duties, and  
68 responsibilities assigned to the general manager but prescribed by the board of trustees to be  
69 fulfilled by the chief executive officer.

70 [~~(2)~~] (3) "Department" means the Department of Transportation created in Section  
71 72-1-201.

72 (4) (a) "General manager" means a person appointed by the board of trustees to serve  
73 as general manager.

74 (b) "General manager" shall enjoy all the rights, duties, and responsibilities defined in  
75 Sections 17B-2a-810 and 17B-2a-811 prescribed by the board of trustees.

76 [~~(3)~~] (5) (a) "Locally elected public official" means a person who holds an elected  
77 position with a county or municipality.

78 (b) "Locally elected public official" does not include a person who holds an elected  
79 position if the elected position is not with a county or municipality.

80 [~~(4)~~] (6) "Multicounty district" means a public transit district located in more than one  
81 county.

82 [~~(5)~~] (7) "Operator" means a public entity or other person engaged in the transportation  
83 of passengers for hire.

84 [~~(6)~~] (8) "Public transit" means the transportation of passengers only and their  
85 incidental baggage by means other than:

86 (a) chartered bus;

87 (b) sightseeing bus;

88 (c) taxi; or

89 (d) other vehicle not on an individual passenger fare paying basis.

90            [~~(7)~~] (9) "Transit facility" means a transit vehicle, transit station, depot, passenger  
91 loading or unloading zone, parking lot, or other facility:

- 92            (a) leased by or operated by or on behalf of a public transit district; and
- 93            (b) related to the public transit services provided by the district, including:
  - 94            (i) railway or other right-of-way;
  - 95            (ii) railway line; and
  - 96            (iii) a reasonable area immediately adjacent to a designated stop on a route traveled by  
97 a transit vehicle.

98            (10) "Transit-oriented development" means a mixed-use residential or commercial area  
99 that is designed to maximize access to public transit.

100            [~~(8)~~] (11) "Transit vehicle" means a passenger bus, coach, railcar, van, or other vehicle  
101 operated as public transportation by a public transit district.

102            Section 2. Section **17B-2a-804** is amended to read:

103            **17B-2a-804. Additional public transit district powers.**

104            (1) In addition to the powers conferred on a public transit district under Section  
105 17B-1-103, a public transit district may:

- 106            (a) provide a public transit system for the transportation of passengers and their  
107 incidental baggage;
- 108            (b) notwithstanding Subsection 17B-1-103(2)(g) and subject to Section 17B-2a-817,  
109 levy and collect property taxes only for the purpose of paying:
  - 110            (i) principal and interest of bonded indebtedness of the public transit district; or
  - 111            (ii) a final judgment against the public transit district if:
    - 112            (A) the amount of the judgment exceeds the amount of any collectable insurance or  
113 indemnity policy; and
    - 114            (B) the district is required by a final court order to levy a tax to pay the judgment;
  - 115            (c) insure against:
    - 116            (i) loss of revenues from damage to or destruction of some or all of a public transit  
117 system from any cause;
    - 118            (ii) public liability;
    - 119            (iii) property damage; or
    - 120            (iv) any other type of event, act, or omission;

- 121 (d) acquire, contract for, lease, construct, own, operate, control, or use:
- 122 (i) a right-of-way, rail line, monorail, bus line, station, platform, switchyard, terminal,  
123 parking lot, or any other facility necessary or convenient for public transit service; or
- 124 (ii) any structure necessary for access by persons and vehicles;
- 125 (e) (i) hire, lease, or contract for the supplying or management of a facility, operation,  
126 equipment, service, employee, or management staff of an operator; and
- 127 (ii) provide for a sublease or subcontract by the operator upon terms that are in the  
128 public interest;
- 129 (f) operate feeder bus lines and other feeder services as necessary;
- 130 (g) accept a grant, contribution, or loan, directly through the sale of securities or  
131 equipment trust certificates or otherwise, from the United States, or from a department,  
132 instrumentality, or agency of the United States, to:
- 133 (i) establish, finance, develop, construct, improve, maintain, or operate transit facilities  
134 ~~[and]~~, equipment, and transit-oriented development or transit-supportive development; or
- 135 (ii) study and plan transit facilities in accordance with any legislation passed by  
136 Congress;
- 137 (h) cooperate with and enter into an agreement with the state or an agency of the state  
138 to establish transit facilities and equipment or to study or plan transit facilities;
- 139 (i) issue bonds as provided in and subject to Chapter 1, Part 11, Local District Bonds,  
140 to carry out the purposes of the district;
- 141 (j) from bond proceeds or any other available funds, reimburse the state or an agency of  
142 the state for an advance or contribution from the state or state agency; ~~[and]~~
- 143 (k) do anything necessary to avail itself of any aid, assistance, or cooperation available  
144 under federal law, including complying with labor standards and making arrangements for  
145 employees required by the United States or a department, instrumentality, or agency of the  
146 United States[-]; and
- 147 (l) assist in the economic development of areas in proximity to a right-of-way, rail line,  
148 station, platform, switchyard, terminal, or parking lot, which may include:
- 149 (i) investing in a project as a limited partner or lender, with limited liabilities; or  
150 (ii) the subordination of an ownership interest in real property owned by the public  
151 transit district.

152 (2) A public transit district may be funded from any combination of federal, state, or  
153 local funds.

154 (3) A public transit district may not acquire property by eminent domain.

155 Section 3. Section **17B-2a-807** is amended to read:

156 **17B-2a-807. Public transit district board of trustees -- Appointment --**  
157 **Apportionment -- Qualifications -- Quorum -- Compensation -- Terms.**

158 (1) (a) If 200,000 people or fewer reside within the boundaries of a public transit  
159 district, the board of trustees shall consist of members appointed by the legislative bodies of  
160 each municipality, county, or unincorporated area within any county on the basis of one  
161 member for each full unit of regularly scheduled passenger routes proposed to be served by the  
162 district in each municipality or unincorporated area within any county in the following calendar  
163 year.

164 (b) For purposes of determining membership under Subsection (1)(a), the number of  
165 service miles comprising a unit shall be determined jointly by the legislative bodies of the  
166 municipalities or counties comprising the district.

167 (c) The board of trustees of a public transit district under this Subsection (1) may  
168 include a member that is a commissioner on the Transportation Commission created in Section  
169 72-1-301 and appointed as provided in Subsection (11), who shall serve as a nonvoting, ex  
170 officio member.

171 (d) Members appointed under this Subsection (1) shall be appointed and added to the  
172 board or omitted from the board at the time scheduled routes are changed, or as municipalities,  
173 counties, or unincorporated areas of counties annex to or withdraw from the district using the  
174 same appointment procedures.

175 (e) For purposes of appointing members under this Subsection (1), municipalities,  
176 counties, and unincorporated areas of counties in which regularly scheduled passenger routes  
177 proposed to be served by the district in the following calendar year is less than a full unit, as  
178 defined in Subsection (1)(b), may combine with any other similarly situated municipality or  
179 unincorporated area to form a whole unit and may appoint one member for each whole unit  
180 formed.

181 (2) (a) Subject to Section 17B-2a-807.5, if more than 200,000 people reside within the  
182 boundaries of a public transit district, the board of trustees shall consist of:

- 183 (i) ~~[10]~~ 11 members:
- 184 (A) appointed as described under this Subsection (2); or
- 185 (B) retained in accordance with Section 17B-2a-807.5;
- 186 (ii) three members appointed as described in Subsection (4); and
- 187 (iii) one voting member appointed as provided in Subsection (11).
- 188 (b) Except as provided in Subsections (2)(c) and (d), the board shall apportion voting
- 189 members to each county within the district using an average of:
- 190 (i) the proportion of population included in the district and residing within each county,
- 191 rounded to the nearest ~~[1/10]~~ 1/11 of the total transit district population; and
- 192 (ii) the cumulative proportion of transit sales and use tax collected from areas included
- 193 in the district and within each county, rounded to the nearest ~~[1/10]~~ 1/11 of the total cumulative
- 194 transit sales and use tax collected for the transit district.
- 195 (c) The board shall join an entire or partial county not apportioned a voting member
- 196 under this Subsection (2) with an adjacent county for representation. The combined
- 197 apportionment basis included in the district of both counties shall be used for the
- 198 apportionment.
- 199 (d) (i) If rounding to the nearest ~~[1/10]~~ 1/11 of the total public transit district
- 200 apportionment basis under Subsection (2)(b) results in an apportionment of more than ~~[10]~~ 11
- 201 members, the county or combination of counties with the smallest additional fraction of a
- 202 whole member proportion shall have one less member apportioned to it.
- 203 (ii) If rounding to the nearest ~~[1/10]~~ 1/11 of the total public transit district
- 204 apportionment basis under Subsection (2)(b) results in an apportionment of less than ~~[10]~~ 11
- 205 members, the county or combination of counties with the largest additional fraction of a whole
- 206 member proportion shall have one more member apportioned to it.
- 207 (e) If the population in the unincorporated area of a county is at least ~~[1/10 of the~~
- 208 ~~district's population]~~ 140,000, the county executive, with the advice and consent of the county
- 209 legislative body, shall appoint one voting member to represent ~~[each 1/10 of]~~ the ~~[district's]~~
- 210 population within a county's unincorporated area ~~[population]~~.
- 211 (f) If a municipality's population is at least 160,000, the chief municipal executive,
- 212 with the advice and consent of the municipal legislative body, shall appoint one voting member
- 213 to represent the population within a municipality.

214 (g) (i) The number of voting members appointed from a county and municipalities  
215 within a county under Subsections (2)(e) and (f) shall be subtracted from the county's total  
216 voting member apportionment under this Subsection (2).

217 (ii) Notwithstanding Subsections (2)(l) and (10), no more than one voting member  
218 appointed by an appointing entity may be a locally elected public official.

219 (h) If the entire county is within the district, the remaining voting members for the  
220 county shall represent the county or combination of counties, if Subsection (2)(c) applies, or  
221 the municipalities within the county.

222 (i) If the entire county is not within the district, and the county is not joined with  
223 another county under Subsection (2)(c), the remaining voting members for the county shall  
224 represent a municipality or combination of municipalities.

225 (j) (i) Except as provided under Subsections (2)(e) and (f), voting members  
226 representing counties, combinations of counties if Subsection (2)(c) applies, or municipalities  
227 within the county shall be designated and appointed by a simple majority of the chief  
228 executives of the municipalities within the county or combinations of counties if Subsection  
229 (2)(c) applies.

230 (ii) The appointments shall be made by joint written agreement of the appointing  
231 municipalities, with the consent and approval of the county legislative body of the county that  
232 has at least ~~1/10~~ 1/11 of the district's apportionment basis.

233 (k) Voting members representing a municipality or combination of municipalities shall  
234 be designated and appointed by the chief executive officer of the municipality or simple  
235 majority of chief executive officers of municipalities with the consent of the legislative body of  
236 the municipality or municipalities.

237 (l) The appointment of voting members shall be made without regard to partisan  
238 political affiliation from among citizens in the community.

239 (m) Each voting member shall be a bona fide resident of the municipality, county, or  
240 unincorporated area or areas which the voting member is to represent for at least six months  
241 before the date of appointment, and must continue in that residency to remain qualified to serve  
242 as a voting member.

243 (n) (i) All population figures used under this section shall be derived from the most  
244 recent official census or census estimate of the United States Bureau of the Census.



245 (ii) If population estimates are not available from the United States Bureau of Census,  
246 population figures shall be derived from the estimate from the Utah Population Estimates  
247 Committee.

248 (iii) All transit sales and use tax totals shall be obtained from the State Tax  
249 Commission.

250 (o) (i) The board shall be apportioned as provided under this section in conjunction  
251 with the decennial United States Census Bureau report every 10 years.

252 (ii) Within 120 days following the receipt of the population estimates under this  
253 Subsection (2)(o), the district shall reapportion representation on the board of trustees in  
254 accordance with this section.

255 (iii) The board shall adopt by resolution a schedule reflecting the current and proposed  
256 apportionment.

257 (iv) Upon adoption of the resolution, the board shall forward a copy of the resolution to  
258 each of its constituent entities as defined under Section 17B-1-701.

259 (v) The appointing entities gaining a new board member shall appoint a new member  
260 within 30 days following receipt of the resolution.

261 (vi) The appointing entities losing a board member shall inform the board of which  
262 member currently serving on the board will step down:

263 (A) upon appointment of a new member under Subsection (2)(o)(v); or

264 (B) in accordance with Section 17B-2a-807.5.

265 (3) Upon the completion of an annexation to a public transit district under Chapter 1,  
266 Part 4, Annexation, the annexed area shall have a representative on the board of trustees on the  
267 same basis as if the area had been included in the district as originally organized.

268 (4) In addition to the voting members appointed in accordance with Subsection (2), the  
269 board shall consist of three voting members appointed as follows:

270 (a) one member appointed by the speaker of the House of Representatives;

271 (b) one member appointed by the president of the Senate; and

272 (c) one member appointed by the governor.

273 (5) (a) Except as provided in Section 17B-2a-807.5, the terms of office of the voting  
274 members of the board shall be four years or until a successor is appointed, qualified, seated,  
275 and has taken the oath of office.

276 (b) ~~[(i)]~~ A voting member may not be appointed for more than three successive full  
277 terms ~~[regardless of the appointing entity that appoints the voting member].~~

278 ~~[(ii) A person:]~~

279 ~~[(A) may serve no more than 12 years on a public transit district board of trustees~~  
280 ~~described in Subsection (2)(a) regardless of the appointing entity that appoints the member;~~  
281 ~~and]~~

282 ~~[(B) that has served 12 years on a public transit district board of trustees described in~~  
283 ~~Subsection (2)(a) is ineligible for reappointment to a public transit board of trustees described~~  
284 ~~in Subsection (2)(a):]~~

285 (6) (a) Vacancies for voting members shall be filled by the official appointing the  
286 member creating the vacancy for the unexpired term, unless the official fails to fill the vacancy  
287 within 90 days.

288 (b) If the appointing official under Subsection (1) does not fill the vacancy within 90  
289 days, the board of trustees of the authority shall fill the vacancy.

290 (c) If the appointing official under Subsection (2) does not fill the vacancy within 90  
291 days, the governor, with the advice and consent of the Senate, shall fill the vacancy.

292 (7) (a) Each voting member may cast one vote on all questions, orders, resolutions, and  
293 ordinances coming before the board of trustees.

294 (b) A majority of all voting members of the board of trustees are a quorum for the  
295 transaction of business.

296 (c) The affirmative vote of a majority of all voting members present at any meeting at  
297 which a quorum was initially present shall be necessary and, except as otherwise provided, is  
298 sufficient to carry any order, resolution, ordinance, or proposition before the board of trustees.

299 (8) Each public transit district shall pay to each voting member:

300 (a) an attendance fee of \$50 per board or committee meeting attended, not to exceed  
301 \$200 in any calendar month to any voting member; and

302 (b) reasonable mileage and expenses necessarily incurred to attend board or committee  
303 meetings.

304 (9) (a) Members of the initial board of trustees shall convene at the time and place  
305 fixed by the chief executive officer of the entity initiating the proceedings.

306 (b) The board of trustees shall elect from its voting membership a chair, vice chair, and

307 secretary.

308 (c) The members elected under Subsection (9)(b) shall serve for a period of two years  
309 or until their successors shall be elected and qualified.

310 (d) On or after January 1, 2011, a locally elected public official is not eligible to serve  
311 as the chair, vice chair, or secretary of the board of trustees.

312 (10) Except as otherwise authorized under Subsection (2)(g) and Section  
313 17B-2a-807.5, at the time of a voting member's appointment or during a voting member's  
314 tenure in office, a voting member may not hold any employment, except as an independent  
315 contractor or locally elected public official, with a county or municipality within the district.

316 (11) The Transportation Commission created in Section 72-1-301:

317 (a) for a public transit district serving a population of 200,000 people or fewer, may  
318 appoint a commissioner of the Transportation Commission to serve on the board of trustees as  
319 a nonvoting, ex officio member; and

320 (b) for a public transit district serving a population of more than 200,000 people, shall  
321 appoint a commissioner of the Transportation Commission to serve on the board of trustees as  
322 a voting member.

323 (12) (a) (i) Each member of the board of trustees of a public transit district is subject to  
324 recall at any time by the legislative body of the county or municipality from which the member  
325 is appointed.

326 (ii) Each recall of a board of trustees member shall be made in the same manner as the  
327 original appointment.

328 (iii) The legislative body recalling a board of trustees member shall provide written  
329 notice to the member being recalled.

330 (b) Upon providing written notice to the board of trustees, a member of the board may  
331 resign from the board of trustees.

332 (c) Except as provided in Section 17B-2a-807.5, if a board member is recalled or  
333 resigns under this Subsection (12), the vacancy shall be filled as provided in Subsection (6).

334 Section 4. Section **17B-2a-808** is amended to read:

335 **17B-2a-808. Public transit district board of trustees powers and duties --**

336 **Adoption of ordinances, resolutions, or orders -- Effective date of ordinances.**

337 (1) The powers and duties of a board of trustees of a public transit district stated in this

338 section are in addition to the powers and duties stated in Section 17B-1-301.

339 (2) The board of trustees of each public transit district shall:

340 (a) appoint and fix the salary of a general manager, a chief executive officer, or both, as  
341 provided in Section 17B-2a-811;

342 (b) determine the transit facilities that the district should acquire or construct;

343 (c) supervise and regulate each transit facility that the district owns and operates,  
344 including:

345 (i) fixing rates, fares, rentals, and charges and any classifications of rates, fares, rentals,  
346 and charges; and

347 (ii) making and enforcing rules, regulations, contracts, practices, and schedules for or  
348 in connection with a transit facility that the district owns or controls;

349 (d) control the investment of all funds assigned to the district for investment, including  
350 funds:

351 (i) held as part of a district's retirement system; and

352 (ii) invested in accordance with the participating employees' designation or direction  
353 pursuant to an employee deferred compensation plan established and operated in compliance  
354 with Section 457 of the Internal Revenue Code;

355 (e) invest all funds according to the procedures and requirements of Title 51, Chapter  
356 7, State Money Management Act;

357 (f) if a custodian is appointed under Subsection (3)(d), pay the fees for the custodian's  
358 services from the interest earnings of the investment fund for which the custodian is appointed;

359 (g) (i) cause an annual audit of all district books and accounts to be made by an  
360 independent certified public accountant;

361 (ii) as soon as practicable after the close of each fiscal year, submit to the chief  
362 administrative officer and legislative body of each county and municipality with territory  
363 within the district a financial report showing:

364 (A) the result of district operations during the preceding fiscal year; and

365 (B) the district's financial status on the final day of the fiscal year; and

366 (iii) supply copies of the report under Subsection (2)(g)(ii) to the general public upon  
367 request in a quantity that the board considers appropriate;

368 (h) report at least annually to the Transportation Commission created in Section

369 72-1-301 the district's short-term and long-range public transit plans, including the transit  
370 portions of applicable regional transportation plans adopted by a metropolitan planning  
371 organization established under 23 U.S.C. Sec. 134;

372 (i) direct the internal auditor appointed under Section 17B-2a-810 to conduct audits  
373 that the board of trustees determines to be the most critical to the success of the organization;  
374 and

375 (j) hear audit reports for audits conducted in accordance with Subsection (2)(i).

376 (3) A board of trustees of a public transit district may:

377 (a) subject to Subsection (5), make and pass ordinances, resolutions, and orders that  
378 are:

379 (i) not repugnant to the United States Constitution, the Utah Constitution, or the  
380 provisions of this part; and

381 (ii) necessary for:

382 (A) the government and management of the affairs of the district;

383 (B) the execution of district powers; and

384 (C) carrying into effect the provisions of this part;

385 (b) provide by resolution, under terms and conditions the board considers fit, for the  
386 payment of demands against the district without prior specific approval by the board, if the  
387 payment is:

388 (i) for a purpose for which the expenditure has been previously approved by the board;

389 (ii) in an amount no greater than the amount authorized; and

390 (iii) approved by the general manager or other officer or deputy as the board prescribes;

391 (c) (i) hold public hearings and subpoena witnesses; and

392 (ii) appoint district officers to conduct a hearing and require the officers to make  
393 findings and conclusions and report them to the board; and

394 (d) appoint a custodian for the funds and securities under its control, subject to  
395 Subsection (2)(f).

396 (4) A member of the board of trustees of a public transit district or a hearing officer  
397 designated by the board may administer oaths and affirmations in a district investigation or  
398 proceeding.

399 (5) (a) The vote of the board of trustees on each ordinance shall be by roll call vote

400 with each affirmative and negative vote recorded.

401 (b) (i) Subject to Subsection (5)(b)(ii), the board of trustees may adopt a resolution or  
402 order by voice vote.

403 (ii) The vote of the board of trustees on a resolution or order shall be by roll call vote if  
404 a member of the board so demands.

405 (c) (i) Except as provided in Subsection (5)(c)(ii), the board of trustees of a public  
406 transit district may not adopt an ordinance unless it is:

407 (A) introduced at least a day before the board of trustees adopts it; or

408 (B) mailed by registered mail, postage prepaid, to each member of the board of trustees  
409 at least five days before the day upon which the ordinance is presented for adoption.

410 (ii) Subsection (5)(c)(i) does not apply if the ordinance is adopted by a unanimous vote  
411 of all board members present at a meeting at which at least 3/4 of all board members are  
412 present.

413 (d) Each ordinance adopted by a public transit district's board of trustees shall take  
414 effect upon adoption, unless the ordinance provides otherwise.

415 Section 5. Section **17B-2a-810** is amended to read:

416 **17B-2a-810. Officers of a public transit district.**

417 (1) (a) The officers of a public transit district shall consist of:

418 (i) the members of the board of trustees;

419 (ii) a [~~president~~] chair and vice [~~president~~] chair, appointed by the board of trustees,  
420 subject to Subsection (1)(~~b~~)(c);

421 (iii) a secretary, appointed by the board of trustees;

422 (iv) a general manager, appointed by the board of trustees as provided in Section  
423 17B-2a-811[;], whose duties may be allocated by the board of trustees, at the board of trustees'  
424 discretion, to a chief executive officer, or both;

425 (v) a chief executive officer appointed by the board of trustees, as provided in Section  
426 17B-2a-811;

427 [~~(vi)~~] (vi) a general counsel, appointed by the board of trustees, subject to Subsection  
428 (1)(~~e~~)(d);

429 [~~(vii)~~] (vii) a treasurer, appointed as provided in Section 17B-1-633;

430 [~~(viii)~~] (viii) a comptroller, appointed by the board of trustees, subject to Subsection

431 (1)~~(d)~~(e);

432 ~~(viii)~~ (ix) an internal auditor, appointed by the board of trustees, subject to

433 Subsection (1)~~(e)~~(f); and

434 ~~(ix)~~ (x) other officers, assistants, and deputies that the board of trustees considers  
435 necessary.

436 (b) The board of trustees may, at its discretion, appoint a president, who shall also be  
437 considered an officer of a public transit district.

438 ~~(b)~~ (c) The district ~~[president]~~ chair and vice ~~[president]~~ chair shall be members of  
439 the board of trustees.

440 ~~(e)~~ (d) The person appointed as general counsel shall:

441 (i) be admitted to practice law in the state; and

442 (ii) have been actively engaged in the practice of law for at least seven years next  
443 preceding the appointment.

444 ~~(d)~~ (e) The person appointed as comptroller shall have been actively engaged in the  
445 practice of accounting for at least seven years next preceding the appointment.

446 ~~(e)~~ (f) The person appointed as internal auditor shall be a licensed certified internal  
447 auditor or certified public accountant with at least five years experience in the auditing or  
448 public accounting profession, or the equivalent, prior to appointment.

449 (2) (a) The district's general manager or chief executive officer, as the board prescribes,  
450 shall appoint all officers and employees not specified in Subsection (1).

451 (b) Each officer and employee appointed by the district's general manager or chief  
452 executive officer serves at the pleasure of the appointing general manager or chief executive  
453 officer.

454 (3) The board of trustees shall by ordinance or resolution fix the compensation of all  
455 district officers and employees, except as otherwise provided in this part.

456 (4) (a) Each officer appointed by the board of trustees or by the district's general  
457 manager or chief executive officer shall take the oath of office specified in Utah Constitution  
458 Article IV, Section 10.

459 (b) Each oath under Subsection (4)(a) shall be subscribed and filed with the district  
460 secretary no later than 15 days after the commencement of the officer's term of office.

461 Section 6. Section **17B-2a-811** is amended to read:

462           **17B-2a-811. General manager or chief executive officer of a public transit**  
463 **district.**

464           (1) (a) The board of trustees of a public transit district shall appoint a person as a  
465 general manager.

466           (b) The board of trustees of a public transit district may, at its discretion, appoint a  
467 person as a chief executive officer.

468           (c) The board of trustees of a public transit district shall allocate the responsibilities  
469 defined in Subsection (2) between the general manager and the chief executive officer, if the  
470 board of trustees appoints a chief executive officer.

471           (d) The chief executive officer shall have the same rights allocated to the general  
472 manager under Subsections (3) and (4).

473           ~~[(b)]~~ (e) The appointment of a general manager, chief executive officer, or both, shall  
474 be by the affirmative vote of a majority of all members of the board of trustees.

475           ~~[(c)]~~ (f) The board's appointment of a person as general manager, chief executive  
476 officer, or both, shall be based on the person's qualifications, with special reference to the  
477 person's actual experience in or knowledge of accepted practices with respect to the duties of  
478 the office.

479           ~~[(d)]~~ (g) A person appointed as general manager or chief executive officer of a public  
480 transit district is not required to be a resident of the state at the time of appointment.

481           (2) ~~[Each]~~ A general manager or chief executive officer of a public transit district shall  
482 have the following responsibilities as allocated by the board of trustees:

483           (a) be a full-time officer and devote full time to the district's business;

484           (b) ensure that all district ordinances are enforced;

485           (c) prepare and submit to the board of trustees, as soon as practical but not less than 45  
486 days after the end of each fiscal year, a complete report on the district's finances and  
487 administrative activities for the preceding year;

488           (d) keep the board of trustees advised as to the district's needs;

489           (e) prepare or cause to be prepared all plans and specifications for the construction of  
490 district works;

491           (f) cause to be installed and maintained a system of auditing and accounting that  
492 completely shows the district's financial condition at all times; and



493 (g) attend meetings of the board of trustees.  
494 (3) A general manager of a public transit district:  
495 (a) serves at the pleasure of the board of trustees;  
496 (b) holds office for an indefinite term;  
497 (c) may be removed by the board of trustees upon the adoption of a resolution by the  
498 affirmative vote of a majority of all members of the board, subject to Subsection (5);  
499 (d) has full charge of:  
500 (i) the acquisition, construction, maintenance, and operation of district facilities; and  
501 (ii) the administration of the district's business affairs;  
502 (e) is entitled to participate in the deliberations of the board of trustees as to any matter  
503 before the board; and  
504 (f) may not vote at a meeting of the board of trustees.  
505 (4) The board of trustees may not reduce the general manager's salary below the  
506 amount fixed at the time of original appointment unless:  
507 (a) the board adopts a resolution by a vote of a majority of all members; and  
508 (b) if the general manager demands in writing, the board gives the general manager the  
509 opportunity to be publicly heard at a meeting of the board before the final vote on the  
510 resolution reducing the general manager's salary.  
511 (5) (a) Before adopting a resolution providing for a general manager's removal as  
512 provided in Subsection (3)(c), the board shall, if the manager makes a written demand:  
513 (i) give the general manager a written statement of the reasons alleged for the general  
514 manager's removal; and  
515 (ii) allow the general manager to be publicly heard at a meeting of the board of  
516 trustees.  
517 (b) Notwithstanding Subsection (5)(a), the board of trustees of a public transit district  
518 may suspend a general manager from office pending and during a hearing under Subsection  
519 (5)(a)(ii).  
520 (6) The action of a board of trustees suspending or removing a general manager or  
521 reducing the general manager's salary is final.  
522 Section 7. Section **17B-2a-818** is amended to read:  
523 **17B-2a-818. Requirements applicable to public transit district contracts.**

524 ~~[(1) If the expenditure required to construct district facilities or works exceeds:]~~

525 ~~[(a) \$25,000, the construction shall be let as provided in Title 63G, Chapter 6, Utah~~  
526 ~~Procurement Code; and]~~

527 (1) A public transit district shall comply with the applicable provisions of Title 63G,  
528 Chapter 6, Utah Procurement Code.

529 ~~[(b)]~~ (2) If construction of a district facility or work exceeds \$750,000, the construction  
530 shall be let as provided in:

531 ~~[(i)]~~ (a) Title 63G, Chapter 6, Utah Procurement Code; and

532 ~~[(ii)]~~ (b) Section 17B-2a-818.5.

533 ~~[(2) (a) The board of trustees of a public transit district shall advertise each bid or~~  
534 ~~proposal through public notice as the board determines:]~~

535 ~~[(b) A notice under Subsection (2)(a) may:]~~

536 ~~[(i) include publication in:]~~

537 ~~[(A) a newspaper of general circulation in the district;]~~

538 ~~[(B) a trade journal; or]~~

539 ~~[(C) other method determined by the board; and]~~

540 ~~[(ii) be made at least once, not less than 10 days before the expiration of the period~~  
541 ~~within which bids or proposals are received:]~~

542 ~~[(3) (a) The board of trustees may, in its discretion:]~~

543 ~~[(i) reject any or all bids or proposals; and]~~

544 ~~[(ii) readvertise or give notice again.]~~

545 ~~[(b) If, after rejecting bids or proposals, the board of trustees determines and declares~~  
546 ~~by a two-thirds vote of all members present that in the board's opinion the supplies, equipment,~~  
547 ~~and materials may be purchased at a lower price in the open market, the board may purchase~~  
548 ~~the supplies, equipment, and materials in the open market, notwithstanding any provisions~~  
549 ~~requiring contracts, bids, proposals, advertisement, or notice:]~~

550 ~~[(4) The board of trustees of a public transit district may let a contract without~~  
551 ~~advertising for or inviting bids if:]~~

552 ~~[(a) the board finds, upon a two-thirds vote of all members present, that a repair,~~  
553 ~~alteration, or other work or the purchase of materials, supplies, equipment, or other property is~~  
554 ~~of urgent necessity; or]~~

555 ~~[(b) the district's general manager certifies by affidavit that there is only one source for~~  
556 ~~the required supplies, equipment, materials, or construction items.]~~

557 ~~[(5) If a public transit district retains or withholds any payment on a contract with a~~  
558 ~~private contractor to construct facilities under this section, the board shall retain or withhold~~  
559 ~~and release the payment as provided in Section 13-8-5.]~~

560 Section 8. Section **17B-2a-819.5** is enacted to read:

561 **17B-2a-819.5. Exemption from state licensure.**

562 In accordance with Section 61-2-3, an employee or authorized agent working under the  
563 oversight of a public transit district when engaging in an act on behalf of a public transit district  
564 in accordance with Title 17B, Chapter 1, Part 1, General Provisions, or Title 17B, Chapter 2a,  
565 Part 8, Public Transit District Act, related to one or more of the following is exempt from  
566 licensure under Title 61, Chapter 2, Division of Real Estate:

567 (1) acquiring real property;

568 (2) disposing of real property;

569 (3) providing services that constitute property management, as defined in Section  
570 61-2-2; or

571 (4) leasing of real property.

572 Section 9. Section **17B-2a-825** is amended to read:

573 **17B-2a-825. Criminal background checks authorized -- Employment eligibility.**

574 (1) A public transit district may require an individual described in Subsection (2) to:

575 (a) submit a fingerprint card in a form acceptable to the public transit district; and

576 (b) consent to a fingerprint background check by:

577 (i) the Utah Bureau of Criminal Identification; and

578 (ii) the Federal Bureau of Investigation.

579 (2) A person shall comply with the requirements of Subsection (1) if the person:

580 (a) is applying for or continuing employment with the public transit district:

581 (i) working in a safety-sensitive position or other position that may affect:

582 (A) the safety or well-being of patrons of the public transit district; or

583 (B) the safety or security of the transit buildings, stations, platforms, railways, bus  
584 systems, and transit vehicles;

585 (ii) handling personally identifiable information, financial information, or other

586 sensitive information including personal health information;

587 (iii) working in security-sensitive areas; or

588 (iv) handling security-sensitive information, including information system

589 technologies; or

590 (b) is seeking access to designated security-sensitive areas.

591 (3) A public transit district may use the information obtained in accordance with this  
592 section only for one or more of the following purposes:

593 (a) to determine whether or not an individual is convicted of:

594 (i) a felony under federal or state law within the last 10 years;

595 (ii) a violation of a federal law, state law, or local ordinance concerning the sale,  
596 manufacture, distribution, warehousing, adulteration, or transportation of an alcoholic  
597 beverage;

598 (iii) a crime involving moral turpitude; or

599 (iv) two or more convictions for a violation of driving under the influence of alcohol,  
600 any drug, or the combined influence of alcohol and any drug;

601 (b) to determine whether or not an individual has accurately disclosed the person's  
602 criminal history on an application or document filed with the public transit district;

603 (c) to approve or deny an application for employment with the public transit district; or

604 (d) to take disciplinary action against an employee of the public transit district,  
605 including possible termination of employment.

606 (4) A person is not eligible for employment with a public transit district in a capacity  
607 described in Subsection (2) if the person has been convicted of any of the offenses described in  
608 Subsection (3).

609 Section 10. Section **61-2-3** is amended to read:

610 **61-2-3. Exempt persons and transactions.**

611 (1) (a) Except as provided in Subsection (1)(b), a license under this chapter is not  
612 required for:

613 (i) a person who as owner or lessor performs the acts described in Subsection  
614 61-2-2(12) with reference to property owned or leased by that person;

615 (ii) a regular salaried employee of the owner or lessor of real estate who, with reference  
616 to nonresidential real estate owned or leased by the employer, performs the acts enumerated in

617 Subsections 61-2-2(12)(a) and (b);

618 (iii) a regular salaried employee of the owner of real estate who performs property  
619 management services with reference to real estate owned by the employer, except that the  
620 employee may only manage property for one employer;

621 (iv) a person who performs property management services for the apartments at which  
622 that person resides in exchange for free or reduced rent on that person's apartment;

623 (v) a regular salaried employee of a condominium homeowners' association who  
624 manages real property subject to the declaration of condominium that established the  
625 homeowners' association, except that the employee may only manage property for one  
626 condominium homeowners' association; and

627 (vi) a regular salaried employee of a licensed property management company who  
628 performs support services, as prescribed by rule, for the property management company.

629 (b) Subsection (1)(a) does not exempt from licensing:

630 (i) an employee engaged in the sale of properties regulated under:

631 (A) Title 57, Chapter 11, Utah Uniform Land Sales Practices Act; and

632 (B) Title 57, Chapter 19, Timeshare and Camp Resort Act;

633 (ii) an employee engaged in the sale of cooperative interests regulated under Title 57,  
634 Chapter 23, Real Estate Cooperative Marketing Act; or

635 (iii) a person whose interest as an owner or lessor is obtained by that person or  
636 transferred to that person for the purpose of evading the application of this chapter, and not for  
637 any other legitimate business reason.

638 (2) A license under this chapter is not required for:

639 (a) an isolated transaction by a person holding a duly executed power of attorney from  
640 the owner;

641 (b) services rendered by an attorney in performing the attorney's duties as an attorney;

642 (c) a receiver, trustee in bankruptcy, administrator, executor, or a person acting under  
643 order of any court;

644 (d) a trustee or employee of a trustee under a deed of trust or a will;

645 (e) a public utility, officer of a public utility, or regular salaried employee of a public  
646 utility, unless performance of any of the acts set out in Subsection 61-2-2(12) is in connection  
647 with the sale, purchase, lease, or other disposition of real estate or investment in real estate

648 unrelated to the principal business activity of that public utility;

649 (f) a regular salaried employee or authorized agent working under the oversight of the  
650 Department of Transportation when performing an act on behalf of the Department of  
651 Transportation in connection with one or more of the following:

652 (i) the acquisition of real property pursuant to Section 72-5-103;

653 (ii) the disposal of real property pursuant to Section 72-5-111;

654 (iii) services that constitute property management; or

655 (iv) the leasing of real property;

656 (g) a regular salaried employee of a county, city, or town when performing an act on  
657 behalf of the county, city, or town:

658 (i) in accordance with:

659 (A) if a regular salaried employee of a city or town:

660 (I) Title 10, Utah Municipal Code; or

661 (II) Title 11, Cities, Counties, and Local Taxing Units; and

662 (B) if a regular salaried employee of a county:

663 (I) Title 11, Cities, Counties, and Local Taxing Units; and

664 (II) Title 17, Counties; and

665 (ii) in connection with one or more of the following:

666 (A) the acquisition of real property, including by eminent domain;

667 (B) the disposal of real property;

668 (C) services that constitute property management; or

669 (D) the leasing of real property[-]; or

670 (h) a regular salaried employee or authorized agent working under the oversight of a

671 public transit district as defined in Title 17B, Chapter 2a, Part 8, Public Transit District Act,

672 when performing an act on behalf of the public transit district in accordance with Title 17B,

673 Chapter 1, Part 1, General Provisions, and Title 17B, Chapter 2a, Part 8, Public Transit District

674 Act, in connection with one or more of the following:

675 (i) the acquisition of real property;

676 (ii) the disposal of real property;

677 (iii) services that constitute property management; or

678 (iv) the leasing of real property.

679 (3) A license under this chapter is not required for a person registered to act as a  
 680 broker-dealer, agent, or investment adviser under the Utah and federal securities laws in the  
 681 sale or the offer for sale of real estate if:

682 (a) (i) the real estate is a necessary element of a "security" as that term is defined by the  
 683 Securities Act of 1933 and the Securities Exchange Act of 1934; and

684 (ii) the security is registered for sale:

685 (A) pursuant to the Securities Act of 1933; or

686 (B) by Title 61, Chapter 1, Utah Uniform Securities Act; or

687 (b) (i) it is a transaction in a security for which a Form D, described in 17 C.F.R. Sec.  
 688 239.500, has been filed with the Securities and Exchange Commission pursuant to Regulation  
 689 D, Rule 506, 17 C.F.R. Sec. 230.506; and

690 (ii) the selling agent and the purchaser are not residents of this state.

691 Section 11. Section **61-2-10** is amended to read:

692 **61-2-10. Restriction on commissions -- Affiliation with more than one broker --**

693 **Specialized licenses -- Designation of agents or brokers.**

694 (1) (a) Except as provided in Subsection (1)(b), an associate broker or sales agent may  
 695 not accept valuable consideration for the performance of an act specified in this chapter from a  
 696 person except the principal broker with whom the associate broker or sales agent is affiliated  
 697 and licensed.

698 (b) An associate broker or sales agent may receive valuable consideration for the  
 699 performance of an act specified in this chapter from a person other than the principal broker  
 700 with whom the associate broker or sales agent is affiliated if:

701 (i) ~~(A)~~ the valuable consideration is paid with a payment instrument prepared by a title  
 702 insurance agent;

703 ~~[(ii)]~~ ~~(B)~~ the title insurance agent provides the payment instrument to the principal  
 704 broker;

705 ~~[(iii)]~~ ~~(C)~~ the title insurance agent complies with the written instructions of the  
 706 principal broker:

707 ~~[(A)]~~ ~~(I)~~ in preparing the payment instrument; and

708 ~~[(B)]~~ ~~(II)~~ delivering the payment instrument to the principal broker; and

709 ~~[(iv)]~~ ~~(D)~~ the principal broker directly delivers the payment instrument to the associate

710 broker or sales agent[-]; or

711 (ii) the payment to the associate broker or sales agent is made:

712 (A) by the Department of Transportation for services rendered pursuant to Section  
713 72-5-103 or 72-5-111 or for related property management or leasing services; or

714 (B) by a public transit district as defined in Title 17B, Chapter 2a, Part 8, Public  
715 Transit District Act, for services rendered pursuant to Section 17B-1-103 or 17B-2a-804 or for  
716 related property management or leasing services.

717 (c) The commission, with the concurrence of the division, shall make rules in  
718 accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act:

719 (i) defining what constitutes a "payment instrument" for purposes of this Subsection  
720 (1); or

721 (ii) the form and contents of the written instructions required by Subsection (1)(b),  
722 including providing that the contents of the written instructions indicate that the payment  
723 instrument process is an assignment to the associate broker or sales agent by the principal  
724 broker of a portion of the consideration the title insurance agent is obligated to pay the  
725 principal broker.

726 (2) An inactive associate broker or sales agent may not conduct a real estate transaction  
727 until the inactive associate broker or sales agent becomes affiliated with a licensed principal  
728 broker and submits the required documentation to the division. An inactive principal broker  
729 may not conduct a real estate transaction until the principal broker's license is activated with  
730 the division.

731 (3) A sales agent or associate broker may not affiliate with more than one principal  
732 broker at the same time.

733 (4) (a) Except as provided by rule, a principal broker may not be responsible for more  
734 than one real estate brokerage at the same time.

735 (b) (i) In addition to issuing principal broker, associate broker, and sales agent licenses  
736 authorizing the performance of all of the acts set forth in Subsection 61-2-2(12), the division  
737 may issue specialized sales licenses and specialized property management licenses with the  
738 scope of practice limited to the specialty.

739 (ii) An individual may hold a specialized license in addition to a license to act as a  
740 principal broker, an associate broker, or a sales agent.



741 (iii) The commission may adopt rules pursuant to Title 63G, Chapter 3, Utah  
742 Administrative Procedures Act, for the administration of this Subsection (4), including:

- 743 (A) prelicensing and postlicensing education requirements;  
744 (B) examination requirements;  
745 (C) affiliation with real estate brokerages or property management companies; and  
746 (D) other licensing procedures.

747 (c) An individual may not be a principal broker of a brokerage and a sales agent or  
748 associate broker for a different brokerage at the same time.

749 (5) An owner, purchaser, lessor, or lessee who engages the services of a principal  
750 broker may designate which sales agents or associate brokers affiliated with that principal  
751 broker will also represent that owner, purchaser, lessor, or lessee in the purchase, sale, lease, or  
752 exchange of real estate, or in exercising an option relating to real estate.

753 Section 12. Section **63G-11-102** is amended to read:

754 **63G-11-102. Creation of identity documents -- Issuance to citizens, nationals, and**  
755 **legal permanent resident aliens -- Exceptions.**

756 (1) The following entities may create, publish, or otherwise manufacture an  
757 identification document, identification card, or identification certificate and possess an  
758 engraved plate or other device for the printing of an identification document:

759 (a) a federal, state, or local government agency for employee identification, which is  
760 designed to identify the bearer as an employee;

761 (b) a federal, state, or local government agency for purposes authorized or required by  
762 law or a legitimate purpose consistent with the duties of the agency, including such documents  
763 as voter identification cards, identification cards, passports, birth certificates, and Social  
764 Security cards; and

765 (c) a public school or state or private educational institution to identify the bearer as an  
766 administrator, faculty member, student, or employee.

767 (2) The name of the issuing entity shall be clearly printed upon the face of the  
768 identification document.

769 (3) Except as otherwise provided in Subsections (4) and (5) or by federal law, an entity  
770 providing an identity document, card, or certificate under Subsection (1)(b) or (c) shall issue  
771 the document, card, or certificate only to:

772 (a) a United States citizen;  
773 (b) a national; or  
774 (c) a legal permanent resident alien.  
775 (4) (a) Subsection (3) does not apply to an applicant for an identification document  
776 who presents, in person, valid documentary evidence of the applicant's:  
777 (i) unexpired immigrant or nonimmigrant visa status for admission into the United  
778 States;  
779 (ii) pending or approved application for asylum in the United States;  
780 (iii) admission into the United States as a refugee;  
781 (iv) pending or approved application for temporary protected status in the United  
782 States;  
783 (v) approved deferred action status; or  
784 (vi) pending application for adjustment of status to legal permanent resident or  
785 conditional resident.  
786 (b) (i) An entity listed in Subsection (1)(b) or (c) may issue a Subsection (1)(b) or (c)  
787 identification document to an applicant who satisfies the requirements of Subsection (4)(a).  
788 (ii) Except as otherwise provided by federal law, the document is valid only:  
789 (A) during the period of time of the individual's authorized stay in the United States; or  
790 (B) for one year from the date of issuance if there is no definite end to the individual's  
791 period of authorized stay.  
792 (iii) An entity issuing an identification document under this Subsection (4) shall clearly  
793 indicate on the document:  
794 (A) that it is temporary; and  
795 (B) its expiration date.  
796 (c) An individual may renew a document issued under this Subsection (4) only upon  
797 presentation of valid documentary evidence that the status by which the individual originally  
798 qualified for the identification document has been extended by the United States Citizenship  
799 and Immigration Services or other authorized agency of the United States Department of  
800 Homeland Security.  
801 (5) (a) Subsection (3) does not apply to an identification document issued under  
802 Subsection (1)(c) that ~~is only~~:

803 (i) is only valid for use on the educational institution's campus or facility; and  
804 (ii) includes a statement of the restricted use conspicuously printed upon the face of the  
805 identification document.

806 (b) Subsection (3) does not apply to a license certificate, driving privilege card, or  
807 identification card issued or renewed under Title 53, Chapter 3, Uniform Driver License Act.

808 (c) Subsection (3) does not apply to a public transit pass issued by a public transit  
809 district as defined in Title 17B, Chapter 2a, Part 8, Public Transit District Act, that:

810 (i) is only valid for use on the public transit system; and

811 (ii) includes a statement of the restricted use conspicuously printed on the face of the  
812 public transit pass.

813 (6) This section shall be enforced without regard to race, religion, gender, ethnicity, or  
814 national origin.

815 Section 13. **Effective date.**

816 If approved by two-thirds of all the members elected to each house, this bill takes effect  
817 upon approval by the governor, or the day following the constitutional time limit of Utah  
818 Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto,  
819 the date of veto override.

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**Legislative Review Note**

as of 2-17-10 9:50 AM

**Office of Legislative Research and General Counsel**

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**S.B. 272 - Amendments to Transportation Provisions**

**Fiscal Note**

2010 General Session

State of Utah

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**State Impact**

Enactment of this bill will not require additional appropriations.

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**Individual, Business and/or Local Impact**

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals or businesses. Certain local service districts may incur costs and accrue benefits under the bill.

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