

57 (6) (a) "Service" means a service that a peer-to-peer seller provides to an individual.

58 (b) "Service" does not include a peer-to-peer platform or a peer-to-peer transaction.

59 Section 3. Section **13-54-201** is enacted to read:

60 **Part 2. Regulation**

61 **13-54-201. Prohibition of regulation.**

62 (1) Except as specifically authorized in statute, a public entity may not regulate:

63 (a) a peer-to-peer company or a peer-to-peer seller in the same or substantially similar  
64 manner as a business that offers the same product or service to the public; or

65 (b) a peer-to-peer transaction in the same or substantially similar manner as a  
66 transaction ~~H~~→ [~~that a business offering the same product or service to the public facilitates~~

66a facilitated by a business that offers the same product or service to the public ←~~H~~ .

67 (2) A public entity may regulate a peer-to-peer company in a manner prohibited under  
68 Subsection (1)(a), if the peer-to-peer company manufactures, owns, or distributes the product,  
69 or provides the service, for which the peer-to-peer company facilitates a peer-to-peer  
70 transaction.

71 (3) Any tax owed as part of a peer-to-peer transaction is the obligation of the  
72 independent individuals who agreed to exchange the product or service and not the peer-to-peer  
73 company.

74 Section 4. Section **72-10-701** is enacted to read:

75 **Part 7. Airport Commercial Activities**

76 **72-10-701. Definitions.**

77 As used in this part:

78 (1) (a) "City" means a municipality of the first class, as defined under Section  
79 10-2-301, that:

80 (i) is authorized by statute to operate an airport; and

81 (ii) operates an airport with more than 10 million annual passengers.

82 (b) "City" includes a city's enterprise fund.

83 (2) "Incidental commercial activity" means a commercial activity that:

84 (a) (i) occurs inside an airport building; and

85 (ii) (A) is exclusively conducted with a person off the airport property using electronic  
86 means; or

87 (B) between two or more individuals, each of whom is in the course of patronizing the