

1 **REDUCTION OF SINGLE OCCUPANCY VEHICLE TRIPS**

2 **PILOT PROGRAM**

3 2019 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Joel K. Briscoe**

6 Senate Sponsor: Curtis S. Bramble

7

LONG TITLE

8 **General Description:**

9 This bill modifies provisions related to reducing single occupancy vehicle trips.

10 **Highlighted Provisions:**

11 This bill:

- 12 ▶ defines terms;
- 13 ▶ creates a pilot project;
- 14 ▶ requires the division to contract with an entity to administer the program;
- 15 ▶ outlines the duties of the division;
- 16 ▶ includes a repeal date;
- 17 ▶ provides for nonlapsing funds; and
- 18 ▶ requires reporting.

19 **Money Appropriated in this Bill:**

20 This bill appropriates in fiscal year 2020:

21 ▶ to Department of Environmental Quality -- Trip Reduction Program, as a one-time
22 appropriation:

- 23 • from the General Fund, One-time, \$1,200,000.

24 **Other Special Clauses:**

25 None

26 **Utah Code Sections Affected:**



28 AMENDS:

29 **63I-1-219**, as last amended by Laws of Utah 2018, Chapter 31

30 **63I-1-263**, as last amended by Laws of Utah 2018, Chapters 85, 144, 182, 261, 321,
31 338, 340, 347, 369, 428, 430, and 469

32 **63J-1-602.2**, as repealed and reenacted by Laws of Utah 2018, Chapter 469

33 ENACTS:

34 **19-2a-104**, Utah Code Annotated 1953

35

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

37 Section 1. Section **19-2a-104** is enacted to read:

38 **19-2a-104. Air quality -- Trip reduction.**

39 (1) As used in this section:

40 (a) "Division" means the Division of Air Quality created in Section 19-1-105.

41 (b) "Program" means the Trip Reduction Program created by this section.

42 (2) (a) In accordance with this section, beginning May 14, 2019, the division shall
43 administer a three year pilot program ending June 30, 2022.

44 (b) The division shall use money appropriated by the Legislature or donated from a
45 public or private entity, that is treated as dedicated credits, to fund the following to address
46 reducing motor vehicle emissions' contribution to inversions by:

47 (i) determining an alternative transportation and work day;

48 (ii) designating the geographic area that is subject to an alternative transportation and
49 work days;

50 (iii) funding alternative transportation and work days; and

51 (iv) pay the administrative costs of the fund.

52 (3) (a) In accordance with Title 63G, Chapter 6a, Utah Procurement Code, the division
53 shall, through a request for proposals, contract with an entity to serve as the administrator of
54 the program.

55 (b) The division shall:

56 (i) in accordance with Subsection (4), determine when to designate:

57 (A) specific days as alternative transportation and work days; and

58 (B) the geographic area covered by the specified alternative transportation and work

59 days;

60 (ii) work with public and private entities to promote the specified days as alternative
61 transportation and work days;

62 (iii) encourage trip reductions through use of public transportation, car pooling,
63 teleworking, or other methods; and

64 (iv) analyze the impact of actions taken under this section.

65 (4) The division shall analyze:

66 (a) atmospheric and meteorological information to determine when to implement an
67 alternative transportation and work days; and

68 (b) public transit ridership, vehicles on the roads, and the general benefits of the
69 program.

70 (5) The division shall report to the Natural Resources, Agriculture, and Environmental
71 Quality Appropriations Subcommittee during the 2020 interim about the results of the actions
72 taken under this section.

73 Section 2. Section **63I-1-219** is amended to read:

74 **63I-1-219. Repeal dates, Title 19.**

75 (1) Title 19, Chapter 2, Air Conservation Act, is repealed July 1, 2019.

76 (2) Section 19-2a-104 is repealed July 1, 2022.

77 ~~[(2)]~~ (3) Title 19, Chapter 4, Safe Drinking Water Act, is repealed July 1, 2019.

78 ~~[(3)]~~ (4) Title 19, Chapter 5, Water Quality Act, is repealed July 1, 2019.

79 ~~[(4)]~~ (5) Title 19, Chapter 6, Part 1, Solid and Hazardous Waste Act, is repealed July 1,
80 2019.

81 ~~[(5)]~~ (6) Title 19, Chapter 6, Part 3, Hazardous Substances Mitigation Act, is repealed
82 July 1, 2020.

83 ~~[(6)]~~ (7) Title 19, Chapter 6, Part 4, Underground Storage Tank Act, is repealed July 1,
84 2028.

85 ~~[(7)]~~ (8) Title 19, Chapter 6, Part 6, Lead Acid Battery Disposal, is repealed July 1,
86 2026.

87 ~~[(8)]~~ (9) Title 19, Chapter 6, Part 7, Used Oil Management Act, is repealed July 1,
88 2019.

89 ~~[(9)]~~ (10) Title 19, Chapter 6, Part 8, Waste Tire Recycling Act, is repealed July 1,

90 2020.

91 [~~10~~] (11) Title 19, Chapter 6, Part 10, Mercury Switch Removal Act, is repealed July
92 1, 2027.

93 Section 3. Section **63I-1-263** is amended to read:

94 **63I-1-263. Repeal dates, Titles 63A to 63N.**

95 (1) Subsection **63A-5-104**(4)(h) is repealed on July 1, 2024.

96 (2) Section **63A-5-603**, State Facility Energy Efficiency Fund, is repealed July 1, 2023.

97 (3) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed July
98 1, 2028.

99 (4) Title 63C, Chapter 4b, Commission for the Stewardship of Public Lands, is
100 repealed November 30, 2019.

101 (5) Title 63C, Chapter 16, Prison Development Commission Act, is repealed July 1,
102 2020.

103 (6) Title 63C, Chapter 17, Point of the Mountain Development Commission Act, is
104 repealed July 1, 2021.

105 (7) Title 63C, Chapter 18, Mental Health Crisis Line Commission, is repealed July 1,
106 2023.

107 (8) Title 63G, Chapter 21, Agreements to Provide State Services, is repealed July 1,
108 2025.

109 (9) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed July 1,
110 2020.

111 (10) Title 63H, Chapter 8, Utah Housing Corporation Act, is repealed July 1, 2026.

112 (11) On July 1, 2025:

113 (a) in Subsection **17-27a-404**(3)(c)(ii), the language that states "the Resource
114 Development Coordinating Committee," is repealed;

115 (b) Subsection **23-14-21**(2)(c) is amended to read "(c) provide notification of proposed
116 sites for the transplant of species to local government officials having jurisdiction over areas
117 that may be affected by a transplant.";

118 (c) in Subsection **23-14-21**(3), the language that states "and the Resource Development
119 Coordinating Committee" is repealed;

120 (d) in Subsection **23-21-2.3**(1), the language that states "the Resource Development

- 121 Coordinating Committee created in Section 63J-4-501 and" is repealed;
- 122 (e) in Subsection 23-21-2.3(2), the language that states "the Resource Development
123 Coordinating Committee and" is repealed;
- 124 (f) Subsection 63J-4-102(1) is repealed and the remaining subsections are renumbered
125 accordingly;
- 126 (g) Subsections 63J-4-401(5)(a) and (c) are repealed;
- 127 (h) Subsection 63J-4-401(5)(b) is renumbered to Subsection 63J-4-401(5)(a) and the
128 word "and" is inserted immediately after the semicolon;
- 129 (i) Subsection 63J-4-401(5)(d) is renumbered to Subsection 63J-4-401(5)(b);
- 130 (j) Sections 63J-4-501, 63J-4-502, 63J-4-503, 63J-4-504, and 63J-4-505 are repealed;
- 131 and
- 132 (k) Subsection 63J-4-603(1)(e)(iv) is repealed and the remaining subsections are
133 renumbered accordingly.
- 134 (12) Subsection 63J-1-602.1(13), Nurse Home Visiting Restricted Account is repealed
135 July 1, 2026.
- 136 (13) Subsection 63J-1-602.2(4), referring to dedicated credits to the Utah Marriage
137 Commission, is repealed July 1, 2023.
- 138 (14) Subsection 63J-1-602.2(5), referring to the Trip Reduction Program, is repealed
139 July 1, 2022.
- 140 [~~14~~] (15) (a) Subsection 63J-1-602.1(51), relating to the Utah Statewide Radio
141 System Restricted Account, is repealed July 1, 2022.
- 142 (b) When repealing Subsection 63J-1-602.1(51), the Office of Legislative Research and
143 General Counsel shall, in addition to the office's authority under Subsection 36-12-12(3), make
144 necessary changes to subsection numbering and cross references.
- 145 [~~15~~] (16) The Crime Victim Reparations and Assistance Board, created in Section
146 63M-7-504, is repealed July 1, 2027.
- 147 [~~16~~] (17) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1,
148 2027.
- 149 [~~17~~] (18) Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed July 1, 2028.
- 150 [~~18~~] (19) (a) Title 63N, Chapter 2, Part 4, Recycling Market Development Zone Act,
151 is repealed January 1, 2021.

152 (b) Subject to Subsection [~~(18)~~] (19)(c), Sections 59-7-610 and 59-10-1007 regarding
153 tax credits for certain persons in recycling market development zones, are repealed for taxable
154 years beginning on or after January 1, 2021.

155 (c) A person may not claim a tax credit under Section 59-7-610 or 59-10-1007:

156 (i) for the purchase price of machinery or equipment described in Section 59-7-610 or
157 59-10-1007, if the machinery or equipment is purchased on or after January 1, 2021; or

158 (ii) for an expenditure described in Subsection 59-7-610(1)(b) or 59-10-1007(1)(b), if
159 the expenditure is made on or after January 1, 2021.

160 (d) Notwithstanding Subsections [~~(18)~~] (19)(b) and (c), a person may carry forward a
161 tax credit in accordance with Section 59-7-610 or 59-10-1007 if:

162 (i) the person is entitled to a tax credit under Section 59-7-610 or 59-10-1007; and

163 (ii) (A) for the purchase price of machinery or equipment described in Section
164 59-7-610 or 59-10-1007, the machinery or equipment is purchased on or before December 31,
165 2020; or

166 (B) for an expenditure described in Subsection 59-7-610(1)(b) or 59-10-1007(1)(b), the
167 expenditure is made on or before December 31, 2020.

168 [~~(19)~~] (20) Section 63N-2-512 is repealed on July 1, 2021.

169 [~~(20)~~] (21) (a) Title 63N, Chapter 2, Part 6, Utah Small Business Jobs Act, is repealed
170 January 1, 2021.

171 (b) Section 59-9-107 regarding tax credits against premium taxes is repealed for
172 calendar years beginning on or after January 1, 2021.

173 (c) Notwithstanding Subsection [~~(20)~~] (21)(b), an entity may carry forward a tax credit
174 in accordance with Section 59-9-107 if:

175 (i) the person is entitled to a tax credit under Section 59-9-107 on or before December
176 31, 2020; and

177 (ii) the qualified equity investment that is the basis of the tax credit is certified under
178 Section 63N-2-603 on or before December 31, 2023.

179 [~~(21)~~] (22) Subsections 63N-3-109(2)(f) and 63N-3-109(2)(g)(i)(C) are repealed July 1,
180 2023.

181 [~~(22)~~] (23) Title 63N, Chapter 4, Part 4, Rural Employment Expansion Program, is
182 repealed July 1, 2023.

183 ~~[(23)]~~ (24) Title 63N, Chapter 9, Part 2, Outdoor Recreational Infrastructure Grant
184 Program, is repealed January 1, 2023.

185 ~~[(24)]~~ (25) Title 63N, Chapter 12, Part 4, Career and Technical Education Board, is
186 repealed July 1, 2018.

187 Section 4. Section **63J-1-602.2** is amended to read:

188 **63J-1-602.2. List of nonlapsing appropriations to programs.**

189 Appropriations made to the following programs are nonlapsing:

190 (1) The Legislature and its committees.

191 (2) The Percent-for-Art Program created in Section [9-6-404](#).

192 (3) The LeRay McAllister Critical Land Conservation Program created in Section
193 [11-38-301](#).

194 (4) Dedicated credits accrued to the Utah Marriage Commission as provided under
195 Subsection [17-16-21\(2\)\(d\)\(ii\)](#).

196 (5) The Trip Reduction Program created in Section [19-2a-104](#).

197 ~~[(5)]~~ (6) The Division of Wildlife Resources for the appraisal and purchase of lands
198 under the Pelican Management Act, as provided in Section [23-21a-6](#).

199 ~~[(6)]~~ (7) The primary care grant program created in Section [26-10b-102](#).

200 ~~[(7)]~~ (8) Sanctions collected as dedicated credits from Medicaid provider under
201 Subsection [26-18-3\(7\)](#).

202 ~~[(8)]~~ (9) The Utah Health Care Workforce Financial Assistance Program created in
203 Section [26-46-102](#).

204 ~~[(9)]~~ (10) The Rural Physician Loan Repayment Program created in Section
205 [26-46a-103](#).

206 ~~[(10)]~~ (11) The Opiate Overdose Outreach Pilot Program created in Section [26-55-107](#).

207 ~~[(11)]~~ (12) Funds that the Department of Alcoholic Beverage Control retains in
208 accordance with Subsection [32B-2-301\(7\)\(a\)\(ii\)](#) or (b).

209 ~~[(12)]~~ (13) The General Assistance program administered by the Department of
210 Workforce Services, as provided in Section [35A-3-401](#).

211 ~~[(13)]~~ (14) A new program or agency that is designated as nonlapsing under Section
212 [36-24-101](#).

213 ~~[(14)]~~ (15) The Utah National Guard, created in Title 39, Militia and Armories.

- 214 [~~(15)~~] (16) The State Tax Commission under Section [41-1a-1201](#) for the:
- 215 (a) purchase and distribution of license plates and decals; and
- 216 (b) administration and enforcement of motor vehicle registration requirements.
- 217 [~~(16)~~] (17) The Search and Rescue Financial Assistance Program, as provided in
- 218 Section [53-2a-1102](#).
- 219 [~~(17)~~] (18) The Motorcycle Rider Education Program, as provided in Section [53-3-905](#).
- 220 [~~(18)~~] (19) The State Board of Regents for teacher preparation programs, as provided
- 221 in Section [53B-6-104](#).
- 222 [~~(19)~~] (20) The Medical Education Program administered by the Medical Education
- 223 Council, as provided in Section [53B-24-202](#).
- 224 [~~(20)~~] (21) The State Board of Education, as provided in Section [53F-2-205](#).
- 225 [~~(21)~~] (22) The Division of Services for People with Disabilities, as provided in
- 226 Section [62A-5-102](#).
- 227 [~~(22)~~] (23) The Division of Fleet Operations for the purpose of upgrading underground
- 228 storage tanks under Section [63A-9-401](#).
- 229 [~~(23)~~] (24) The Utah Seismic Safety Commission, as provided in Section [63C-6-104](#).
- 230 [~~(24)~~] (25) Appropriations to the Department of Technology Services for technology
- 231 innovation as provided under Section [63F-4-202](#).
- 232 [~~(25)~~] (26) The Office of Administrative Rules for publishing, as provided in Section
- 233 [63G-3-402](#).
- 234 [~~(26)~~] (27) The Utah Science Technology and Research Initiative created in Section
- 235 [63M-2-301](#).
- 236 [~~(27)~~] (28) The Governor's Office of Economic Development to fund the Enterprise
- 237 Zone Act, as provided in Title 63N, Chapter 2, Part 2, Enterprise Zone Act.
- 238 [~~(28)~~] (29) Appropriations to fund the Governor's Office of Economic Development's
- 239 Rural Employment Expansion Program, as described in Title 63N, Chapter 4, Part 4, Rural
- 240 Employment Expansion Program.
- 241 [~~(29)~~] (30) The Department of Human Resource Management user training program, as
- 242 provided in Section [67-19-6](#).
- 243 [~~(30)~~] (31) The University of Utah Poison Control Center program, as provided in
- 244 Section [69-2-5.5](#).

245 ~~[(31)]~~ (32) A public safety answering point's emergency telecommunications service
246 fund, as provided in Section ~~69-2-301~~.

247 ~~[(32)]~~ (33) The Traffic Noise Abatement Program created in Section ~~72-6-112~~.

248 ~~[(33)]~~ (34) The Judicial Council for compensation for special prosecutors, as provided
249 in Section ~~77-10a-19~~.

250 ~~[(34)]~~ (35) A state rehabilitative employment program, as provided in Section
251 ~~78A-6-210~~.

252 ~~[(35)]~~ (36) The Utah Geological Survey, as provided in Section ~~79-3-401~~.

253 ~~[(36)]~~ (37) The Bonneville Shoreline Trail Program created under Section ~~79-5-503~~.

254 ~~[(37)]~~ (38) Adoption document access as provided in Sections ~~78B-6-141~~, ~~78B-6-144~~,
255 and ~~78B-6-144.5~~.

256 ~~[(38)]~~ (39) Indigent defense as provided in Title 77, Chapter 32, Part 8, Utah Indigent
257 Defense Commission.

258 Section 5. **Appropriation.**

259 The following sums of money are appropriated for the fiscal year beginning July 1,
260 2019, and ending June 30, 2020. These are additions to amounts previously appropriated for
261 fiscal year 2020. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures
262 Act, the Legislature appropriates the following sums of money from the funds or accounts
263 indicated for the use and support of the government of the state of Utah.

264 ITEM 1

265 To Department of Environmental Quality -- Trip Reduction Program

266 From General Fund, One-time \$1,200,000

267 Schedule of Programs:

268 Trip Reduction Program \$1,200,000