

Representative Karen Kwan proposes the following substitute bill:

AUTONOMOUS VEHICLE AMENDMENTS

2020 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Karen Kwan

Senate Sponsor: _____

LONG TITLE

General Description:

This bill enacts provisions regarding the transportation of unaccompanied minors by a vehicle for hire operating in driverless operation.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ prohibits a vehicle for hire in driverless operation from transporting an unaccompanied minor under eight years old;
- ▶ requires a parent or guardian sign a waiver and provide emergency contact information;
- ▶ requires proper use of safety belts;
- ▶ requires certain monitoring and emergency notification technology; and
- ▶ requires the vehicle be in safe operating condition.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:



26 ENACTS:

27 [41-26-109](#), Utah Code Annotated 1953

28

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

30 Section 1. Section **41-26-109** is enacted to read:

31 **41-26-109. Unaccompanied minors in an autonomous transport.**

32 (1) As used in this section:

33 (a) (i) "Autonomous transport" means a vehicle for hire operating in driverless
34 operation.

35 (ii) "Autonomous transport" includes the following, if operating in driverless
36 operation:

37 (A) a limousine as that term is defined in Section [32B-1-102](#);

38 (B) a taxicab as that term is defined in Section [53-3-102](#);

39 (C) a vehicle operated by a transportation network company as that term is defined in
40 Section [13-51-102](#); or

41 (D) a vehicle operated by a business offering a service similar to those described in
42 Subsections (1)(a)(ii)(A) through (C).

43 (iii) "Autonomous transport" does not include a vehicle operated by a public transit
44 district as defined in Section [17B-2a-802](#).

45 (b) "Guardian" means a person who has qualified and been recognized by a court as a
46 guardian of a minor court appointment.

47 (c) "Parent" means a biological or adoptive parent.

48 (d) "Safety belt" means the same as that term is defined in Section [41-6a-1802](#).

49 (e) "Unaccompanied minor" means a person under the age of 18 that is not under the
50 supervision of an adult.

51 (2) (a) An autonomous transport may not provide services to an unaccompanied minor
52 that is under the age of eight.

53 (b) An autonomous transport may not provide services to an unaccompanied minor
54 under the age of 16 if the services are not requested and initiated by the minor's parent or
55 guardian.

56 (3) (a) Before an autonomous transport may provide services to an unaccompanied

57 minor under the age of 16, the autonomous transport shall ensure that a parent or guardian has:

58 (i) completed a waiver or permission form; and

59 (ii) provided emergency contact information for each minor being transported.

60 (b) The waiver or permission form may be part of the autonomous transport's mobile

61 application or other ride hailing technology.

62 (4) An autonomous transport shall ensure that any vehicle offered to provide services
63 to an unaccompanied minor:

64 (a) is enclosed with a roof or top;

65 (b) is equipped with functional safety belts;

66 (c) has current vehicle registration;

67 (d) is in clean and safe condition;

68 (e) maintains an interior temperature between 60 and 85 degrees Fahrenheit;

69 (f) is compliant with safety and equipment standards described in Chapter 6a, Part 16,

70 Vehicle Equipment;

71 (g) is equipped with an emergency communication system, including assistive

72 technology, that can establish effective communication between the vehicle, passenger, and

73 emergency services in the event of an incident; and

74 (h) has a video monitoring system to monitor activity in the vehicle, upload the video
75 data to a secure server, and retain the video data for the longer of:

76 (i) 90 days; or

77 (ii) a period of time for which the video data is needed for:

78 (A) evidentiary or investigative purposes; or

79 (B) pursuant to a warrant issued under the Utah Rules of Criminal Procedure or an
80 equivalent federal warrant.

81 (5) Before an autonomous transport may provide services to an unaccompanied minor,
82 the parent or guardian shall ensure that:

83 (a) the safety belt is properly fastened; and

84 (b) another parent or guardian, or another adult designated by the parent or guardian, is
85 at the destination to receive the unaccompanied minor.