

## HB0415S01 compared with HB0415

~~deleted text~~ shows text that was in HB0415 but was deleted in HB0415S01.

inserted text shows text that was not in HB0415 but was inserted into HB0415S01.

**DISCLAIMER:** This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Representative Stephen G. Handy proposes the following substitute bill:

### TRANSIT WORKER SAFETY AMENDMENTS

2022 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Stephen G. Handy**

Senate Sponsor: \_\_\_\_\_

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#### LONG TITLE

##### General Description:

This bill concerns the offense of assault or threat of violence against a transit worker.

##### Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ creates the offense of assault or threat of violence against a transit worker;
- ▶ provides a sunset date; and
- ▶ makes technical and conforming changes.

##### Money Appropriated in this Bill:

None

##### Other Special Clauses:

This bill provides a coordination clause.

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### Utah Code Sections Affected:

#### AMENDS:

63I-1-276, as last amended by Laws of Utah 2019, Chapters 136 and 440

#### ENACTS:

76-5-102.10, Utah Code Annotated 1953

### Utah Code Sections Affected by Coordination Clause:

76-5-102.10, Utah Code Annotated 1953

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

Section 1. Section 63I-1-276 is amended to read:

**63I-1-276. Repeal dates, Title 76.**

Section 76-5-102.10, Assault or threat of violence against a transit worker, is repealed July 1, 2024.

Section ~~76-5-102.10~~<sup>2</sup>. Section 76-5-102.10 is enacted to read:

**76-5-102.10. Assault or threat of violence against a transit worker.**

(1) As used in this section:

(a) "Assault" means an offense under Section 76-5-102.

(b) "Public transit" means the same as that term is defined in Section 17B-2a-802.

(c) "Public transit district" means the same as that term is defined in Section 17B-2a-802.

(d) "Public transit provider" means:

(i) a public transit district; or

(ii) a political subdivision that provides public transit.

(e) "Threat of violence" means an offense under Section 76-5-107.

(f) "Transit worker" means an individual:

(i) employed by a public transit provider to transport passengers; or

(ii) employed by, or an independent contractor for, an entity that contracts with a public transit provider to transport passengers.

(2) An actor commits assault or threat of violence against a transit worker if:

(a) the actor commits an assault or threat of violence against a transit worker;

(b) the actor has knowledge that the transit worker is a transit worker; and

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(c) the transit worker is acting within the scope of the transit worker's authority as a transit worker.

(3) A violation of Subsection (2) is a class A misdemeanor.

Section ~~2~~3. **Coordinating H.B. 415 with S.B. 123 -- Technical amendment.**

If this H.B. 415 and S.B. 123, Criminal Code Recodification, both pass and become law, it is the intent of the Legislature that the Office of Legislative Research and General Counsel prepare the Utah Code database for publication by amending Subsection 76-5-102.10(1) to read:

"(1) (a) As used in this section:

(i) "Assault" means an offense under Section 76-5-102.

(ii) "Public transit" means the same as that term is defined in Section 17B-2a-802.

(iii) "Public transit district" means the same as that term is defined in Section 17B-2a-802.

(iv) "Public transit provider" means:

(A) a public transit district; or

(B) a political subdivision that provides public transit.

(v) "Threat of violence" means an offense under Section 76-5-107.

(vi) "Transit worker" means an individual:

(A) employed by a public transit provider to transport passengers; or

(B) employed by, or an independent contractor for, an entity that contracts with a public transit provider to transport passengers.

(b) The terms defined in Section 76-1-101.5 apply to this section."