

HB0445S01 compared with HB0445

~~{deleted text}~~ shows text that was in HB0445 but was deleted in HB0445S01.

inserted text shows text that was not in HB0445 but was inserted into HB0445S01.

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 Karen M. Peterson proposes the following substitute bill:

VEHICLE TRACKING AMENDMENTS

2023 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Karen M. Peterson

Senate Sponsor: _____

LONG TITLE

General Description:

This bill ~~{prohibits an employer from using location tracking technology on an employer provided vehicle}~~ requires a private employer and an employee to enter into a vehicle use agreement in certain circumstances when ~~{the}~~ a company vehicle is used for ~~{the employee's}~~ personal use.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ allows a private employer to use location tracking technology on a company vehicle in certain circumstances;
- ▶ ~~{prohibits a private employer from using location tracking technology for a company vehicle if the company vehicle is being used for personal use; and~~

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→ ~~allows~~ requires an employer and employee to enter into a vehicle use agreement ~~{}~~
if the employer requires the employee to pay the employer for personal use of the
company vehicle; and ~~{}~~

▶ provides requirements for a vehicle user agreement.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

41-27-101, Utah Code Annotated 1953

41-27-102, Utah Code Annotated 1953

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

Section 1. Section **41-27-101** is enacted to read:

CHAPTER 27. VEHICLE LOCATION PRIVACY

Part 1. Vehicle Location Privacy

41-27-101. Definitions.

As used in this chapter:

(1) "Company vehicle" means a vehicle provided by a private employer for use by an
employee.

(2) "Employee" means the same as that term is defined in Section 13-47-102.

(3) (a) "Location tracking technology" means technology capable of tracking the
location of a vehicle.

(b) "Location tracking technology" includes global positioning system technology.

(4) "Private employer" means the same as that term is defined in Section 13-47-102.

(5) "Vehicle" means the same as that term is defined in Section 41-1a-102.

Section 2. Section **41-27-102** is enacted to read:

41-27-102. Prohibition on location tracking.

(1) ~~{Except as provided in}~~ Subject to Subsection (2), if a private employer provides a
company vehicle to an employee, the private employer may use location tracking technology to

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track the location of the company vehicle.

(2) ~~{ Notwithstanding Subsection (1). }~~ (a) If a private employer {may not use location tracking technology to track the location} requires an employee to pay or reimburse the private employer for the employee's personal use of the company vehicle {if}, the {vehicle is being used for personal use}.

~~— (3) (a) A { private employer and {an} the employee {may} shall } enter into a vehicle use agreement.~~

(b) A vehicle use agreement required in Subsection (2)(a) shall provide:

(i) terms regarding the personal use of a company vehicle;

(ii) what compensation {, if any,} the private employer may require the employee to pay for personal use of the company vehicle; and

(iii) {procedures} measures, if any, for deactivating the location tracking technology during personal use of the company vehicle.