

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**RIDE-SHARE AMENDMENTS**

2024 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Melissa G. Ballard**

Senate Sponsor: Wayne A. Harper

---

---

**LONG TITLE**

**General Description:**

This bill amends the Transportation Network Company Registration Act.

**Highlighted Provisions:**

This bill:

▸ requires a transportation network company to allow a passenger to notify the driver of  
oversize luggage or child restraint device; and

▸ [~~requires a transportation network company to notify passengers of child restraint device  
requirements; and~~]

▸ provides that an adult passenger of a transportation network company or a taxicab is  
responsible for the use of a restraint device or a seatbelt for certain minors under the adult  
passenger's supervision.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**13-51-105**, as enacted by Laws of Utah 2015, Chapter 461

**41-6a-1803**, as last amended by Laws of Utah 2017, Chapter 406

---

---

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

Section 1. Section **13-51-105** is amended to read:

**13-51-105 . Operating requirements.**

(1) A transportation network company shall maintain an agent for service of process in the  
state and shall notify the division of the name and address of the agent.

- 29 (2) A transportation network company may collect, on behalf of a transportation network  
30 driver, a fare for a prearranged ride if the transportation network company:
- 31 (a) posts the method for calculating the fare on the transportation network company's  
32 software application;
- 33 (b) provides a passenger the rate used to calculate the fare for a prearranged ride; and
- 34 (c) allows a passenger the option to obtain an estimated fare for a prearranged ride  
35 before the passenger enters a transportation network driver's vehicle.
- 36 (3) For each prearranged ride, a transportation network company shall:
- 37 (a) before a passenger enters a transportation network driver's vehicle, display on the  
38 transportation network company's software application a picture of the transportation  
39 network driver; [~~and~~]
- 40 (b) shortly after the prearranged ride is complete, transmit an electronic receipt to the  
41 passenger that lists:
- 42 (i) the prearranged ride's origin and destination;
- 43 (ii) the prearranged ride's total time and distance; and
- 44 (iii) an itemization of the total fare the passenger paid, if any[-] ; and
- 45 (c) allow a passenger to notify a transportation network driver if a passenger has skis, a  
46 snowboard, other oversize luggage, or child restraint device.
- 47 (4) A transportation network driver may not, while providing transportation network  
48 services:
- 49 (a) provide a ride to an individual who requests the ride by a means other than a  
50 transportation network company's software application;
- 51 (b) solicit or accept cash payments from a passenger; or
- 52 (c) accept any means of payment other than payment through a transportation network  
53 company's software application.
- 54 (5) A transportation network company shall maintain a record of:
- 55 (a) all trips, for a minimum of five years after the day on which the trip occurred; and
- 56 (b) all information in a transportation network company's possession regarding a  
57 transportation network driver, for a minimum of five years after the day on which the  
58 transportation network driver last provided transportation network services using the  
59 transportation network company's software application.
- 60 (6) A transportation network company shall adopt a policy that prohibits unlawful  
61 discrimination with respect to a passenger and shall:
- 62 (a) provide a copy of the policy to each transportation network driver; or

- 63 (b) post the policy on the transportation network company's website.
- 64 (7) (a) A transportation network driver shall accommodate:
- 65 (i) a service animal; or
- 66 (ii) an individual with a physical disability.
- 67 (b) A transportation network driver or transportation network company may not impose
- 68 an additional charge to provide the accommodations described in Subsections (7)(a)
- 69 and (8).
- 70 (8) A transportation network company shall:
- 71 (a) allow a passenger to request a prearranged ride in a wheelchair-accessible vehicle;
- 72 and
- 73 (b) if a wheelchair-accessible vehicle is not available to a passenger who requests a
- 74 wheelchair-accessible vehicle under Subsection (8)(a), direct the passenger to a
- 75 transportation service that provides wheelchair-accessible service, if available.
- 76 (9) A transportation network company shall disclose to a transportation network driver:
- 77 (a) a description of the insurance coverage the transportation network company provides
- 78 the transportation network driver while the transportation network driver is providing
- 79 transportation network services, including the insurance coverage's liability limit;
- 80 (b) that the transportation network company's personal automobile insurance policy may
- 81 not provide coverage to the transportation network driver during a waiting period or a
- 82 prearranged ride;
- 83 (c) that if the vehicle the transportation network driver uses to provide transportation
- 84 network services has a lien against the vehicle, the transportation network driver is
- 85 required to notify the lienholder that the transportation network driver is using the
- 86 vehicle to provide transportation network services; and
- 87 (d) that using a vehicle with a lien against the vehicle to provide transportation network
- 88 services may violate the transportation network driver's contract with the lienholder.
- 89 (10) A transportation network company and the transportation network company's insurer
- 90 shall, for an incident that occurs while a transportation network driver is providing
- 91 transportation network services:
- 92 (a) cooperate with a liability insurer that insures the vehicle the transportation network
- 93 driver uses to provide the transportation network services;
- 94 (b) provide, to the liability insurer, the precise date and time that an incident occurred,
- 95 including the precise time when a driver logged in or out of the transportation
- 96 network company's software application; and

97 (c) provide the information described in Subsection (10)(b) to a liability insurer no later  
 98 than 10 business days after the day on which the liability insurer requests the  
 99 information from the transportation network company.

100 (11) If a transportation network company's insurer insures a vehicle with a lien against the  
 101 vehicle, and the transportation network company's insurer covers a claim regarding the  
 102 vehicle under comprehensive or collision coverage, the transportation network company  
 103 shall direct the transportation network company's insurer to issue the payment for the  
 104 claim:

- 105 (a) directly to the person that is repairing the vehicle; or
- 106 (b) jointly to the owner of the vehicle and the primary lienholder.

107 Section 2. Section **41-6a-1803** is amended to read:

108 **41-6a-1803 . Driver and passengers -- Seat belt or child restraint device required.**

109 (1) (a) [The] Except as provided in Subsection (1)(c), the operator of a motor vehicle  
 110 operated on a highway shall:

- 111 (i) wear a properly adjusted and fastened safety belt;
- 112 (ii) provide for the protection of each person younger than eight years ~~[of age]~~ old by  
 113 using a child restraint device to restrain each person in the manner prescribed by  
 114 the manufacturer of the device; and
- 115 (iii) provide for the protection of each person that is at least eight years ~~[of age up to]~~  
 116 old and no less than 16 years ~~[of age]~~ old by securing, or causing to be secured, a  
 117 properly adjusted and fastened safety belt on each person.

118 (b) Notwithstanding the requirement under Subsection (1)(a)(ii), a child under eight  
 119 years ~~[of age]~~ old who is 57 inches tall or taller:

- 120 (i) is exempt from the requirement in Subsection (1)(a)(ii) to be in a child restraint  
 121 device; and
- 122 (ii) shall use a properly adjusted and fastened safety belt as required in Subsection  
 123 (1)(a)(iii).

124 (c) An adult passenger who is utilizing transportation network services described in  
 125 Section 13-51-102 or a taxicab described in Section 53-3-102 shall:

- 126 (i) provide for the protection of each person younger than eight years old who is  
 127 under the adult's supervision by using a child restraint device to restrain the person  
 128 in the manner prescribed by the manufacturer of the device; and
- 129 (ii) provide for the protection of each person who is under the adult's supervision and  
 130 is at least eight years old and no less than 16 years old by securing, or causing to

- 131                    be secured, a properly adjusted and fastened safety belt on the person.
- 132        (2) A person 16 years [~~of age~~] old or older who is a passenger in a motor vehicle operated
- 133                    on a highway shall wear a properly adjusted and fastened safety belt.
- 134        (3) If more than one person is not using a child restraint device or wearing a safety belt in
- 135                    violation of Subsection (1), it is considered only one offense, and the driver may receive
- 136                    only one citation for that offense.
- 137                    Section 3. **Effective date.**
- 138                    This bill takes effect on May 1, 2024.