

**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: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill requires a private employer and an employee to enter into a vehicle use agreement in certain circumstances when a company vehicle is used for personal use.

**Highlighted Provisions:**

This bill:

- ▶ defines terms;
- ▶ allows a private employer to use location tracking technology on a company vehicle in certain circumstances;
- ▶ 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:



26 [41-27-101](#), Utah Code Annotated 1953  
27 [41-27-102](#), Utah Code Annotated 1953



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

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

31 **CHAPTER 27. VEHICLE LOCATION PRIVACY**

32 **Part 1. Vehicle Location Privacy**

33 **41-27-101. Definitions.**

34 As used in this chapter:

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

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

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

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

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

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

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

44 **41-27-102. Prohibition on location tracking.**

45 (1) Subject to Subsection (2), if a private employer provides a company vehicle to an  
46 employee, the private employer may use location tracking technology to track the location of  
47 the company vehicle.

48 (2) (a) If a private employer requires an employee to pay or reimburse the private  
49 employer for the employee's personal use of the company vehicle, the private employer and the  
50 employee shall enter into a vehicle use agreement.

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

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

53 (ii) what compensation the private employer may require the employee to pay for  
54 personal use of the company vehicle; and

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