AMENDMENTS TO IGNITION INTERLOCK PROGRAM

2013 GENERAL SESSION

STATE OF UTAH

LONG TITLE

General Description:

This bill modifies the Uniform Driver License Act by amending provisions relating to the ignition interlock program.

Highlighted Provisions:

This bill:

- provides that the Driver License Division may only clear the suspension for an ignition interlock violation if the division electronically verifies that the person does not have a vehicle registered in the person's name in the state of Utah, rather than a vehicle registered in any state; and
- makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

53-3-1007, as enacted by Laws of Utah 2011, Chapter 421

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

Section 1. Section **53-3-1007** is amended to read:

53-3-1007. Ignition interlock system provider -- Notification to the division upon installation or removal of an ignition interlock system -- License suspension or revocation for failure to install or remove.

(1) An ignition interlock system provider who installs an ignition interlock system on a person's vehicle shall:

(a) provide proof of installation to the person; and

(b) electronically notify the division of installation of an ignition interlock system on

33 the person's vehicle.
34 (2) [~~A~~] An ignition interlock system provider shall electronically notify the division if a
35 person has removed an ignition interlock system from the person's vehicle.
36 (3) If an individual is an interlock restricted driver, the division shall:
37 (a) suspend the person's driving privilege for the duration of the restriction period as
38 defined in Section 41-6a-518.2;
39 (b) notify the person of the suspension period in place and the requirements for
40 reinstatement of the driving privilege with respect to the ignition interlock restriction
41 suspension; and
42 (c) clear the suspension upon:
43 (i) receipt of payment of the fee or fees specified in Section 53-3-105; and
44 (ii) (A) receipt of electronic notification from an ignition interlock system provider
45 showing proof of the installation of an ignition interlock system on the person's vehicle; or
46 (B) electronically verifying that the person does not have a vehicle registered in the
47 person's name in the state of Utah.
48 (4) By following the emergency procedures in Title 63G, Chapter 4, Administrative
49 Procedures Act, the division shall suspend the license of any person without hearing and
50 without receiving a record of the person's conviction of crime seven days after receiving
51 electronic notification from [~~a~~] an ignition interlock system provider that a person has removed
52 an ignition interlock system from the person's vehicle if the person is an interlock restricted
53 driver until:
54 (a) the division:
55 (i) receives payment of the fee or fees specified in Section 53-3-105; and
56 (ii) (A) receives electronic notification from an ignition interlock system provider
57 showing new proof of the installation of an ignition interlock system; or
58 (B) electronically verifies that the person does not have a vehicle registered in the
59 person's name in the state of Utah; or
60 (b) the person's interlock restricted period has expired.
61 (5) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
62 division shall make rules establishing:
63 (a) procedures for certification and regulation of ignition interlock system providers;

64 (b) acceptable documentation for proof of the installation of an ignition interlock
65 device;
66 (c) procedures for an ignition interlock system provider to electronically notify the
67 division; and
68 (d) policies and procedures for the administration of the ignition interlock system
69 program created under this section.