

**Effective 1/1/2015**

**Superseded 5/12/2015**

**41-12a-806 Restricted account -- Creation -- Funding -- Interest -- Purposes.**

- (1) There is created within the Transportation Fund a restricted account known as the "Uninsured Motorist Identification Restricted Account."
- (2) The account consists of money generated from the following revenue sources:
  - (a) money received by the state under Section 41-1a-1218, the uninsured motorist identification fee;
  - (b) money received by the state under Section 41-1a-1220; and
  - (c) appropriations made to the account by the Legislature.
- (3)
  - (a) The account shall earn interest.
  - (b) All interest earned on account money shall be deposited into the account.
- (4) Money shall be appropriated from the account by the Legislature to:
  - (a) the department to fund the contract with the designated agent;
  - (b) the department to offset the costs to state and local law enforcement agencies of using the information for the purposes authorized under this part;
  - (c) the Tax Commission to offset the costs to the Motor Vehicle Division for revoking and reinstating vehicle registrations under Subsection 41-1a-110(2)(a)(ii); and
  - (d) the department to reimburse a person for the costs of towing and storing the person's vehicle if:
    - (i) the person's vehicle was impounded in accordance with Subsection 41-1a-1101(2);
    - (ii) the impounded vehicle had owner's or operator's security in effect for the vehicle at the time of the impoundment;
    - (iii) the database indicated that owner's or operator's security was not in effect for the impounded vehicle; and
    - (iv) the department determines that the person's vehicle was wrongfully impounded.
- (5)
  - (a) By following the procedures in Title 63G, Chapter 4, Administrative Procedures Act, the department shall hold a hearing to determine whether a person's vehicle was wrongfully impounded under Subsection 41-1a-1101(2).
  - (b) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the division shall make rules establishing procedures for a person to apply for a reimbursement under Subsection (4)(d).
  - (c) A person is not eligible for a reimbursement under Subsection (4)(d) unless the person applies for the reimbursement within six months from the date that the motor vehicle was impounded.