

Superseded 5/12/2015

41-1a-1222 Local option highway construction and transportation corridor preservation fee -- Exemptions -- Deposit -- Transfer -- County ordinance -- Notice.

- (1)
 - (a)
 - (i) Except as provided in Subsection (1)(a)(ii), a county legislative body may impose a local option highway construction and transportation corridor preservation fee of up to \$10 on each motor vehicle registration within the county.
 - (ii) A county legislative body may impose a local option highway construction and transportation corridor preservation fee of up to \$7.75 on each motor vehicle registration for a six-month registration period under Section 41-1a-215.5 within the county.
 - (iii) A fee imposed under Subsection (1)(a)(i) or (ii) shall be set in whole dollar increments.
 - (b) If imposed under Subsection (1)(a), at the time application is made for registration or renewal of registration of a motor vehicle under this chapter, the applicant shall pay the local option highway construction and transportation corridor preservation fee established by the county legislative body.
 - (c) The following are exempt from the fee required under Subsection (1)(a):
 - (i) a motor vehicle that is exempt from the registration fee under Section 41-1a-1209 or Subsection 41-1a-419(3);
 - (ii) a commercial vehicle with an apportioned registration under Section 41-1a-301; and
 - (iii) a motor vehicle with a Purple Heart special group license plate issued in accordance with Section 41-1a-421.
- (2)
 - (a) Except as provided in Subsection (2)(b), the revenue generated under this section shall be:
 - (i) deposited in the Local Transportation Corridor Preservation Fund created in Section 72-2-117.5;
 - (ii) credited to the county from which it is generated; and
 - (iii) used and distributed in accordance with Section 72-2-117.5.
 - (b) The revenue generated by a fee imposed under this section in a county of the first class shall be deposited or transferred as follows:
 - (i) 50% of the revenue shall be:
 - (A) deposited in the County of the First Class State Highway Projects Fund created in Section 72-2-121; and
 - (B) used in accordance with Section 72-2-121;
 - (ii) 20% of the revenue shall be:
 - (A) transferred to the legislative body of a city of the first class:
 - (I) located in a county of the first class; and
 - (II) that has:
 - (Aa) an international airport within its boundaries; and
 - (Bb) a United States customs office on the premises of the international airport described in Subsection (2)(b)(ii)(A)(II)(Aa); and
 - (B) used by the city described in Subsection (2)(b)(ii)(A) for highway construction, reconstruction, or maintenance projects; and
 - (iii) 30% of the revenue shall be deposited, credited, and used as provided in Subsection (2)(a).
 - (3) To impose or change the amount of a fee under this section, the county legislative body shall pass an ordinance:
 - (a) approving the fee;
 - (b) setting the amount of the fee; and

- (c) providing an effective date for the fee as provided in Subsection (4).
- (4)
- (a) If a county legislative body enacts, changes, or repeals a fee under this section, the enactment, change, or repeal shall take effect on July 1 if the commission receives notice meeting the requirements of Subsection (4)(b) from the county prior to April 1.
 - (b) The notice described in Subsection (4)(a) shall:
 - (i) state that the county will enact, change, or repeal a fee under this part;
 - (ii) include a copy of the ordinance imposing the fee; and
 - (iii) if the county enacts or changes the fee under this section, state the amount of the fee.