

28 **Other Special Clauses:**

29 This bill takes effect on July 1, 2011.

30 **Utah Code Sections Affected:**

31 AMENDS:

32 **41-1a-1201**, as last amended by Laws of Utah 2010, Chapters 295 and 391

33 **41-1a-1211**, as last amended by Laws of Utah 2009, Chapters 183 and 348

34 **41-1a-1221**, as last amended by Laws of Utah 2010, Chapter 391

35 **41-3-604**, as last amended by Laws of Utah 2010, Chapter 391

36 **41-22-36**, as last amended by Laws of Utah 2010, Chapter 391

37 **63J-1-602.2**, as enacted by Laws of Utah 2010, Chapter 265 and last amended by  
38 Coordination Clause, Laws of Utah 2010, Chapter 265

39 **72-2-118**, as last amended by Laws of Utah 2010, Chapter 391

40 **72-2-124**, as last amended by Laws of Utah 2010, Chapter 391

41 **73-18-25**, as last amended by Laws of Utah 2010, Chapter 391

42 ENACTS:

43 **41-1a-121**, Utah Code Annotated 1953

43a **H→ Uncodified Material Affected:**

43b **ENACTS UNCODIFIED MATERIAL ←H**



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

46 Section 1. Section **41-1a-121** is enacted to read:

47 **41-1a-121. Electronic Payment Fee Restricted Account.**

48 (1) As used in this section, "account" means the Electronic Payment Fee Restricted  
49 Account created by this section.

50 (2) There is created within the General Fund a restricted account known as the  
51 Electronic Payment Fee Restricted Account.

52 (3) (a) The account shall be funded from the fees imposed and collected under Sections  
53 41-1a-1221, 41-3-604, 41-22-36, and 73-18-25.

54 (b) The fees described in Subsection (3)(a) shall be paid to the division, which shall  
55 deposit them in the account.

56 (4) The Legislature shall appropriate the funds in the account to the commission to  
57 cover the costs of electronic payments.

58 (5) In accordance with Section 63J-1-602.2, appropriations made to the division from

338 amount of funds necessary to pay principal, interest, and issuance costs of bonds authorized by  
 339 Section 63B-18-401 in the current fiscal year to the appropriate debt service or sinking fund.

340 Section 10. Section **73-18-25** is amended to read:

341 **73-18-25. Fees to cover the costs of electronic payments.**

342 (1) As used in this section:

343 (a) "Electronic payment" has the same meaning as defined in Section 41-1a-1221.

344 (b) "Electronic payment fee" has the same meaning as defined in Section 41-1a-1221.

345 (2) (a) The Motor Vehicle Division may collect an electronic payment fee on all  
 346 registrations and renewals of registration under Section 73-18-7.

347 (b) The fee described under Subsection (2)(a) shall be imposed regardless of the  
 348 method of payment for a particular transaction.

349 (3) The Motor Vehicle Division shall establish the fee according to the procedures and  
 350 requirements of Section 63J-1-504.

351 (4) A fee imposed under this section:

352 (a) shall be ~~[used by the Motor Vehicle Division as a dedicated credit to cover the costs~~  
 353 ~~of electronic payments]~~ deposited in the Electronic Payment Fee Restricted Account created by  
 354 Section 41-1a-121;

355 (b) is not subject to Subsection 63J-2-202(2); and

356 (c) need not be separately identified from the fees imposed on registrations and  
 357 renewals of registration under Section 73-18-7.

357a **H→ Section 11. Intent language regarding lapsing of money.**

357b **It is the intent of the Legislature that money received by the Tax Commission during**  
 357c **fiscal year 2010-11 under the following sections shall be considered dedicated credits and in**  
 357d **closing out fiscal year 2010-11 the unspent dedicated credits shall lapse to the Electronic**  
 357e **Payment Fee Restricted Account created by Section 41-1a-121 in this bill:**

357f **(1) Section 41-1a-122;**

357g **(2) Section 41-3-604;**

357h **(3) Section 41-22-36; and**

357i **(4) Section 73-18-25. ←H**

358 Section **H→ [H] 12 ←H** . Effective date.

359 This bill takes effect on July 1, 2011.

**Legislative Review Note**  
 as of **11-17-10 2:26 PM**

**Office of Legislative Research and General Counsel**