

Representative Patrice M. Arent proposes the following substitute bill:

MOTOR VEHICLE EMISSIONS AMENDMENTS

2015 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Patrice M. Arent

Senate Sponsor: Todd Weiler

LONG TITLE

General Description:

This bill modifies provisions related to motor vehicle emissions.

Highlighted Provisions:

This bill:

► gives the Division of Motor Vehicles the authority to suspend a vehicle's registration if the vehicle does not meet air emission standards.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

41-1a-110, as last amended by Laws of Utah 2008, Chapter 322

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

Section 1. Section **41-1a-110** is amended to read:

41-1a-110. Authority of division to suspend or revoke registration, certificate of title, license plate, or permit.



26 (1) Except as provided in Subsections (3) and (4), the division may suspend or revoke
27 a registration, certificate of title, license plate, or permit if:

28 (a) the division is satisfied that a registration, certificate of title, license plate, or permit
29 was fraudulently procured or erroneously issued;

30 (b) the division determines that a registered vehicle is mechanically unfit or unsafe to
31 be operated or moved upon the highways;

32 (c) a registered vehicle has been dismantled;

33 (d) the division determines that the required fee has not been paid and the fee is not
34 paid upon reasonable notice and demand;

35 (e) a registration decal, license plate, or permit is knowingly displayed upon a vehicle
36 other than the one for which issued;

37 (f) the division determines that the owner has committed any offense under this chapter
38 involving the registration, certificate of title, registration card, license plate, registration decal,
39 or permit; or

40 (g) the division receives notification by the Department of Transportation that the
41 owner has committed any offence under Title 72, Chapter 9, Motor Carrier Safety Act.

42 (2) (a) The division shall revoke the registration of a vehicle if the division receives
43 notification by the:

44 (i) Department of Public Safety that a person:

45 (A) has been convicted of operating a registered motor vehicle in violation of Section
46 [41-12a-301](#) or [41-12a-303.2](#); or

47 (B) is under an administrative action taken by the Department of Public Safety for
48 operating a registered motor vehicle in violation of Section [41-12a-301](#); or

49 (ii) designated agent that the owner of a motor vehicle:

50 (A) has failed to provide satisfactory proof of owner's or operator's security to the
51 designated agent after the second notice provided under Section [41-12a-804](#); or

52 (B) provided a false or fraudulent statement to the designated agent.

53 (b) The division shall notify the Driver License Division if the division revokes the
54 registration of a vehicle under Subsection (2)(a)(ii)(A).

55 (3) The division may not suspend or revoke the registration of a vessel or outboard
56 motor unless authorized under Section [73-18-7.3](#).

57 (4) The division may not suspend or revoke the registration of an off-highway vehicle
58 unless authorized under Section 41-22-17.

59 (5) The division shall charge a registration reinstatement fee under Section 41-1a-1220,
60 if the registration is revoked under Subsection (1)(f).

61 (6) Except as provided in Subsections (3) and (4), the division may suspend or revoke
62 a registration if the division is notified by a county health department that a registered vehicle
63 is unable to meet air emissions standards.