

**Senator Scott K. Jenkins** proposes the following substitute bill:

**AQUATIC INVASIVE SPECIES FEE**

2015 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Scott K. Jenkins**

House Sponsor: Lee B. Perry

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**LONG TITLE**

**General Description:**

This bill imposes a fee on certain motorboats and sailboats.

**Highlighted Provisions:**

This bill:

- ▶ imposes an aquatic invasive species fee on certain motorboats and sailboats;
- ▶ provides that the fees be used for the purpose of aquatic invasive species

interdiction; and

- ▶ makes technical changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

This bill provides a special effective date.

**Utah Code Sections Affected:**

AMENDS:

**73-18-22**, as last amended by Laws of Utah 2003, Chapter 212

ENACTS:

**73-18-26**, Utah Code Annotated 1953

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**1st Sub. S.B. 89**



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

27 Section 1. Section **73-18-22** is amended to read:

28 **73-18-22. Boating Account created -- Contents -- Use of money.**

29 (1) There is created within the General Fund a restricted account known as the Boating  
30 Account.

31 (2) The restricted account shall consist of:

32 [~~(2) Except~~] (a) except as provided under Sections [73-18-24](#) and [73-18-25](#), all  
33 registration fees and related money collected by the division or ~~[any]~~ an authorized agent, less  
34 the costs of collecting motorboat and sailboat registration fees by an authorized agent~~[-, shall be~~  
35 ~~deposited into the Boating Account.]; and~~

36 (b) aquatic invasive species mitigation fees collected under Section [73-18-26](#).

37 (3) The amount retained by an authorized agent under Subsection (2)(a) may not  
38 exceed 20% of the fees charged in Section [73-18-7](#).

39 (4) ~~[Money]~~ Except as provided in Subsection (5), money in the Boating Account may  
40 be used for:

41 (a) the construction, improvement, operation, and maintenance of publicly owned  
42 boating facilities;

43 (b) boater education; and

44 (c) the payment of the costs and expenses of the division in administering and  
45 enforcing this chapter.

46 (5) Fees collected under Section [73-18-26](#) and deposited into the Boating Account  
47 shall be used for aquatic invasive species interdiction.

48 Section 2. Section **73-18-26** is enacted to read:

49 **73-18-26. Aquatic invasive species fee -- Amount -- Deposition.**

50 (1) In addition to the registration fee imposed under Section [73-18-7](#), there is imposed  
51 an aquatic invasive species mitigation fee of \$10 on a motorboat or sailboat required to be  
52 registered under Section [73-18-7](#).

53 (2) The fee imposed under Subsection (1) shall be deposited in the Boating Account  
54 created in Section [73-18-22](#) for the purpose of aquatic invasive species interdiction.

55 Section 3. **Effective date.**

56 This bill takes effect on July 1, 2015.