

VETERANS' BENEFIT AMENDMENTS

2017 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Jacob L. Anderegg

House Sponsor: _____

LONG TITLE

General Description:

This bill provides discounts to veterans for certain state fees.

Highlighted Provisions:

This bill:

- ▶ provides a minimum 25% discount to veterans for:
 - hunting and fishing licenses; and
 - certain motor vehicle fees; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

23-19-38.3, as last amended by Laws of Utah 2011, Chapter 366

41-1a-1206, as last amended by Laws of Utah 2016, Chapter 303

41-1a-1211, as last amended by Laws of Utah 2015, Chapter 119

ENACTS:

23-19-38.4, Utah Code Annotated 1953



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

Section 1. Section **23-19-38.3** is amended to read:

23-19-38.3. Fishing licenses for veterans -- Free or reduced price.

(1) The division ~~[may]~~ shall make rules in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, under which a veteran ~~[with a disability]~~ may receive a fishing license free or at a reduced price.

(2) In making rules under this section, the division shall:

(a) use the definition of veteran set forth in Section 68-3-12.5;

(b) ~~[utilize]~~ use the same guidelines for disability as the United States Department of Veterans Affairs~~[-]~~; and

(c) set the minimum discount at 25%.

Section 2. Section **23-19-38.4** is enacted to read:

23-19-38.4. Hunting licenses for veterans -- Free or reduced price.

(1) (a) For purposes of this section, "hunting license" means the same as used in Sections 23-19-24 and 23-19-26.

(b) The division shall make rules in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, under which a veteran may receive a hunting license free or at a reduced price.

(2) In making rules under this section, the division shall:

(a) use the definition of veteran set forth in Section 68-3-12.5;

(b) use the same guidelines for disability as the United States Department of Veterans Affairs; and

(c) set the minimum discount at 25%.

Section 3. Section **41-1a-1206** is amended to read:

41-1a-1206. Registration fees -- Fees by gross laden weight.

(1) Except as provided in Subsections (2) and (3), at the time application is made for registration or renewal of registration of a vehicle or combination of vehicles under this chapter, a registration fee shall be paid to the division as follows:

(a) \$44.50 for each motorcycle;

(b) \$43 for each motor vehicle of 12,000 pounds or less gross laden weight, excluding motorcycles;

(c) unless the semitrailer or trailer is exempt from registration under Section 41-1a-202 or is registered under Section 41-1a-301:

(i) \$31 for each trailer or semitrailer over 750 pounds gross unladen weight; or

(ii) \$28.50 for each commercial trailer or commercial semitrailer of 750 pounds or less gross unladen weight;

(d) (i) \$53 for each farm truck over 12,000 pounds, but not exceeding 14,000 pounds gross laden weight; plus

(ii) \$9 for each 2,000 pounds over 14,000 pounds gross laden weight;

(e) (i) \$69.50 for each motor vehicle or combination of motor vehicles, excluding farm trucks, over 12,000 pounds, but not exceeding 14,000 pounds gross laden weight; plus

(ii) \$19 for each 2,000 pounds over 14,000 pounds gross laden weight;

(f) (i) \$69.50 for each park model recreational vehicle over 12,000 pounds, but not exceeding 14,000 pounds gross laden weight; plus

(ii) \$19 for each 2,000 pounds over 14,000 pounds gross laden weight; and

(g) \$45 for each vintage vehicle that is less than 40 years old.

(2) At the time application is made for registration or renewal of registration of a vehicle under this chapter for a six-month registration period under Section 41-1a-215.5, a registration fee shall be paid to the division as follows:

(a) \$33.50 for each motorcycle; and

(b) \$32.50 for each motor vehicle of 12,000 pounds or less gross laden weight, excluding motorcycles.

(3) (a) The initial registration fee for a vintage vehicle that is 40 years old or older is \$40.

(b) A vintage vehicle that is 40 years old or older is exempt from the renewal of registration fees under Subsection (1).

(c) A vehicle with a Purple Heart special group license plate issued in accordance with Section 41-1a-421 is exempt from the registration fees under Subsection (1).

(d) A camper is exempt from the registration fees under Subsection (1).

(e) (i) The division shall make rules in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, under which a veteran is not subject to the registration fee under Subsection (1), or is subject to the registration fee in Subsection (1) at a reduced price.

(ii) In making rules under Subsection (3)(e)(i), the division shall:

(A) use the definition of veteran set forth in Section [68-3-12.5](#);

(B) use the same guidelines for disability as the United States Department of Veterans Affairs; and

(C) set the minimum discount at 25%.

(4) If a motor vehicle is operated in combination with a semitrailer or trailer, each motor vehicle shall register for the total gross laden weight of all units of the combination if the total gross laden weight of the combination exceeds 12,000 pounds.

(5) (a) Registration fee categories under this section are based on the gross laden weight declared in the licensee's application for registration.

(b) Gross laden weight shall be computed in units of 2,000 pounds. A fractional part of 2,000 pounds is a full unit.

(6) The owner of a commercial trailer or commercial semitrailer may, as an alternative to registering under Subsection (1)(c), apply for and obtain a special registration and license plate for a fee of \$130.

(7) Except as provided in Section [41-6a-1642](#), a truck may not be registered as a farm truck unless:

(a) the truck meets the definition of a farm truck under Section [41-1a-102](#); and

(b) (i) the truck has a gross vehicle weight rating of more than 12,000 pounds; or

(ii) the truck has a gross vehicle weight rating of 12,000 pounds or less and the owner submits to the division a certificate of emissions inspection or a waiver in compliance with Section [41-6a-1642](#).

(8) A violation of Subsection (7) is an infraction that shall be punished by a fine of not less than \$200.

(9) Trucks used exclusively to pump cement, bore wells, or perform crane services with a crane lift capacity of five or more tons, are exempt from 50% of the amount of the fees required for those vehicles under this section.

Section 4. Section **41-1a-1211** is amended to read:

41-1a-1211. License plate fees -- Application fees for issuance and renewal of personalized and special group license plates -- Replacement fee for license plates -- Postage fees.

(1) (a) Except as provided in Subsections (11), (12), (13), and (14), a license plate fee established in accordance with Section 63J-1-504 shall be paid to the division for the issuance of any new license plate under Part 4, License Plates and Registration Indicia.

(b) The license plate fee shall be deposited as follows:

(i) \$1 in the Transportation Fund; and

(ii) the remainder of the fee charged under Subsection (1)(a), as provided in Section 41-1a-1201.

(2) An applicant for original issuance of personalized license plates issued under Section 41-1a-410 shall pay a \$50 per set license plate application fee in addition to the fee required in Subsection (1).

(3) Beginning July 1, 2003, a person who applies for a special group license plate shall pay a \$5 fee for the original set of license plates in addition to the fee required under Subsection (1).

(4) An applicant for original issuance of personalized special group license plates shall pay the license plate application fees required in Subsection (2) in addition to the license plate fees and license plate application fees established under Subsections (1) and (3).

(5) An applicant for renewal of personalized license plates issued under Section 41-1a-410 shall pay a \$10 per set application fee.

(6) (a) The division may charge a fee established under Section 63J-1-504 to recover the costs for the replacement of any license plate issued under Part 4, License Plates and Registration Indicia.

(b) The license plate fee shall be deposited as follows:

(i) \$1 in the Transportation Fund; and

(ii) the remainder of the fee charged under Subsection (6)(a), as provided in Section 41-1a-1201.

(7) The division may charge a fee established under Section 63J-1-504 to recover its costs for the replacement of decals issued under Section 41-1a-418.

(8) The division may charge a fee established under Section 63J-1-504 to recover the cost of issuing stickers under Section 41-1a-416.

(9) In addition to any other fees required by this section, the division shall assess a fee established under Section 63J-1-504 to cover postage expenses if new or replacement license

plates are mailed to the applicant.

(10) The fees required under this section are separate from and in addition to registration fees required under Section 41-1a-1206.

(11) (a) An applicant for a license plate issued under Section 41-1a-407 is not subject to the license plate fee under Subsection (1).

(b) An applicant for a Purple Heart special group license plate issued in accordance with Section 41-1a-421 is exempt from the fees under Subsections (1), (3), and (7).

(12) A person is exempt from the fee under Subsection (1) or (6) if the person:

(a) was issued a clean fuel special group license plate in accordance with Section 41-1a-418 prior to the effective date of rules made by the Department of Transportation under Subsection 41-6a-702(5)(b);

(b) beginning on the effective date of rules made by the Department of Transportation authorized under Subsection 41-6a-702(5)(b), is no longer eligible for a clean fuel special group license plate under the rules made by the Department of Transportation; and

(c) upon renewal or reissuance, is required to replace the clean fuel special group license plate with a new license plate.

(13) Until June 30, 2011, a person is exempt from the license plate fee under Subsection (1) or (6) if the person:

(a) was issued a firefighter recognition special group license plate in accordance with Section 41-1a-418 prior to July 1, 2009;

(b) upon renewal of the person's vehicle registration on or after July 1, 2009, is not a contributor to the Firefighter Support Restricted Account as required under Section 41-1a-418; and

(c) is required to replace the firefighter special group license plate with a new license plate in accordance with Section 41-1a-418.

(14) A person is not subject to the license plate fee under Subsection (1) if the person presents official documentation that the person is a recipient of the Purple Heart Award issued:

(a) by a recognized association representing peace officers who:

(i) receives a salary from a federal, state, county, or municipal government or any subdivision of the state; and

(ii) works in the state; or

183 (b) in accordance with Subsection [41-1a-421](#)(2).
184 (15) (a) The division shall make rules in accordance with Title 63G, Chapter 3, Utah
185 Administrative Rulemaking Act, under which a veteran is not subject to the license plate fee
186 under Subsection (1), or is subject to the license plate fee in Subsection (1) at a reduced price.
187 (b) In making rules under Subsection (15)(a), the division shall:
188 (i) use the definition of veteran set forth in Section [68-3-12.5](#);
189 (ii) use the same guidelines for disability as the United States Department of Veterans
190 Affairs; and
191 (iii) set the minimum discount at 25%.

Legislative Review Note
Office of Legislative Research and General Counsel