

SPECIAL LICENSE PLATE DESIGNATION

2022 GENERAL SESSION

STATE OF UTAH

LONG TITLE**General Description:**

This bill creates a support special group license plate to support the Live On suicide prevention campaign.

Highlighted Provisions:

This bill:

- ▶ creates a support special group license plate to support the Live On suicide prevention campaign;
- ▶ requires that an individual requesting the license plate make a donation to the Governor's Suicide Prevention Fund to support the Live On campaign; 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:

41-1a-418, as last amended by Laws of Utah 2021, Chapters 219, 280, and 378

41-1a-422, as last amended by Laws of Utah 2021, Chapters 219, 280, and 378

62A-15-1103, as enacted by Laws of Utah 2018, Chapter 414

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

Section 1. Section **41-1a-418** is amended to read:

41-1a-418. Authorized special group license plates.

(1) The division shall only issue special group license plates in accordance with this section through Section 41-1a-422 to a person who is specified under this section within the categories listed as follows:

- (a) disability special group license plates issued in accordance with Section 41-1a-420;

- (b) honor special group license plates, as in a war hero, which plates are issued for a:
- (i) survivor of the Japanese attack on Pearl Harbor;
 - (ii) former prisoner of war;
 - (iii) recipient of a Purple Heart;
 - (iv) disabled veteran;
 - (v) recipient of a gold star award issued by the United States Secretary of Defense; or
 - (vi) recipient of a campaign or combat theater award determined by the Department of Veterans and Military Affairs;
- (c) unique vehicle type special group license plates, as for historical, collectors value, or other unique vehicle type, which plates are issued for:
- (i) a special interest vehicle;
 - (ii) a vintage vehicle;
 - (iii) a farm truck; or
 - (iv) (A) until Subsection (1)(c)(iv)(B) or (4) applies, a vehicle powered by clean fuel as defined in Section 59-13-102; or
 - (B) beginning on the effective date of rules made by the Department of Transportation authorized under Subsection 41-6a-702(5)(b) and until Subsection (4) applies, a vehicle powered by clean fuel that meets the standards established by the Department of Transportation in rules authorized under Subsection 41-6a-702(5)(b);
- (d) recognition special group license plates, which plates are issued for:
- (i) a current member of the Legislature;
 - (ii) a current member of the United States Congress;
 - (iii) a current member of the National Guard;
 - (iv) a licensed amateur radio operator;
 - (v) a currently employed, volunteer, or retired firefighter until June 30, 2009;
 - (vi) an emergency medical technician;
 - (vii) a current member of a search and rescue team;
 - (viii) a current honorary consulate designated by the United States Department of State;
 - (ix) an individual supporting commemoration and recognition of women's suffrage;
 - (x) an individual supporting a fraternal, initiatic order for those sharing moral and

64 metaphysical ideals, and designed to teach ethical and philosophical matters of brotherly love,
65 relief, and truth;

66 (xi) an individual supporting the Utah Wing of the Civil Air Patrol; or

67 (xii) an individual supporting the recognition and continuation of the work and life of
68 Dr. Martin Luther King, Jr.; or

69 (e) support special group license plates, as for a contributor to an institution or cause,
70 which plates are issued for a contributor to:

71 (i) an institution's scholastic scholarship fund;

72 (ii) the Division of Wildlife Resources;

73 (iii) the Department of Veterans and Military Affairs;

74 (iv) the Division of State Parks or the Division of Recreation;

75 (v) the Department of Agriculture and Food;

76 (vi) the Guardian Ad Litem Services Account and the Children's Museum of Utah;

77 (vii) the Boy Scouts of America;

78 (viii) spay and neuter programs through No More Homeless Pets in Utah;

79 (ix) the Boys and Girls Clubs of America;

80 (x) Utah public education;

81 (xi) programs that provide support to organizations that create affordable housing for
82 those in severe need through the Division of Real Estate;

83 (xii) the Department of Public Safety;

84 (xiii) programs that support Zion National Park;

85 (xiv) beginning on July 1, 2009, programs that provide support to firefighter
86 organizations;

87 (xv) programs that promote bicycle operation and safety awareness;

88 (xvi) programs that conduct or support cancer research;

89 (xvii) programs that create or support autism awareness;

90 (xviii) programs that create or support humanitarian service and educational and
91 cultural exchanges;

92 (xix) until September 30, 2017, programs that conduct or support prostate cancer
93 awareness, screening, detection, or prevention;

94 (xx) programs that support and promote adoptions;

(xxi) programs that support issues affecting women and children through an organization affiliated with a national professional men's basketball organization;

(xxii) programs that strengthen youth soccer, build communities, and promote environmental sustainability through an organization affiliated with a professional men's soccer organization;

(xxiii) programs that support children with heart disease;

(xxiv) programs that support the operation and maintenance of the Utah Law Enforcement Memorial;

(xxv) programs that provide assistance to children with cancer;

(xxvi) programs that promote leadership and career development through agricultural education;

(xxvii) the Utah State Historical Society;

(xxviii) programs to transport veterans to visit memorials honoring the service and sacrifices of veterans;

(xxix) programs that promote motorcycle safety awareness;

(xxx) organizations that promote clean air through partnership, education, and awareness;

(xxxi) programs dedicated to strengthening the state's Latino community through education, mentoring, and leadership opportunities;

(xxxii) organizations dedicated to facilitating, connecting, registering, and advocating for organ donors and donor families; [or]

(xxxiii) public education on behalf of the Kiwanis International clubs[-]; or

(xxxiv) the Live On suicide prevention campaign.

(2) (a) The division may not issue a new type of special group license plate or decal unless the division receives:

(i) (A) a private donation for the start-up fee established under Section 63J-1-504 for the production and administrative costs of providing the new special group license plates or decals; or

(B) a legislative appropriation for the start-up fee provided under Subsection (2)(a)(i)(A); and

(ii) beginning on January 1, 2012, and for the issuance of a support special group

license plate authorized in Section 41-1a-422, at least 500 completed applications for the new type of support special group license plate or decal to be issued with all fees required under this part for the support special group license plate or decal issuance paid by each applicant.

(b) (i) Beginning on January 1, 2012, each participating organization shall collect and hold applications for support special group license plates or decals authorized in Section 41-1a-422 on or after January 1, 2012, until it has received at least 500 applications.

(ii) Once a participating organization has received at least 500 applications, it shall submit the applications, along with the necessary fees, to the division for the division to begin working on the design and issuance of the new type of support special group license plate or decal to be issued.

(iii) Beginning on January 1, 2012, the division may not work on the issuance or design of a new support special group license plate or decal authorized in Section 41-1a-422 until the applications and fees required under this Subsection (2) have been received by the division.

(iv) The division shall begin issuance of a new support special group license plate or decal authorized in Section 41-1a-422 on or after January 1, 2012, no later than six months after receiving the applications and fees required under this Subsection (2).

(c) (i) Beginning on July 1, 2009, the division may not renew a motor vehicle registration of a motor vehicle that has been issued a firefighter recognition special group license plate unless the applicant is a contributor as defined in Subsection 41-1a-422(1)(a)(ii)(D) to the Firefighter Support Restricted Account.

(ii) A registered owner of a vehicle that has been issued a firefighter recognition special group license plate prior to July 1, 2009, upon renewal of the owner's motor vehicle registration shall:

(A) be a contributor to the Firefighter Support Restricted Account as required under Subsection (2)(c)(i); or

(B) replace the firefighter recognition special group license plate with a new license plate.

(3) Beginning on July 1, 2011, if a support special group license plate or decal type authorized in Section 41-1a-422 and issued on or after January 1, 2012, has fewer than 500 license plates issued each year for a three consecutive year time period that begins on July 1, the division may not issue that type of support special group license plate or decal to a new

157 applicant beginning on January 1 of the following calendar year after the three consecutive year
158 time period for which that type of support special group license plate or decal has fewer than
159 500 license plates issued each year.

160 (4) Beginning on July 1, 2011, the division may not issue to an applicant a unique
161 vehicle type license plate for a vehicle powered by clean fuel under Subsection (1)(c)(iv).

162 (5) (a) Beginning on October 1, 2017, the division may not issue a new prostate cancer
163 support special group license plate.

164 (b) A registered owner of a vehicle that has been issued a prostate cancer support
165 special group license plate before October 1, 2017, may renew the owner's motor vehicle
166 registration, with the contribution allocated as described in Section 41-1a-422.

167 Section 2. Section **41-1a-422** is amended to read:

168 **41-1a-422. Support special group license plates -- Contributor -- Voluntary**
169 **contribution collection procedures.**

170 (1) As used in this section:

171 (a) (i) except as provided in Subsection (1)(a)(ii), "contributor" means a person who has
172 donated or in whose name at least \$25 has been donated to:

173 (A) a scholastic scholarship fund of a single named institution;

174 (B) the Department of Veterans and Military Affairs for veterans programs;

175 (C) the Division of Wildlife Resources for the Wildlife Resources Account created in
176 Section 23-14-13, for conservation of wildlife and the enhancement, preservation, protection,
177 access, and management of wildlife habitat;

178 (D) the Department of Agriculture and Food for the benefit of conservation districts;

179 (E) the Division of Recreation for the benefit of snowmobile programs;

180 (F) the Guardian Ad Litem Services Account and the Children's Museum of Utah, with
181 the donation evenly divided between the two;

182 (G) the Boy Scouts of America for the benefit of a Utah Boy Scouts of America
183 council as specified by the contributor;

184 (H) No More Homeless Pets in Utah for distribution to organizations or individuals
185 that provide spay and neuter programs that subsidize the sterilization of domestic animals;

186 (I) the Utah Alliance of Boys and Girls Clubs, Inc. to provide and enhance youth
187 development programs;

- 188 (J) the Utah Association of Public School Foundations to support public education;
- 189 (K) the Utah Housing Opportunity Restricted Account created in Section 61-2-204 to
- 190 assist people who have severe housing needs;
- 191 (L) the Public Safety Honoring Heroes Restricted Account created in Section 53-1-118
- 192 to support the families of fallen Utah Highway Patrol troopers and other Department of Public
- 193 Safety employees;
- 194 (M) the Division of State Parks for distribution to organizations that provide support
- 195 for Zion National Park;
- 196 (N) the Firefighter Support Restricted Account created in Section 53-7-109 to support
- 197 firefighter organizations;
- 198 (O) the Share the Road Bicycle Support Restricted Account created in Section
- 199 72-2-127 to support bicycle operation and safety awareness programs;
- 200 (P) the Cancer Research Restricted Account created in Section 26-21a-302 to support
- 201 cancer research programs;
- 202 (Q) Autism Awareness Restricted Account created in Section 53F-9-401 to support
- 203 autism awareness programs;
- 204 (R) Humanitarian Service and Educational and Cultural Exchange Restricted Account
- 205 created in Section 9-17-102 to support humanitarian service and educational and cultural
- 206 programs;
- 207 (S) Upon renewal of a prostate cancer support special group license plate, to the Cancer
- 208 Research Restricted Account created in Section 26-21a-302 to support cancer research
- 209 programs;
- 210 (T) the Choose Life Adoption Support Restricted Account created in Section
- 211 62A-4a-608 to support programs that promote adoption;
- 212 (U) the National Professional Men's Basketball Team Support of Women and Children
- 213 Issues Restricted Account created in Section 62A-1-202;
- 214 (V) the Utah Law Enforcement Memorial Support Restricted Account created in
- 215 Section 53-1-120;
- 216 (W) the Children with Cancer Support Restricted Account created in Section
- 217 26-21a-304 for programs that provide assistance to children with cancer;
- 218 (X) the National Professional Men's Soccer Team Support of Building Communities

219 Restricted Account created in Section 9-19-102;
220 (Y) the Children with Heart Disease Support Restricted Account created in Section
221 26-58-102;
222 (Z) the Utah Intracurricular Student Organization Support for Agricultural Education
223 and Leadership Restricted Account created in Section 4-42-102;
224 (AA) the Division of Wildlife Resources for the Support for State-Owned Shooting
225 Ranges Restricted Account created in Section 23-14-13.5, for the creation of new, and
226 operation and maintenance of existing, state-owned firearm shooting ranges;
227 (BB) the Utah State Historical Society to further the mission and purpose of the Utah
228 State Historical Society;
229 (CC) the Motorcycle Safety Awareness Support Restricted Account created in Section
230 72-2-130;
231 (DD) the Transportation of Veterans to Memorials Support Restricted Account created
232 in Section 71-14-102;
233 (EE) clean air support causes, with half of the donation deposited into the Clean Air
234 Support Restricted Account created in Section 19-1-109, and half of the donation deposited
235 into the Clean Air Fund created in Section 59-10-1319;
236 (FF) the Latino Community Support Restricted Account created in Section 13-1-16;
237 (GG) the Allyson Gamble Organ Donation Contribution Fund created in Section
238 26-18b-101; ~~or~~
239 (HH) public education on behalf of the Kiwanis International clubs, with the amount of
240 the donation required to cover the costs of issuing, ordering, or reordering Kiwanis support
241 special group plates, as determined by the State Tax Commission, deposited into the Kiwanis
242 Education Support Fund created in Section 53F-9-403, and all remaining donation amounts
243 deposited into the Education Fund[:]; or
244 (II) the Governor's Suicide Prevention Fund created in Section 62A-15-1103 to support
245 the Live On suicide prevention campaign administered by the Division of Substance Abuse and
246 Mental Health.
247 (ii) (A) For a veterans special group license plate described in Subsection
248 41-1a-421(1)(a)(v) or 41-1a-422(4), "contributor" means a person who has donated or in whose
249 name at least a \$25 donation at the time of application and \$10 annual donation thereafter has

250 been made.

251 (B) For a Utah Housing Opportunity special group license plate, "contributor" means a
252 person who:

253 (I) has donated or in whose name at least \$30 has been donated at the time of
254 application and annually after the time of application; and

255 (II) is a member of a trade organization for real estate licensees that has more than
256 15,000 Utah members.

257 (C) For an Honoring Heroes special group license plate, "contributor" means a person
258 who has donated or in whose name at least \$35 has been donated at the time of application and
259 annually thereafter.

260 (D) For a firefighter support special group license plate, "contributor" means a person
261 who:

262 (I) has donated or in whose name at least \$15 has been donated at the time of
263 application and annually after the time of application; and

264 (II) is a currently employed, volunteer, or retired firefighter.

265 (E) For a cancer research special group license plate, "contributor" means a person who
266 has donated or in whose name at least \$35 has been donated at the time of application and
267 annually after the time of application.

268 (F) For a Utah Law Enforcement Memorial Support special group license plate,
269 "contributor" means a person who has donated or in whose name at least \$35 has been donated
270 at the time of application and annually thereafter.

271 (b) "Institution" means a state institution of higher education as defined under Section
272 53B-3-102 or a private institution of higher education in the state accredited by a regional or
273 national accrediting agency recognized by the United States Department of Education.

274 (2) (a) An applicant for original or renewal collegiate special group license plates under
275 Subsection (1)(a)(i) must be a contributor to the institution named in the application and
276 present the original contribution verification form under Subsection (2)(b) or make a
277 contribution to the division at the time of application under Subsection (3).

278 (b) An institution with a support special group license plate shall issue to a contributor
279 a verification form designed by the commission containing:

280 (i) the name of the contributor;

(ii) the institution to which a donation was made;

(iii) the date of the donation; and

(iv) an attestation that the donation was for a scholastic scholarship.

(c) The state auditor may audit each institution to verify that the money collected by the institutions from contributors is used for scholastic scholarships.

(d) After an applicant has been issued collegiate license plates or renewal decals, the commission shall charge the institution whose plate was issued, a fee determined in accordance with Section 63J-1-504 for management and administrative expenses incurred in issuing and renewing the collegiate license plates.

(e) If the contribution is made at the time of application, the contribution shall be collected, treated, and deposited as provided under Subsection (3).

(3) (a) An applicant for original or renewal support special group license plates under this section must be a contributor to the sponsoring organization associated with the license plate.

(b) This contribution shall be:

(i) unless collected by the named institution under Subsection (2), collected by the division;

(ii) considered a voluntary contribution for the funding of the activities specified under this section and not a motor vehicle registration fee;

(iii) deposited into the appropriate account less actual administrative costs associated with issuing the license plates; and

(iv) for a firefighter special group license plate, deposited into the appropriate account less:

(A) the costs of reordering firefighter special group license plate decals; and

(B) the costs of replacing recognition special group license plates with new license plates under Subsection 41-1a-1211(13).

(c) The donation described in Subsection (1)(a) must be made in the 12 months prior to registration or renewal of registration.

(d) The donation described in Subsection (1)(a) shall be a one-time donation made to the division when issuing original:

(i) snowmobile license plates; or

(ii) conservation license plates.

(4) Veterans license plates shall display one of the symbols representing the Army, Navy, Air Force, Marines, Coast Guard, or American Legion.

Section 3. Section **62A-15-1103** is amended to read:

62A-15-1103. Governor's Suicide Prevention Fund.

(1) There is created an expendable special revenue fund known as the Governor's Suicide Prevention Fund.

(2) The fund shall consist of donations described in Section 41-1a-422, gifts, grants, and bequests of real property or personal property made to the fund.

(3) A donor to the fund may designate a specific purpose for the use of the donor's donation, if the designated purpose is described in Subsection (4) or 62A-15-1101(3).

(4) Subject to Subsection (3), money in the fund shall be used for the following activities:

(a) efforts to directly improve mental health crisis response;

(b) efforts that directly reduce risk factors associated with suicide; and

(c) efforts that directly enhance known protective factors associated with suicide reduction.

(5) The division shall establish a grant application and review process for the expenditure of money from the fund.

(6) The grant application and review process shall describe:

(a) requirements to complete a grant application;

(b) requirements to receive funding;

(c) criteria for the approval of a grant application;

(d) standards for evaluating the effectiveness of a project proposed in a grant application; and

(e) support offered by the division to complete a grant application.

(7) The division shall:

(a) review a grant application for completeness;

(b) make a recommendation to the governor or the governor's designee regarding a grant application;

(c) send a grant application to the governor or the governor's designee for evaluation

343 and approval or rejection;

344 (d) inform a grant applicant of the governor or the governor's designee's determination
345 regarding the grant application; and

346 (e) direct the fund administrator to release funding for grant applications approved by
347 the governor or the governor's designee.

348 (8) The state treasurer shall invest the money in the fund under Title 51, Chapter 7,
349 State Money Management Act, except that all interest or other earnings derived from money in
350 the fund shall be deposited into the fund.

351 (9) Money in the fund may not be used for the Office of the Governor's administrative
352 expenses that are normally provided for by legislative appropriation.

353 (10) The governor or the governor's designee may authorize the expenditure of fund
354 money in accordance with this section.

355 (11) The governor shall make an annual report to the Legislature regarding the status of
356 the fund, including a report on the contributions received, expenditures made, and programs
357 and services funded.

358 Section 4. **Effective date.**

359 This bill takes effect on October 15, 2022.