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Transportation Modifications
2026 GENERAL SESSION
STATE OF UTAH
Chief Sponsor: Kay J. Christofferson
Senate Sponsor: Wayne A. Harper

LONG TITLE

General Description:

This bill amends license plate provisions, repeals the clean vehicle program, amends distribution frequency for class B and class C road funding, and amends provisions related to local corridor preservation fund administration.

Highlighted Provisions:

This bill:

- ▶ amends provisions related to local jurisdiction over real property as pertaining to commuter rail property;
- ▶ repeals the clean vehicle program;
- ▶ defines terms related to license plates;
- ▶ changes the process for the design and issuance of standard license plates;
- ▶ amends the process for redesign of standard license plate options;
- ▶ amends provisions related to the visibility and readability of license plates, including replacement of faded license plates;
- ▶ changes the process for creation of a new special group license plate and eligibility of the sponsor;
- ▶ requires the Motor Vehicle Division to establish certain service fees related to license plate administration;
- ▶ provides a process to transfer control and revenue related to special group license plates;
- ▶ amends the design and approval process for special group license plates;
- ▶ amends provisions related to the design review board, including duties and membership;
- ▶ amends provisions related to the State Tax Commission's contract with a license plate designer;
- ▶ requires driver license and identification card designs to be approved by the design

- 28 review board;
- 29 ▸ amends certain duties of the Department of Transportation;
- 30 ▸ amends rates related to the road usage charge program;
- 31 ▸ enacts provisions related to privileged information pertaining to rail road safety
- 32 responsibilities and coordination;
- 33 ▸ provides flexibility in distribution frequency of class B and class C road funding;
- 34 ▸ directs local corridor preservation funds to go directly to the relevant local government
- 35 instead of passing through the Transportation Fund;
- 36 ▸ modifies certain uses for local corridor preservation funds; and
- 37 ▸ makes technical changes.

38 **Money Appropriated in this Bill:**

39 None

40 **Other Special Clauses:**

41 This bill provides a special effective date.

42 **Utah Code Sections Affected:**

43 AMENDS:

44 **10-20-305 (Effective 05/06/26)**, as renumbered and amended by Laws of Utah 2025,
45 First Special Session, Chapter 15

46 **17-79-306 (Effective 05/06/26)**, as renumbered and amended by Laws of Utah 2025,
47 First Special Session, Chapter 14

48 **41-1a-102 (Effective 07/01/26)**, as last amended by Laws of Utah 2025, Chapter 285

49 **41-1a-402 (Effective 07/01/26)**, as last amended by Laws of Utah 2025, Chapter 279

50 **41-1a-403 (Effective 07/01/26)**, as last amended by Laws of Utah 2024, Chapter 251

51 **41-1a-418 (Effective 07/01/26)**, as last amended by Laws of Utah 2025, Chapter 247

52 **41-1a-419 (Effective 07/01/26)**, as last amended by Laws of Utah 2025, Chapter 247

53 **41-1a-1211 (Effective 07/01/26)**, as last amended by Laws of Utah 2024, Chapter 251

54 **41-1a-1601 (Effective 07/01/26)**, as last amended by Laws of Utah 2025, First Special
55 Session, Chapter 9

56 **41-1a-1603 (Effective 07/01/26)**, as last amended by Laws of Utah 2025, Chapter 247

57 **41-1a-1604 (Effective 07/01/26)**, as last amended by Laws of Utah 2024, Chapter 251

58 **41-1a-1605 (Effective 07/01/26)**, as last amended by Laws of Utah 2025, First Special
59 Session, Chapter 9

60 **41-1a-1606 (Effective 07/01/26)**, as last amended by Laws of Utah 2025, Chapter 247

61 **41-1a-1608 (Effective 07/01/26)**, as last amended by Laws of Utah 2025, Chapter 247

62 **41-6a-702 (Effective 05/06/26)**, as last amended by Laws of Utah 2020, Chapter 74
 63 **53-3-207 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, First Special
 64 Session, Chapter 9
 65 **53-3-805 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapter 471
 66 **72-1-201 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapters 393, 452
 67 **72-1-213.1 (Effective 07/01/26)**, as last amended by Laws of Utah 2025, Chapter 452
 68 **72-2-107 (Effective 05/06/26)**, as last amended by Laws of Utah 2023, Chapter 22
 69 **72-2-117.5 (Effective 05/06/26)**, as last amended by Laws of Utah 2025, Chapter 373

70 ENACTS:

71 **41-1a-1611 (Effective 07/01/26)**, Utah Code Annotated 1953
 72 **41-1a-1612 (Effective 07/01/26)**, Utah Code Annotated 1953
 73 **72-1-219 (Effective 05/06/26)**, Utah Code Annotated 1953

74 REPEALS:

75 **41-1a-123 (Effective 05/06/26)**, as enacted by Laws of Utah 2023, Chapter 212
 76 **72-6-121 (Effective 05/06/26)**, as last amended by Laws of Utah 2024, Chapter 517

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

79 Section 1. Section **10-20-305** is amended to read:

80 **10-20-305 (Effective 05/06/26). State and federal property.**

81 (1) As used in this section:

82 (a) "Commuter rail" means the same as that term is defined in Section 63N-3-602.

83 (b)(i) "Commuter rail facility" means a parking facility or maintenance facility
 84 related to commuter rail.

85 (ii) "Commuter rail facility" does not include the rail or a station platform.

86 (2) Unless otherwise provided by law, nothing contained in this chapter or Chapter 21,
 87 Municipalities and Housing Supply, may be construed as giving a municipality
 88 jurisdiction over:

89 (a) real property or an interest in real property owned by the state or the United States[-];
 90 or

91 (b) except as provided by Subsection (3), other real property necessary for the
 92 construction of a commuter rail project for which the Department of Transportation
 93 has oversight and supervision.

94 (3) Upon completion of a commuter rail project described in Subsection (2), including any
 95 performance of work related to warranties and latent defects, a municipality retains the

96 jurisdiction and land use authority provided by law over the completed commuter rail
 97 facilities.

98 Section 2. Section **17-79-306** is amended to read:

99 **17-79-306 (Effective 05/06/26). State and federal property.**

100 (1) As used in this section:

101 (a) "Commuter rail" means the same as that term is defined in Section 63N-3-602.

102 (b)(i) "Commuter rail facility" means a parking facility or maintenance facility
 103 related to commuter rail.

104 (ii) "Commuter rail facility" does not include the rail or a station platform.

105 (2) Unless otherwise provided by law, nothing contained in this chapter or Chapter 80,

106 Counties and Housing Supply, may be construed as giving a county jurisdiction over:

107 (a) real property or an interest in real property owned by the state or the United States[-];

108 or

109 (b) except as provided by Subsection (3), other real property necessary for the

110 construction of a commuter rail project for which the Department of Transportation

111 has oversight and supervision.

112 (3) Upon completion of a commuter rail project described in Subsection (2), including any

113 performance of work related to warranties and latent defects, a county retains the

114 jurisdiction and land use authority provided by law over the completed commuter rail

115 facilities.

116 Section 3. Section **41-1a-102** is amended to read:

117 **41-1a-102 (Effective 07/01/26). Definitions.**

118 As used in this chapter:

119 (1) "Actual miles" means the actual distance a vehicle has traveled while in operation.

120 (2) "Actual weight" means the actual unladen weight of a vehicle or combination of

121 vehicles as operated and certified to by a weighmaster.

122 (3) "All-terrain type I vehicle" means the same as that term is defined in Section 41-22-2.

123 (4) "All-terrain type II vehicle" means the same as that term is defined in Section 41-22-2.

124 (5) "All-terrain type III vehicle" means the same as that term is defined in Section 41-22-2.

125 (6) "Alternative fuel vehicle" means:

126 (a) an electric motor vehicle;

127 (b) a hybrid electric motor vehicle;

128 (c) a plug-in hybrid electric motor vehicle; or

129 (d) a motor vehicle powered exclusively by a fuel other than:

- 130 (i) motor fuel;
- 131 (ii) diesel fuel;
- 132 (iii) natural gas; or
- 133 (iv) propane.
- 134 (7) "Amateur radio operator" means a person licensed by the Federal Communications
135 Commission to engage in private and experimental two-way radio operation on the
136 amateur band radio frequencies.
- 137 (8) "Autocycle" means the same as that term is defined in Section 53-3-102.
- 138 (9) "Automated driving system" means the same as that term is defined in Section
139 41-26-102.1.
- 140 (10) "Branded title" means a title certificate that is labeled:
- 141 (a) rebuilt and restored to operation;
- 142 (b) flooded and restored to operation; or
- 143 (c) not restored to operation.
- 144 (11) "Camper" means a structure designed, used, and maintained primarily to be mounted
145 on or affixed to a motor vehicle that contains a floor and is designed to provide a mobile
146 dwelling, sleeping place, commercial space, or facilities for human habitation or for
147 camping.
- 148 (12) "Certificate of title" means a document issued by a jurisdiction to establish a record of
149 ownership between an identified owner and the described vehicle, vessel, or outboard
150 motor.
- 151 (13) "Certified scale weigh ticket" means a weigh ticket that has been issued by a
152 weighmaster.
- 153 (14) "Commercial vehicle" means a motor vehicle, trailer, or semitrailer used or maintained
154 for the transportation of persons or property that operates:
- 155 (a) as a carrier for hire, compensation, or profit; or
- 156 (b) as a carrier to transport the vehicle owner's goods or property in furtherance of the
157 owner's commercial enterprise.
- 158 (15) "Commission" means the State Tax Commission.
- 159 (16) "Consumer price index" means the same as that term is defined in Section 59-13-102.
- 160 (17) "Dealer" means a person engaged or licensed to engage in the business of buying,
161 selling, or exchanging new or used vehicles, vessels, or outboard motors either outright
162 or on conditional sale, bailment, lease, chattel mortgage, or otherwise or who has an
163 established place of business for the sale, lease, trade, or display of vehicles, vessels, or

164 outboard motors.

165 (18) "Design review board" means the design review board created in Section 41-1a-1611.

166 [~~18~~] (19) "Diesel fuel" means the same as that term is defined in Section 59-13-102.

167 [~~19~~] (20) "Division" means the Motor Vehicle Division of the commission, created in

168 Section 41-1a-106.

169 [~~20~~] (21) "Dynamic driving task" means the same as that term is defined in Section

170 41-26-102.1.

171 [~~21~~] (22) "Electric motor vehicle" means a motor vehicle that is powered solely by an

172 electric motor drawing current from a rechargeable energy storage system.

173 [~~22~~] (23) "Essential parts" means the integral and body parts of a vehicle of a type required

174 to be registered in this state, the removal, alteration, or substitution of which would tend

175 to conceal the identity of the vehicle or substantially alter the vehicle's appearance,

176 model, type, or mode of operation.

177 [~~23~~] (24) "Farm tractor" means a motor vehicle designed and used primarily as a farm

178 implement for drawing plows, mowing machines, and other implements of husbandry.

179 [~~24~~] (25)(a) "Farm truck" means a truck used by the owner or operator of a farm solely

180 for the owner's or operator's own use in the transportation of:

181 (i) farm products, including livestock and its products, poultry and its products,

182 floricultural and horticultural products;

183 (ii) farm supplies, including tile, fence, and any other thing or commodity used in

184 agricultural, floricultural, horticultural, livestock, and poultry production; and

185 (iii) livestock, poultry, and other animals and things used for breeding, feeding, or

186 other purposes connected with the operation of a farm.

187 (b) "Farm truck" does not include the operation of trucks by commercial processors of

188 agricultural products.

189 [~~25~~] (26) "Fleet" means:

190 (a) one or more commercial vehicles; or

191 (b) for purposes of Section 41-1a-215, one or more personal vehicles.

192 [~~26~~] (27) "Foreign vehicle" means a vehicle of a type required to be registered, brought

193 into this state from another state, territory, or country other than in the ordinary course

194 of business by or through a manufacturer or dealer, and not registered in this state.

195 [~~27~~] (28) "Gross laden weight" means the actual weight of a vehicle or combination of

196 vehicles, equipped for operation, to which shall be added the maximum load to be

197 carried.

198 ~~[(28)]~~ (29) "Highway" or "street" means the entire width between property lines of every
199 way or place of whatever nature when any part of it is open to the public, as a matter of
200 right, for purposes of vehicular traffic.

201 ~~[(29)]~~ (30) "Hybrid electric motor vehicle" means a motor vehicle that draws propulsion
202 energy from onboard sources of stored energy that are both:

203 (a) an internal combustion engine or heat engine using consumable fuel; and

204 (b) a rechargeable energy storage system where energy for the storage system comes
205 solely from sources onboard the vehicle.

206 ~~[(30)]~~ (31)(a) "Identification number" means the identifying number assigned by the
207 manufacturer or by the division for the purpose of identifying the vehicle, vessel, or
208 outboard motor.

209 (b) "Identification number" includes a vehicle identification number, state assigned
210 identification number, hull identification number, and motor serial number.

211 ~~[(31)]~~ (32) "Implement of husbandry" means a vehicle designed or adapted and used
212 exclusively for an agricultural operation and only incidentally operated or moved upon
213 the highways.

214 ~~[(32)]~~ (33)(a) "In-state miles" means the total number of miles operated in this state
215 during the preceding year by fleet power units.

216 (b) If a fleet is composed entirely of trailers or semitrailers, "in-state miles" means the
217 total number of miles that those vehicles were towed on Utah highways during the
218 preceding year.

219 ~~[(33)]~~ (34) "Interstate vehicle" means a commercial vehicle operated in more than one state,
220 province, territory, or possession of the United States or foreign country.

221 ~~[(34)]~~ (35) "Jurisdiction" means a state, district, province, political subdivision, territory, or
222 possession of the United States or any foreign country.

223 ~~[(35)]~~ (36) "Lienholder" means a person with a security interest in particular property.

224 ~~[(36)]~~ (37) "Manufactured home" means a transportable factory built housing unit
225 constructed on or after June 15, 1976, according to the Federal Home Construction and
226 Safety Standards Act of 1974 (HUD Code), in one or more sections, which, in the
227 traveling mode, is eight body feet or more in width or 40 body feet or more in length, or
228 when erected on site, is 400 or more square feet, and which is built on a permanent
229 chassis and designed to be used as a dwelling with or without a permanent foundation
230 when connected to the required utilities, and includes the plumbing, heating,
231 air-conditioning, and electrical systems.

- 232 [(37)] (38) "Manufacturer" means a person engaged in the business of constructing,
233 manufacturing, assembling, producing, or importing new or unused vehicles, vessels, or
234 outboard motors for the purpose of sale or trade.
- 235 [(38)] (39) "Military vehicle" means a vehicle of any size or weight that was manufactured
236 for use by armed forces and that is maintained in a condition that represents the vehicle's
237 military design and markings regardless of current ownership or use.
- 238 [(39)] (40) "Mobile home" means a transportable factory built housing unit built [~~prior to~~
239 before June 15, 1976, in accordance with a state mobile home code which existed [~~prior~~
240 ~~to~~ before the Federal Manufactured Housing and Safety Standards Act (HUD Code).
- 241 [(40)] (41) "Motor fuel" means the same as that term is defined in Section 59-13-102.
- 242 [(41)] (42)(a) "Motor vehicle" means a self-propelled vehicle intended primarily for use
243 and operation on the highways.
- 244 (b) "Motor vehicle" includes a roadable aircraft and a street-legal all-terrain vehicle.
- 245 (c) "Motor vehicle" does not include:
- 246 (i) an off-highway vehicle; or
- 247 (ii) a motor assisted scooter as defined in Section 41-6a-102.
- 248 [(42)] (43) "Motorboat" means the same as that term is defined in Section 73-18c-102.
- 249 [(43)] (44) "Motorcycle" means:
- 250 (a) a motor vehicle having a saddle for the use of the rider and designed to travel on not
251 more than three wheels in contact with the ground; or
- 252 (b) an auticycle.
- 253 [(44)] (45) "Natural gas" means a fuel of which the primary constituent is methane.
- 254 [(45)] (46)(a) "Nonresident" means a person who is not a resident of this state as defined
255 by Section 41-1a-202, and who does not engage in intrastate business within this
256 state and does not operate in that business any motor vehicle, trailer, or semitrailer
257 within this state.
- 258 (b) A person who engages in intrastate business within this state and operates in that
259 business any motor vehicle, trailer, or semitrailer in this state or who, even though
260 engaging in interstate commerce, maintains a vehicle in this state as the home station
261 of that vehicle is considered a resident of this state, insofar as that vehicle is
262 concerned in administering this chapter.
- 263 [(46)] (47) "Odometer" means a device for measuring and recording the actual distance a
264 vehicle travels while in operation, but does not include any auxiliary odometer designed
265 to be periodically reset.

- 266 [(47)] (48) "Off-highway implement of husbandry" means the same as that term is defined
267 in Section 41-22-2.
- 268 [(48)] (49) "Off-highway vehicle" means the same as that term is defined in Section 41-22-2.
- 269 [(49)] (50)(a) "Operate" means:
- 270 (i) to navigate a vessel; or
- 271 (ii) collectively, the activities performed in order to perform the entire dynamic
272 driving task for a given motor vehicle by:
- 273 (A) a human driver as defined in Section 41-26-102.1; or
- 274 (B) an engaged automated driving system.
- 275 (b) "Operate" includes testing of an automated driving system.
- 276 [(50)] (51) "Original issue license plate" means a license plate that is of a format and type
277 issued by the state in the same year as the model year of a vehicle that is a model year
278 1973 or older.
- 279 [(51)] (52) "Outboard motor" means a detachable self-contained propulsion unit, excluding
280 fuel supply, used to propel a vessel.
- 281 [(52)] (53)(a) "Owner" means a person, other than a lienholder, holding title to a vehicle,
282 vessel, or outboard motor whether [~~or not~~]the vehicle, vessel, or outboard motor is
283 subject to a security interest.
- 284 (b) If a vehicle is the subject of an agreement for the conditional sale or installment sale
285 or mortgage of the vehicle with the right of purchase upon performance of the
286 conditions stated in the agreement and with an immediate right of possession vested
287 in the conditional vendee or mortgagor, or if the vehicle is the subject of a security
288 agreement, then the conditional vendee, mortgagor, or debtor is considered the owner
289 for the purposes of this chapter.
- 290 (c) If a vehicle is the subject of an agreement to lease, the lessor is considered the owner
291 until the lessee exercises the lessee's option to purchase the vehicle.
- 292 [(53)] (54) "Park model recreational vehicle" means a unit that:
- 293 (a) is designed and marketed as temporary living quarters for recreational, camping,
294 travel, or seasonal use;
- 295 (b) is not permanently affixed to real property for use as a permanent dwelling;
- 296 (c) requires a special highway movement permit for transit; and
- 297 (d) is built on a single chassis mounted on wheels with a gross trailer area not exceeding
298 400 square feet in the setup mode.
- 299 [(54)] (55) "Personal vehicle" means a vehicle that is not a commercial vehicle.

- 300 ~~[(55)]~~ (56) "Personalized license plate" means a license plate that has displayed on it a
301 combination of letters, numbers, or both as requested by the owner of the vehicle and
302 assigned to the vehicle by the division.
- 303 ~~[(56)]~~ (57)(a) "Pickup truck" means a two-axle motor vehicle with motive power
304 manufactured, remanufactured, or materially altered to provide an open cargo area.
305 (b) "Pickup truck" includes a motor vehicle with the open cargo area covered with a
306 camper, camper shell, tarp, removable top, or similar structure.
- 307 ~~[(57)]~~ (58) "Plug-in hybrid electric motor vehicle" means a hybrid electric motor vehicle
308 that has the capability to charge the battery or batteries used for vehicle propulsion from
309 an off-vehicle electric source, such that the off-vehicle source cannot be connected to the
310 vehicle while the vehicle is in motion.
- 311 ~~[(58)]~~ (59) "Pneumatic tire" means a tire in which compressed air is designed to support the
312 load.
- 313 ~~[(59)]~~ (60) "Preceding year" means a period of 12 consecutive months fixed by the division
314 that is within 16 months immediately preceding the commencement of the registration or
315 license year in which proportional registration is sought. The division in fixing the
316 period shall conform it to the terms, conditions, and requirements of any applicable
317 agreement or arrangement for the proportional registration of vehicles.
- 318 ~~[(60)]~~ (61) "Public garage" means a building or other place where vehicles or vessels are
319 kept and stored and where a charge is made for the storage and keeping of vehicles and
320 vessels.
- 321 ~~[(61)]~~ (62) "Receipt of surrender of ownership documents" means the receipt of surrender of
322 ownership documents described in Section 41-1a-503.
- 323 ~~[(62)]~~ (63) "Reconstructed vehicle" means a vehicle of a type required to be registered in
324 this state that is materially altered from its original construction by the removal,
325 addition, or substitution of essential parts, new or used.
- 326 ~~[(63)]~~ (64) "Recreational vehicle" means the same as that term is defined in Section
327 13-14-102.
- 328 ~~[(64)]~~ (65) "Registration" means a document issued by a jurisdiction that allows operation of
329 a vehicle or vessel on the highways or waters of this state for the time period for which
330 the registration is valid and that is evidence of compliance with the registration
331 requirements of the jurisdiction.
- 332 ~~[(65)]~~ (66) "Registration decal" means the decal issued by the division that is evidence of
333 compliance with the division's registration requirements.

- 334 [(66)] (67)(a) "Registration year" means a 12 consecutive month period commencing
335 with the completion of the applicable registration criteria.
- 336 (b) For administration of a multistate agreement for proportional registration the division
337 may prescribe a different 12-month period.
- 338 [(67)] (68) "Repair or replacement" means the restoration of vehicles, vessels, or outboard
339 motors to a sound working condition by substituting any inoperative part of the vehicle,
340 vessel, or outboard motor, or by correcting the inoperative part.
- 341 [(68)] (69) "Replica vehicle" means:
- 342 (a) a street rod that meets the requirements under Subsection 41-21-1(3)(a)(i)(B); or
343 (b) a custom vehicle that meets the requirements under Subsection
344 41-6a-1507(1)(a)(i)(B).
- 345 (70) "Required contribution" means the same as that term is defined in Section 41-1a-1601.
- 346 [(69)] (71) "Restored-modified vehicle" means a motor vehicle that has been restored and
347 modified with modern parts and technology, including emission control technology and
348 an on-board diagnostic system.
- 349 [(70)] (72) "Road tractor" means a motor vehicle designed and used for drawing other
350 vehicles and constructed so it does not carry any load either independently or any part of
351 the weight of a vehicle or load that is drawn.
- 352 [(71)] (73) "Roadable aircraft" means the same as that term is defined in Section 72-10-102.
- 353 [(72)] (74) "Sailboat" means the same as that term is defined in Section 73-18-2.
- 354 [(73)] (75) "Security interest" means an interest that is reserved or created by a security
355 agreement to secure the payment or performance of an obligation and that is valid
356 against third parties.
- 357 [(74)] (76) "Semitrailer" means the same as the term "trailer."
- 358 [(75)] (77) "Special group license plate" means a type of license plate designed for a
359 particular group of people or a license plate authorized and issued by the division in
360 accordance with Section 41-1a-418 or Part 16, Sponsored Special Group License Plates.
- 361 (78) "Special group symbol" means the unique symbol that is designed to represent a
362 special group and displayed on a special group license plate.
- 363 [(76)] (79)(a) "Special interest vehicle" means a vehicle used for general transportation
364 purposes and that is:
- 365 (i) 20 years or older from the current year; or
366 (ii) a make or model of motor vehicle recognized by the division director as having
367 unique interest or historic value.

- 368 (b) In making a determination under Subsection [~~(76)~~(a)] (79)(a), the division director
369 shall give special consideration to:
- 370 (i) a make of motor vehicle that is no longer manufactured;
371 (ii) a make or model of motor vehicle produced in limited or token quantities;
372 (iii) a make or model of motor vehicle produced as an experimental vehicle or one
373 designed exclusively for educational purposes or museum display; or
374 (iv) a motor vehicle of any age or make that has not been substantially altered or
375 modified from original specifications of the manufacturer and because of its
376 significance is being collected, preserved, restored, maintained, or operated by a
377 collector or hobbyist as a leisure pursuit.
- 378 [~~(77)~~] (80)(a) "Special mobile equipment" means a vehicle:
- 379 (i) not designed or used primarily for the transportation of persons or property;
380 (ii) not designed to operate in traffic; and
381 (iii) only incidentally operated or moved over the highways.
- 382 (b) "Special mobile equipment" includes:
- 383 (i) farm tractors;
384 (ii) off-road motorized construction or maintenance equipment including backhoes,
385 bulldozers, compactors, graders, loaders, road rollers, tractors, and trenchers; and
386 (iii) ditch-digging apparatus.
- 387 (c) "Special mobile equipment" does not include a commercial vehicle as defined under
388 Section 72-9-102.
- 389 [~~(78)~~] (81) "Specially constructed vehicle" means a vehicle of a type required to be
390 registered in this state, not originally constructed under a distinctive name, make, model,
391 or type by a generally recognized manufacturer of vehicles, and not materially altered
392 from its original construction.
- 393 [~~(79)~~] (82)(a) "Standard license plate" means a license plate for general issue described
394 in Subsection 41-1a-402(1).
- 395 (b) "Standard license plate" includes a license plate for general issue that the division
396 issues before January 1, 2024.
- 397 [~~(80)~~] (83) "State impound yard" means a yard for the storage of a vehicle, vessel, or
398 outboard motor that meets the requirements of rules made by the commission as
399 described in Subsection 41-1a-1101(7).
- 400 [~~(81)~~] (84) "Street-legal all-terrain vehicle" or "street-legal ATV" means the same as that
401 term is defined in Section 41-6a-102.

402 [~~(82)~~] "Symbol decal" means ~~the decal that is designed to represent a special group and~~
403 ~~displayed on a special group license plate.]~~

404 [~~(83)~~] (85) "Title" means the right to or ownership of a vehicle, vessel, or outboard motor.

405 [~~(84)~~] (86)(a) "Total fleet miles" means the total number of miles operated in all
406 jurisdictions during the preceding year by power units.

407 (b) If fleets are composed entirely of trailers or semitrailers, "total fleet miles" means the
408 number of miles that those vehicles were towed on the highways of all jurisdictions
409 during the preceding year.

410 [~~(85)~~] (87) "Tow truck motor carrier" means the same as that term is defined in Section
411 72-9-102.

412 [~~(86)~~] (88) "Tow truck operator" means the same as that term is defined in Section 72-9-102.

413 [~~(87)~~] (89) "Trailer" means a vehicle:

414 (a) without motive power; and

415 (b) designed for:

416 (i) carrying persons or property; and

417 (ii) being drawn by a motor vehicle.

418 [~~(88)~~] (90) "Transferee" means a person to whom the ownership of property is conveyed by
419 sale, gift, or any other means except by the creation of a security interest.

420 [~~(89)~~] (91) "Transferor" means a person who transfers the person's ownership in property by
421 sale, gift, or any other means except by creation of a security interest.

422 [~~(90)~~] (92) "Travel trailer," "camping trailer," or "fifth wheel trailer" means a portable
423 vehicle without motive power, designed as a temporary dwelling for travel, recreational,
424 or vacation use that does not require a special highway movement permit when drawn
425 by a self-propelled motor vehicle.

426 [~~(91)~~] (93) "Truck tractor" means a motor vehicle designed and used primarily for drawing
427 other vehicles and not constructed to carry a load other than a part of the weight of the
428 vehicle and load that is drawn.

429 [~~(92)~~] (94) "Vehicle" includes a motor vehicle, trailer, semitrailer, off-highway vehicle,
430 camper, park model recreational vehicle, manufactured home, and mobile home.

431 [~~(93)~~] (95) "Vessel" means the same as that term is defined in Section 73-18-2.

432 [~~(94)~~] (96) "Vintage vehicle" means the same as that term is defined in Section 41-21-1.

433 [~~(95)~~] (97) "Waters of this state" means the same as that term is defined in Section 73-18-2.

434 [~~(96)~~] (98) "Weighmaster" means a person, association of persons, or corporation permitted
435 to weigh vehicles under this chapter.

436 Section 4. Section **41-1a-402** is amended to read:

437 **41-1a-402 (Effective 07/01/26). Standard license plates -- Required colors,**
 438 **numerals, and letters -- Expiration.**

439 (1)(a) Upon registering a vehicle, the division shall issue to the owner a standard license
 440 plate described in Subsection (1)(b) unless the division issues to the owner:

441 (i) a special group license plate in accordance with Section 41-1a-418; or

442 (ii) an apportioned vehicle license plate in accordance with Section 41-1a-301.

443 (b) The division may offer up to four standard license plate options at one time, each
 444 with a different design as follows:

445 (i) two designs that incorporate one or more elements that represent the state's
 446 economy or geography;

447 (ii) one design that represents the state's values or culture; and

448 (iii) one design that commemorates a current event relevant to the state or a
 449 significant anniversary of a historic event relevant to the state.

450 (c) The division shall offer:

451 (i) each design described in Subsection (1)(b)(i) or (ii) for at least a 10-year period;
 452 and

453 (ii) each design described in Subsection (1)(b)(iii) for no more than a five-year period.

454 (d) The division may not offer more than four standard license plate designs at any one
 455 time.

456 [~~(2) Before the division may offer a design described in Subsection (1)(b), the division shall:]~~

457 [~~(a) consult with the Utah Department of Cultural and Community Engagement~~
 458 ~~regarding the proposed design;]~~

459 [~~(b) identify which current standard license plate design will be replaced by the~~
 460 ~~proposed design; and]~~

461 [~~(c) submit the proposed design to the commission.]~~

462 [~~(3)(a) If the commission receives a submission for a proposed design of a standard~~
 463 ~~license plate as described in Subsection (2)(c), or a sponsored special group license~~
 464 ~~plate as described in Section 41-1a-419 and Part 16, Sponsored Special Group~~
 465 ~~License Plates, the commission shall notify:]~~

466 [~~(i) the governor;]~~

467 [~~(ii) the speaker of the House of Representatives; and]~~

468 [~~(iii) the president of the Senate.]~~

469 [(b) After receiving a notification described in Subsection (3)(a):]

- 470 ~~[(i) the governor shall appoint an individual to the license plate design review board~~
471 ~~described in Subsection (3)(c);]~~
- 472 ~~[(ii) the speaker of the House of Representatives shall appoint a member of the House~~
473 ~~of Representatives to the license plate design review board described in~~
474 ~~Subsection (3)(c); and]~~
- 475 ~~[(iii) the president of the Senate shall appoint a member of the Senate to the license~~
476 ~~plate design review board described in Subsection (3)(c).]~~
- 477 ~~[(e)(i) The license plate design review board, comprised of the members appointed~~
478 ~~as described in Subsection (3)(b), shall review proposed license plate designs.]~~
- 479 ~~[(ii) The member of the license plate design review board appointed by the governor~~
480 ~~shall serve as chair and convene the license plate design review board.]~~
- 481 ~~[(iii) The license plate design review board shall:]~~
- 482 ~~[(A) review each proposed license plate design; and]~~
- 483 ~~[(B) vote whether to approve or reject the proposed license plate design.]~~
- 484 ~~[(iv) If all three members of the license plate design review board are not present, the~~
485 ~~license plate design review board may not consider or vote on a proposed license~~
486 ~~plate design.]~~
- 487 ~~[(v) The license plate design review board shall notify the commission and the~~
488 ~~division regarding the results of the vote to approve each proposed license plate~~
489 ~~design.]~~
- 490 ~~[(d) The license plate design review board is not subject to Title 52, Chapter 4, Open and~~
491 ~~Public Meetings Act.]~~
- 492 ~~[(e) If the license plate design review board approves a proposed license plate design,~~
493 ~~the division may begin the processes necessary for production and distribution of the~~
494 ~~license plate.]~~
- 495 (2)(a) The Governor's Office of Economic Opportunity may:
- 496 (i) propose a design change to a standard license plate described in Subsection (1)(b);
497 or
- 498 (ii) accept a proposal from the public to change the design of a standard license plate
499 described in Subsection (1)(b).
- 500 (b) As part of the proposal to change a standard license plate, the Governor's Office of
501 Economic Opportunity shall determine which license plate a proposed design change
502 would replace.
- 503 (3) The Governor's Office of Economic Opportunity shall submit the proposal described in

- 504 Subsection (2) to the design review board.
- 505 (4) If the design review board receives a proposal as described in Subsection (3), the design
506 review board shall:
- 507 (a) consult with the designer regarding compliance with license plate design and format
508 standards described in Section 41-1a-1612;
- 509 (b) vote whether to approve or reject the proposed license plate design; and
- 510 (c) notify the commission and the division regarding the results of the vote to approve or
511 reject the proposed license plate design.
- 512 ~~[(4)]~~ (5)(a) Except as provided in Subsection ~~[(4)(b)]~~ (5)(b), the division may not order or
513 produce a standard license plate that is discontinued under this section.
- 514 (b) The division may issue a discontinued standard license plate until the division
515 exhausts the discontinued standard license plate's remaining stock.
- 516 ~~[(5)]~~ (6)(a) Each license plate shall have displayed on it:
- 517 (i) the registration number assigned to the vehicle for which the license plate is issued;
518 (ii) the name of the state; and
519 (iii) unless exempted by Section 41-1a-301 or 41-1a-407, a registration decal
520 showing the date of expiration displayed in accordance with Subsection ~~[(8)]~~ (9).
- 521 (b) ~~[No later than July 1, 2025, each]~~ A license plate:
- 522 (i) shall have an embossed edge around the perimeter of the plate; and
523 (ii) may not have embossed registration numbers or characters.
- 524 ~~[(6)]~~ (7) If registration is extended by affixing a registration decal to the license plate, the
525 expiration date of the registration decal governs the expiration date of the license plate.
- 526 ~~[(7)]~~ (8)(a)(i) Except as provided under Subsection ~~[(7)(b)]~~ (8)(c), Subsection
527 41-1a-215(2), Subsection 41-1a-215.5(2), and Section 41-1a-216, a license plate
528 shall be renewed annually.
- 529 (ii)(A) The division shall issue the vehicle owner a month registration decal and a
530 year registration decal upon the vehicle's first registration with the division.
- 531 (B) The division shall issue the vehicle owner only a year registration decal upon
532 subsequent renewals of registration to validate registration renewal.
- 533 (b) ~~[Beginning on January 1, 2025, the]~~ The division shall issue one registration decal
534 displaying both the month and year.
- 535 (c) For a vehicle registered for a 24-month period as provided in Section 41-1a-215.5,
536 the division may issue two 12-month decals for the 24-month registration period.
- 537 ~~[(8)]~~ (9)(a) Except as otherwise provided in Subsection ~~[(8)(b)]~~ (9)(b) and by rule:

- 538 (i) the month registration decal issued in accordance with Subsection [(7)] (8) shall be
 539 displayed on the license plate in the left position; and
- 540 (ii) the year registration decal issued in accordance with Subsection [(7)] (8) shall be
 541 displayed on the license plate in the right position.
- 542 (b) [Beginning on January 1, 2025, the] The registration decal shall be displayed on the
 543 upper right position.
- 544 [(9)] (10) The current year registration decal issued in accordance with Subsection [(7)] (8)
 545 shall be placed over or in place of the previous year registration decal.
- 546 [(10)] (11) If a license plate or registration decal is lost or destroyed, a replacement shall be
 547 issued upon application and payment of the fees required under Section 41-1a-1211 or
 548 41-1a-1212.
- 549 [(11)] (12)(a) A violation of this section is an infraction.
- 550 (b) A court shall waive a fine for a violation under this section if:
- 551 (i) the registration for the vehicle was current at the time of the citation; and
- 552 (ii) the person to whom the citation was issued provides, within 21 business days,
 553 evidence that the license plate and registration decal are properly displayed in
 554 compliance with this section.
- 555 [(12)] (13) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
 556 the division may make rules regarding the placement and positioning of registration
 557 decal on a license plate issued by the division.
- 558 Section 5. Section **41-1a-403** is amended to read:
- 559 **41-1a-403 (Effective 07/01/26). Plates to be legible from 100 feet -- Damaged**
 560 **plates.**
- 561 (1) License plates and the required letters and numerals on them, except the registration
 562 decal and the slogan, shall be of sufficient size to be plainly readable from a distance of
 563 100 feet during daylight.
- 564 (2) An individual may not attach to or over a license plate:
- 565 (a) a license plate cover; or
- 566 (b) a license plate frame [~~that obscures or blocks the readability of the license plate~~
 567 ~~number or registration decal on a license plate~~] that covers:
- 568 (i) the name of the state;
- 569 (ii) a number or letter that is part of the license plate number; or
- 570 (iii) a registration decal on the license plate.
- 571 (3)(a) An individual shall ensure that the license plate displayed on the individual's

572 vehicle is in good repair and has not faded, peeled, or discolored in such a manner to
 573 render the plate illegible.

574 (b) Except as provided in Subsection (3)(c), upon payment of the replacement fee
 575 described in Subsection 41-1a-1211(6), an individual may request a replacement
 576 license plate.

577 (c)(i) If the division determines that the fading, peeling, or discoloration of a license
 578 plate is due to a manufacturing defect, the division shall waive the replacement fee
 579 described in Subsection 41-1a-1211(6).

580 (ii) If a license plate that is five years old or older is fading, peeling, or discolored,
 581 there is a presumption that the fading, peeling, or discoloring is not due to a
 582 manufacturing defect.

583 (d) Unless an individual applies for a personalized license plate and pays the required
 584 fees to obtain a personalized license plate to match the license plate to be replaced as
 585 described in this Subsection (3), the division shall issue a replacement license plate
 586 with a new and unique license plate number.

587 [~~3~~] (4) A violation of this section is an infraction.

588 Section 6. Section **41-1a-418** is amended to read:

589 **41-1a-418 (Effective 07/01/26). Authorized special group license plates.**

590 (1) In accordance with this chapter, the division shall issue to an eligible applicant a special
 591 group license plate in one of the following categories:

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

593 (b) a special group license plate issued for a:

594 (i) vintage vehicle;

595 (ii) farm truck; or

596 (iii) special group license plate described in Section 41-1a-1602.

597 (2) The division may not issue a new type of special group license plate~~[or symbol decal]~~
 598 unless the division receives:

599 (a) a private donation for the start-up fee established under Section 63J-1-504 for the
 600 production and administrative costs of providing the new special group license plate~~[~~
 601 ~~or symbol decal]~~; or

602 (b) a legislative appropriation for the start-up fee described in Subsection (2)(a).

603 (3) Notwithstanding other provisions of this chapter, the division may not require a
 604 contribution as defined in Section 41-1a-1601 for a special group license plate described
 605 in Subsection (1)(a), (1)(b)(i), or (1)(b)(ii).

606 Section 7. Section **41-1a-419** is amended to read:

607 **41-1a-419 (Effective 07/01/26). Plate design and review -- Personalized special**
608 **group license plates -- Rulemaking.**

609 (1)(a) In accordance with Subsection (1)(c), and except as provided in Subsection (1)(b),
610 the division shall determine the design and number of numerals or characters on a
611 special group license plate.

612 (b)(i) When the division has technology and processes in place to centrally distribute
613 license plates, but no later than July 1, 2025, subject to Subsection (1)(c)(iii), an
614 institution may design a collegiate special group license plate for the institution in
615 accordance with Subsection (1)(c).

616 (ii) If an institution chooses to design a collegiate special group license plate for the
617 institution, the institution is responsible for any design costs.

618 (c)(i) Except as provided in Subsection (1)(c)(ii), each special group license plate
619 shall display:

620 (A) the word Utah;

621 (B) the name or identifying slogan of the special group; and

622 (C) the combination of letters, numbers, or both uniquely identifying the
623 registered vehicle.

624 (ii) The division, in consultation with the Utah State Historical Society, shall design
625 the historical support special group license plate, which shall:

626 (A) have a black background;

627 (B) have white characters; and

628 (C) display the word Utah.

629 (iii) The division shall design a classic support special group license plate, which
630 shall:

631 (A) have a white background;

632 (B) have black characters; and

633 (C) display the word Utah.

634 (iv) The design of a special group license plate is subject to approval by the license
635 plate design review board as described in Subsection 41-1a-402(3).

636 (2)(a) The division shall, after consultation with a representative designated by the
637 sponsoring organization as defined in Section 41-1a-1601, specify the word or words
638 comprising the special group name and the ~~[symbol-decal]~~ special group symbol to be
639 displayed upon the special group license plate.

- 640 (b) A special group license plate [~~symbol decal~~] special group symbol may not be
 641 redesigned:
- 642 (i) unless the division receives a redesign fee established by the division under
 643 Section 63J-1-504; and
- 644 (ii) more frequently than every five years.
- 645 [~~(e) A special group license plate symbol decal may not be reordered unless the division~~
 646 ~~receives a symbol decal reorder fee established by the division in accordance with~~
 647 ~~Section 63J-1-504.]~~
- 648 (3) The license plates issued for horseless carriages [~~prior to~~] before July 1, 1992, are valid
 649 without renewal as long as the vehicle is owned by the registered owner and the license
 650 plates may not be recalled by the division.
- 651 (4) A person who meets the requirements described in this part or Part 16, Sponsored
 652 Special Group License Plates, for a special group license plate may, apply for a
 653 personalized special group license plate in accordance with Sections 41-1a-410 and
 654 41-1a-411.
- 655 (5) Subject to this chapter, the commission shall make rules in accordance with Title 63G,
 656 Chapter 3, Utah Administrative Rulemaking Act, to:
- 657 (a) establish qualifying criteria for persons to receive, renew, or surrender special group
 658 license plates; and
- 659 (b) establish the number of numerals or characters for special group license plates.
- 660 Section 8. Section **41-1a-1211** is amended to read:
- 661 **41-1a-1211 (Effective 07/01/26). License plate fees -- Application fees for**
 662 **issuance and renewal of personalized and special group license plates -- Replacement fee**
 663 **for license plates -- Postage fees.**
- 664 (1)(a) Except as provided in Subsections (11), (12), and (13), a license plate fee
 665 established in accordance with Section 63J-1-504 shall be paid to the division for the
 666 issuance of any new license plate under Part 4, License Plates and Registration Indicia.
- 667 (b) The license plate fee shall be deposited as follows:
- 668 (i) beginning on January 1, 2025, \$1 from the license plate fees, other than a license
 669 plate fee for a motorcycle or trailer, into the Motor Vehicle Safety Impact
 670 Restricted Account created in Section 53-8-214;
- 671 (ii) \$1 into the Transportation Fund; and
- 672 (iii) the remainder of the fee charged under Subsection (1)(a) into the License Plate
 673 Restricted Account, as provided in Section 41-1a-1201.

- 674 (2)(a) An applicant for original issuance of a personalized license plate issued under
675 Section 41-1a-410 shall pay a \$50 per set license plate application fee in addition to
676 the fee required in Subsection (1).
- 677 (b) In addition to the fee described in Subsection (2)(a), an applicant for original
678 issuance of a personalized license plate issued under Section 41-1a-410 shall pay a
679 \$25 processing fee.
- 680 (c) The fee described in Subsection (2)(b) shall be deposited into the License Plate
681 Restricted Account created in Section 41-1a-122.
- 682 (3) Beginning July 1, 2003, a person who applies for a special group license plate shall pay
683 a \$5 fee for the original license plate in addition to the fee required under Subsection (1).
- 684 (4) An applicant for original issuance of a personalized special group license plate shall pay
685 the license plate application fees required in Subsection (2) in addition to the license
686 plate fees and license plate application fees established under Subsections (1) and (3).
- 687 (5) An applicant for renewal of a personalized license plate issued under Section 41-1a-410
688 shall pay a \$10 per set application fee.
- 689 (6)(a) The division may charge a fee established under Section 63J-1-504 to recover the
690 costs for the replacement of any license plate issued under Part 4, License Plates and
691 Registration Indicia.
- 692 (b) The license plate fee for the replacement of any license plate as described in
693 Subsection (6)(a) shall be deposited as follows:
- 694 (i) beginning on January 1, 2025, \$1 from the license plate fees, other than a license
695 plate fee for a motorcycle or trailer, into the Motor Vehicle Safety Impact
696 Restricted Account created in Section 53-8-214;
- 697 (ii) \$1 into the Transportation Fund; and
- 698 (iii) the remainder of the fee charged under Subsection (6)(a) into the License Plate
699 Restricted Account, as provided in Section 41-1a-1201.
- 700 [~~(7)(a) The division may charge a fee established under Section 63J-1-504 to recover~~
701 ~~the division's costs for the replacement of a symbol decal issued under Section~~
702 ~~41-1a-418.]~~
- 703 [~~(b) The fee described in Subsection (7)(a) shall be deposited into the License Plate~~
704 ~~Restricted Account as described in Section 41-1a-1201.]~~
- 705 [(8)] (7) The division may charge a fee established under Section 63J-1-504 to recover the
706 cost of issuing stickers under Section 41-1a-416.
- 707 [(9)] (8) In addition to any other fees required by this section, the division shall assess a fee

708 established under Section 63J-1-504 to cover postage expenses if a new or replacement
709 license plate is mailed to the applicant.

710 ~~[(10)]~~ (9) The fees required under this section are separate from and in addition to
711 registration fees required under Section 41-1a-1206.

712 ~~[(11)]~~ (10)(a) An applicant for a license plate issued under Section 41-1a-407 is not
713 subject to the license plate fee under Subsection (1).

714 (b) An applicant for a Purple Heart special group license plate issued on or before
715 December 31, 2023, or issued in accordance with Part 16, Sponsored Special Group
716 License Plates, is exempt from the fees under Subsections (1)~~[(3), and (7)]~~ and (3).

717 ~~[(12)]~~ (11) A person is exempt from the fee under Subsection (1) or (6) if the person:

718 (a) was issued a clean fuel special group license plate in accordance with Section
719 41-1a-418 ~~[prior to]~~ before the effective date of rules made by the Department of
720 Transportation under Subsection 41-6a-702(5)(b);

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

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

727 ~~[(13)]~~ (12) An individual is exempt from the license plate fee under Subsection (1) if the
728 individual presents official documentation that the individual is a recipient of the Purple
729 Heart Award in one of the following forms:

730 (a) official documentation issued by a recognized association representing peace officers
731 who:

732 (i) receive a salary from a federal, state, county, or municipal government or any
733 other subdivision of the state; and

734 (ii) work in the state;

735 (b) a membership card in the Military Order of the Purple Heart; or

736 (c) an original or certificate in lieu of the applicant's military discharge form, DD-214,
737 issued by the National Personnel Records Center.

738 Section 9. Section **41-1a-1601** is amended to read:

739 **41-1a-1601 (Effective 07/01/26). Definitions.**

740 As used in this part:

741 (1) "Applicant" means a registered owner who submits an application to obtain or renew a

- 742 sponsored special group license plate in accordance with this part.
- 743 (2)(a) "Charitable purpose" means:
- 744 (i) relief of the poor, the distressed, or the underprivileged;
- 745 (ii) advancement of religion;
- 746 (iii) advancement of education or science;
- 747 (iv) erecting or maintaining a public building, monument, or work;
- 748 (v) reducing the burdens of government;
- 749 (vi) reducing neighborhood tensions;
- 750 (vii) eliminating prejudice and discrimination;
- 751 (viii) defending human rights and civil rights secured by law; or
- 752 (ix) combating community deterioration and juvenile delinquency.
- 753 (b) "Charitable purpose" does not include providing, encouraging, or paying for the
- 754 costs of obtaining an abortion.
- 755 (3) "Collegiate special group license plate" means a sponsored special group license plate
- 756 issued to a contributor to an institution.
- 757 (4) "Contributor" means an applicant who contributes the required contribution to a
- 758 sponsoring organization for a sponsored special group license plate.
- 759 (5) "Corporate brand sponsored special group license plate" means a sponsored special
- 760 group license plate with a sponsoring organization that is a private business.
- 761 (6)(a) "Existing special group license plate" means a special group license plate that the
- 762 division issues before January 1, 2024.
- 763 (b) "Existing special group license plate" does not include a special group license plate
- 764 described in Subsection 41-1a-418(1)(a) or (b).
- 765 (7) "Existing state agency recognition special group license plate" means an existing special
- 766 group license plate issued to a registered owner who:
- 767 (a) has a special license that supports or furthers a government purpose;
- 768 (b) has received an honor that supports or furthers a government purpose;
- 769 (c) has achieved an accomplishment that supports or furthers a government purpose; or
- 770 (d) holds an elected office.
- 771 (8) "Institution" means:
- 772 (a) an institution of higher education as defined in Section 53H-1-101; or
- 773 (b) a private postsecondary educational institution as defined in Section 53H-1-101.
- 774 (9) "Major league sport" means the same as that term is defined in Section 11-70-101.
- 775 (10)(a) "Private nonprofit organization" means a private nonprofit organization that:

- 776 (i) qualifies as being tax exempt under Section 501(c)(3) of the Internal Revenue
777 Code; and
- 778 (ii) has a charitable purpose.
- 779 (b) "Private nonprofit organization" does not include an organization that provides,
780 encourages, or pays for the costs of obtaining an abortion.
- 781 (11) "Private nonprofit special group license plate" means a sponsored special group license
782 plate issued to a contributor to a private nonprofit organization.
- 783 [~~(12) "Required contribution" means:~~]
- 784 [~~(a) the minimum annual contribution amount established under Subsection~~
785 ~~41-1a-1603(4)(a)(iii); or]~~
- 786 [~~(b) if the sponsoring organization establishes a minimum annual contribution amount in~~
787 ~~accordance with Subsection 41-1a-1603(4)(b) that is greater than the minimum~~
788 ~~required contribution amount established under Subsection 41-1a-1603(4)(a)(iii), the~~
789 ~~amount the sponsoring organization establishes.]~~
- 790 (12) "Required contribution" means a contribution a person is required to pay to obtain a
791 special group license plate, which is equal to the sum of:
- 792 (a)(i) the minimum \$25 annual contribution described in Subsection
793 41-1a-1603(4)(a)(iii) for a support special group license plate; or
- 794 (ii) if the sponsoring organization establishes a minimum annual contribution amount
795 in accordance with Subsection 41-1a-1603(4)(d) that is greater than the minimum
796 required contribution amount established under Subsection 41-1a-1603(4)(a)(iii),
797 the amount the sponsoring organization establishes; and
- 798 (b) for a special group license plate that has fewer than 250 subscribers, the service fee
799 described in Subsection 41-1a-1603(4)(a)(iv).
- 800 (13) "Special group license plate" means:
- 801 (a) a collegiate special group license plate;
- 802 (b) a private nonprofit special group license plate;
- 803 (c) a corporate brand sponsored special group license plate;
- 804 (d) a major league sports team sponsored special group license plate;
- 805 (e) a sponsored special group license plate;
- 806 (f) a state agency recognition special group license plate; or
- 807 (g) a state agency support special group license plate.
- 808 (14) "Sponsored special group license plate" means a license plate:
- 809 (a) designed for and associated with a sponsoring organization; and

- 810 (b) issued to an applicant in accordance with this part.
- 811 (15) "Sponsoring organization" means an institution, a private nonprofit organization, a
 812 private business, or a state agency that is or seeks to be associated with a sponsored
 813 special group license plate created under this part.
- 814 (16) "State agency recognition special group license plate" means a sponsored special group
 815 license plate issued to an applicant who:
- 816 (a) has a special license that supports or furthers a government purpose;
 817 (b) has received an honor that supports or furthers a government purpose;
 818 (c) has achieved an accomplishment that supports or furthers a government purpose; or
 819 (d) holds an elected office.
- 820 (17)(a) "State agency support special group license plate" means:
- 821 (i) a sponsored special group license plate issued to a contributor to a state agency to
 822 support a specific state agency program; or
 823 (ii) an existing special group license plate issued for a special interest vehicle.
- 824 (b) "State agency support special group license plate" includes a cancer support license
 825 plate created by an act of the Legislature before December 31, 2022.
- 826 Section 10. Section **41-1a-1603** is amended to read:
- 827 **41-1a-1603 (Effective 07/01/26). Application requirements -- Fees --**
- 828 **Contributions -- Rulemaking.**
- 829 (1) An applicant for a sponsored special group license plate shall submit to the division:
- 830 (a) in a form and manner that the division prescribes, a complete application;
 831 (b) payment of the fee for the issuance of the sponsored special group license plate
 832 established under Subsection ~~[(4)(a)(i)]~~ (4)(a)(i), and, if applicable, Subsection
 833 (4)(a)(iv);
- 834 (c) the required contribution for the sponsored special group license plate~~[-unless the~~
 835 ~~applicant previously paid the required contribution as part of a preorder application~~
 836 ~~described in Subsection (3)]~~; and
- 837 (d) if the sponsoring organization elects to require verification as described in Section
 838 41-1a-1604, a verification form obtained from the sponsoring organization.
- 839 (2) An applicant who owns a vehicle with the sponsoring organization's sponsored special
 840 group license plate shall submit to the division the required contribution to renew the
 841 sponsored special group license plate.
- 842 (3)~~[(a) An applicant who wishes to obtain a new type of sponsored special group license~~
 843 ~~plate may preorder the new type of sponsored special group license plate by:]~~

- 844 ~~[(i) submitting to the sponsoring organization associated with the new type of~~
845 ~~sponsored special group license plate a complete preorder form created by the~~
846 ~~division; and]~~
- 847 ~~[(ii) making the required contribution to the sponsoring organization.]~~
- 848 ~~[(b)]~~ After the division approves the sponsoring organization's request for the new type
849 of sponsored special group license plate under Section 41-1a-1604, an applicant ~~[who~~
850 ~~submitted a preorder in accordance with Subsection (3)(a)]~~ may apply for the
851 sponsored special group license plate in accordance with Subsection (1).
- 852 (4)(a) The division shall, in accordance with Section 63J-1-504, establish:
- 853 (i) the fee to charge an applicant for the division's costs of issuing or renewing a
854 sponsored special group license plate~~[-or symbol decal];~~
- 855 (ii) the fee to charge a sponsoring organization for the division's costs of designing
856 and administering a new type of sponsored special group license plate, in
857 accordance with Subsection 41-1a-1604(2)(c);~~[-and]~~
- 858 (iii) subject to Subsections ~~[(4)(b)]~~ (4)(a)(iv) and (6), in an amount equal to at least
859 \$25, the minimum annual contribution amount an applicant is required to make to
860 obtain or renew the sponsoring organization's sponsored special group license plate~~[-]~~
861 ; and
- 862 (iv) for a sponsored special group license plate with fewer than 250 users a service
863 fee for the cost of issuance and administration of the sponsored special group
864 license plate.
- 865 (b) A fee paid in accordance with ~~[Subsection (4)(a)(i)]~~ Subsections (4)(a)(i), (4)(a)(ii),
866 and (4)(a)(iv) shall be deposited into the License Plate Restricted Account created in
867 Section 41-1a-122.
- 868 (c) A sponsoring organization may establish a required contribution amount for the
869 sponsoring organization's sponsored special group license plate that is greater than
870 the amount established by the division under Subsection ~~[(4)(a)(ii)]~~ (4)(a)(iii).
- 871 (5) An applicant's required contribution is a voluntary contribution for funding the
872 sponsoring organization's activities and not a motor vehicle registration fee.
- 873 (6) Beginning on July 1, 2025, an applicant's ~~[voluntary]~~ required contribution ~~[described in~~
874 ~~Subsection (4)(a)(iii)]~~ for the historical support special group license plate described in
875 Section 41-1a-419 is \$25 which the division shall allocate as follows:
- 876 (a) \$2 to the Utah State Historical Society as the sponsoring organization; and
877 (b) \$23 into the Transportation Investment Fund of 2005, created in Section 72-2-124.

878 [~~(7) For a fiscal year beginning on July 1, 2025, only, the division shall transfer into the~~
879 ~~General Fund \$3,500,000 from the Sponsored Special Group License Plate Fund created~~
880 ~~in Section 41-1a-1610 from funds generated by the historical support special group~~
881 ~~license plate.]~~

882 [~~(8) The division shall provide notice indicating the allocation of the voluntary~~
883 ~~contributions described in Subsection (6) for the historical support special group license~~
884 ~~plate as follows:]~~

885 [~~(a) on or before July 1, 2025, on the division website; and]~~

886 [~~(b) beginning on July 1, 2025, and until June 30, 2026, in any email notification of a~~
887 ~~registrant's pending vehicle registration expiration described in Section 41-1a-203.]~~

888 [(9)] (7) An applicant for a historical support special group license plate for a vehicle that is
889 a vintage vehicle is not required to make the voluntary contribution to obtain the
890 historical support special group license plate.

891 (8)(a) A sponsoring organization may request:

892 (i) to change the charitable purpose and recipient of the required contribution
893 revenue; or

894 (ii) transfer control of the special group license plate to a different sponsoring
895 organization.

896 (b) The commission may require a sponsoring organization that requests a change
897 described in Subsection (8)(a) to provide documentation to confirm that the
898 charitable purpose or new sponsoring organization qualifies as provided in this part.

899 [(10)] (9) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
900 the commission may make rules to establish and administer the sponsored special group
901 license plate program.

902 Section 11. Section **41-1a-1604** is amended to read:

903 **41-1a-1604 (Effective 07/01/26). New sponsored special group license plates --**

904 **Eligibility criteria.**

905 (1) If a sponsoring organization satisfies the requirements of this part, the division shall
906 approve an application for a new type of sponsored special group license plate and issue
907 the sponsored special group license plate in accordance with this part.

908 (2) Subject to the other provisions of this part, a sponsoring organization requesting a new
909 type of sponsored special group license plate shall submit to the division, in a form and
910 manner the division prescribes:

911 (a) a complete application requesting the new type of sponsored special group license

- 912 plate that includes:
- 913 (i) information about the sponsoring organization the division needs to process the
- 914 request;
- 915 (ii) contact information for an individual representing the sponsoring organization;
- 916 ~~[(iii) if the sponsoring organization establishes a required contribution amount under~~
- 917 ~~Subsection 41-1a-1603(4)(b) that is greater than the minimum required~~
- 918 ~~contribution amount established under Subsection 41-1a-1603(4)(a)(iii), the~~
- 919 ~~amount of the required contribution;]~~
- 920 ~~[(iv)]~~ (iii) account information to allow the division to disburse funds from required
- 921 contributions the division collects through the sponsored special group license
- 922 plate program to the sponsoring organization;
- 923 ~~[(v)]~~ (iv) a link to a functional website described in Subsection ~~[(7)]~~ (8); and
- 924 ~~[(vi)]~~ (v) if the sponsoring organization requires an applicant to submit a verification
- 925 form described in Subsection ~~[(8)(b)(i)]~~ (9)(b)(i), a statement indicating that a
- 926 verification form is required;
- 927 ~~[(b) at least 500 complete preorder applications for the new type of sponsored special~~
- 928 ~~group license plate, including verification that each preorder application included the~~
- 929 ~~required contribution;]~~
- 930 ~~[(e)]~~ (b)(i) [the fee] a service fee, established in accordance with Section 63J-1-504,
- 931 for the cost of initiating the new type of sponsored special group license plate[
- 932 established under Subsection 41-1a-1603(4)(a)(ii)], which shall be deposited into
- 933 the License Plate Restricted Account created in Section 41-1a-122;[-and]
- 934 (ii) an additional ~~[fee]~~ service fee, established in accordance with Section 63J-1-504,
- 935 for the cost of implementation[-, design,] and system programming for the new
- 936 type of sponsored special group license plate, which shall be deposited into the
- 937 License Plate Restricted Account created in Section 41-1a-122; and
- 938 (iii) a service fee, established in accordance with Section 63J-1-504, for the cost of
- 939 design processes and services of the designer described in Section 41-1a-1612,
- 940 which shall be deposited into the License Plate Restricted Account created in
- 941 Section 41-1a-122; and
- 942 ~~[(d)]~~ (c) if the new type of sponsored special group license plate is a private nonprofit
- 943 special group license plate:
- 944 (i) a copy of the Internal Revenue Service letter approving the sponsoring
- 945 organization's Section 501(c)(3) status;

- 946 (ii) an affidavit signed under penalty of perjury declaring that the sponsoring
947 organization has a charitable purpose; and
- 948 (iii) an indication of the private nonprofit organization's charitable purpose.
- 949 (3)(a) If the division receives an application from a sponsoring organization as described
950 in Subsection (2), the division shall maintain a list of persons expressing interest in
951 the new sponsored special group license plate.
- 952 (b) To join the list described in Subsection (3)(a), a person shall provide to the division:
- 953 (i)(A) the driver license number of the individual if the vehicle upon which the
954 person may display the license plate is owned by an individual; or
- 955 (B) the tax identification number of the business entity if the vehicle upon which
956 the person may display the license plate is owned by a business entity;
- 957 (ii) the vehicle identification number of the vehicle upon which the person may
958 display the license plate; and
- 959 (iii) other information requested by the division.
- 960 (c) A person expressing interest in a new sponsored special group license plate as
961 described in Subsection (3)(b) is not required to pay a fee or deposit to be included
962 on the list described in Subsection (3)(b).
- 963 (d) The division may not begin the design or other process to produce a new support
964 special group license plate until the list described in Subsection (3)(b) has at least 250
965 persons.
- 966 (e) The division shall provide to the sponsoring entity the contact information of the
967 persons on the list described in this Subsection (3).
- 968 (f) For each application from a sponsoring organization for a new special group license
969 plate, the division may retain from money deposited into the Transportation Fund as
970 described in Subsection 41-1a-1211(1)(b)(ii) an amount necessary to cover the
971 one-time administrative and programming costs for administering the list described
972 in this Subsection (3).
- 973 [~~3~~] (4) If an application under Subsection (2) is for a special group license plate that was
974 discontinued in accordance with this part, each registered vehicle with the discontinued
975 special group license plate is considered a complete preorder application for the
976 purposes of Subsection (2)(b).
- 977 [~~4~~] (5) The division:
- 978 (a) may share data collected under Subsection [~~2~~](~~d~~)(~~iii~~) (2)(c)(iii) with the Legislature
979 and the state auditor;

980 (b) may not use the information in Subsection ~~[(2)(d)(iii)]~~ (2)(c)(iii) in deciding whether
 981 to approve the sponsoring organization's application; and

982 (c) is not required to evaluate the accuracy or veracity of information the private
 983 nonprofit organization provides under Subsection ~~[(2)(d)]~~ (2)(c).

984 ~~[(5)]~~ (6) Except as otherwise provided in this part, ~~[the division may not begin design work~~
 985 ~~on or issue a new type of sponsored special group license plate]~~ unless the sponsoring
 986 organization satisfies the requirements of ~~[Subsection (2).]~~ Subsections (2) and (3), the
 987 division may not begin design work on or issue a new type of special group license plate
 988 or a redesign of a special group license plate.

989 ~~[(6)]~~ (7) A sponsoring organization that is a state agency may request a state agency
 990 recognition special group license plate without meeting the minimum preorder
 991 requirements of Subsection ~~[(2)(b)]~~ (3) if:

992 (a) the governor certifies that there is a legitimate government operations purpose for
 993 issuing the state agency recognition special group license plate; and

994 (b) through appropriation or any other source, funds are available to cover the start-up
 995 and administrative costs of the state agency recognition special group license plate.

996 ~~[(7)]~~ (8) A sponsoring organization of a sponsored special group license plate issued in
 997 accordance with this part shall maintain a functional website that:

998 (a) explains how the sponsoring organization will use the required contributions in
 999 accordance with this part;

1000 (b) if applicable, makes available the sponsoring organization's most recent Internal
 1001 Revenue Service Form 990; and

1002 (c) provides instructions for how to obtain a verification form if the sponsoring
 1003 organization elects to require verification in accordance with Subsection ~~[(8)]~~ (9).

1004 ~~[(8)]~~ (9)(a) A sponsoring organization may establish eligibility requirements for the
 1005 sponsoring organization's sponsored special group license plate.

1006 (b) If a sponsoring organization establishes eligibility requirements under this
 1007 subsection, the sponsoring organization shall:

1008 (i) inform the division that a verification form is required as part of an application for
 1009 the sponsoring organization's sponsored special group license plate;

1010 (ii) establish a process for providing a verification form to an applicant; and

1011 (iii) provide a verification form prescribed by the division to an applicant who
 1012 satisfies the sponsoring organization's eligibility requirements.

1013 ~~[(9)]~~ (10)(a) A sponsored special group license plate design is subject to approval by the [

- 1014 license plate] design review board as described in Subsection 41-1a-402(3).
- 1015 (b) Subject to approval by the [license plate] design review board as described in
- 1016 Subsection 41-1a-402(3), the division shall begin issuing the new type of sponsored
- 1017 special group license plate no later than six months after the day on which the
- 1018 division receives the items and fees described in Subsection (2).
- 1019 (c) A sponsoring organization may request consultation or design assistance from the
- 1020 designer described in Section 41-1a-1612.
- 1021 ~~[(10)]~~ (11) The division may:
- 1022 (a) consider a request for a sponsored special group license plate for two or more
- 1023 military branches as a request for a single type of sponsored special group license
- 1024 plate for the purposes of meeting the eligibility criteria described in this section; and
- 1025 (b) charge an appropriate fee for ordering multiple ~~[symbol-decals]~~ special group symbols
- 1026 for each military branch.
- 1027 ~~[(11) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the~~
- 1028 ~~commission may make rules to establish fees and the process for administering~~
- 1029 ~~applications for new sponsored special group license plates described in Subsection~~
- 1030 ~~(2)(c).]~~
- 1031 Section 12. Section **41-1a-1605** is amended to read:
- 1032 **41-1a-1605 (Effective 07/01/26). Collegiate special group license plates.**
- 1033 (1) A sponsoring organization that is an institution may use funds received through the
- 1034 sponsored special group license plate program only for:
- 1035 (a) the institution's academic scholarships; or
- 1036 (b) the institution's intercollegiate athletics program for compensation for a student
- 1037 athlete's name, image, or likeness as described in Title 53H, Chapter 6, Part 2,
- 1038 Athletics.
- 1039 (2)(a) An institution may sponsor a special group license plate for support of academic
- 1040 scholarships and a special group license plate for intercollegiate athletics programs.
- 1041 (b) To create more than one sponsored special group license plate, an institution is only
- 1042 required to comply with the application requirements described in Sections
- 1043 41-1a-1603 and 41-1a-1604 one time.
- 1044 ~~[(2)]~~ (3) The state auditor may audit each institution to verify that the money an institution
- 1045 collects from contributors is used only for the uses described in Subsection (1).
- 1046 ~~[(3)]~~ (4) A sponsoring organization that is an institution may establish the contribution
- 1047 amount required to obtain the institution's collegiate special group license plate.

1048 Section 13. Section **41-1a-1606** is amended to read:

1049 **41-1a-1606 (Effective 07/01/26). Private nonprofit special group license plates --**
1050 **Corporate brand sponsored special group license plates -- Major league sports team**
1051 **sponsored special group license plates.**

1052 (1) A sponsoring organization that is a private nonprofit organization:

1053 (a) shall only use funds received through the sponsored special group license plate
1054 program for the charitable purpose described in the private nonprofit organization's
1055 application submitted to the division under Section 41-1a-1603; and

1056 (b) may not use funds received through the sponsored special group license plate
1057 program to pay the private nonprofit organization's employee salaries or benefits,
1058 administrative costs, or fundraising expenses.

1059 (2) A private nonprofit organization may collect a contributor's personal information for the
1060 purposes of future fundraising and any required reporting, if the private nonprofit
1061 organization requires a verification form described in Section 41-1a-1604.

1062 (3) The voluntary contribution for a corporate brand sponsored special group license plate
1063 shall be deposited into the Transportation Fund.

1064 (4)(a) A major league sports team based in Utah may request a sponsored special group
1065 license plate as provided in this part.

1066 (b) The sponsoring organization for a major league sports team sponsored special group
1067 license plate may elect to use voluntary contributions for:

1068 (i) a charitable purpose; or

1069 (ii) a contribution to the Transportation Fund.

1070 (c) A sponsoring organization for a major league sports team sponsored special group
1071 license plate that elects to use contribution funds for a charitable purpose:

1072 (i) shall only use funds received through the sponsored special group license plate
1073 program for the charitable purpose of an entity registered under Section 501(c)(3)
1074 of the Internal Revenue Code as described in the sponsoring organization's
1075 application submitted to the division under Section 41-1a-1603; and

1076 (ii) may not use funds received through the sponsored special group license plate
1077 program to pay the private nonprofit organization's employee salaries or benefits,
1078 administrative costs, or fundraising expenses.

1079 (5) The state auditor may audit each private nonprofit organization or major league sports
1080 team sponsoring organization that elects to use funds for a charitable purpose to verify
1081 that the money the private nonprofit organization collects from contributors is used for

1082 the private nonprofit organization's charitable purpose in accordance with this part.

1083 Section 14. Section **41-1a-1608** is amended to read:

1084 **41-1a-1608 (Effective 07/01/26). Review -- Discontinuance -- Consolidation --**
1085 **Report.**

1086 (1) The division shall annually review each sponsored special group license plate to
1087 determine the number of registered vehicles with each type of sponsored special group
1088 license plate during the preceding calendar year.

1089 (2)(a) The division shall discontinue a type of sponsored special group license plate if
1090 for ~~three~~ two consecutive calendar years, the division's annual review shows that
1091 fewer than ~~500~~ 50 registered vehicles have that type of sponsored special group
1092 license plate.

1093 (b) The division shall discontinue a sponsored special group license plate under
1094 Subsection (2)(a) beginning ~~[January 1 of the calendar year following the year of the~~
1095 ~~third annual review]~~ 90 days after the date on which the division completes the annual
1096 review described in Subsection (1).

1097 (3) If the division discontinues a type of sponsored special group license plate in
1098 accordance with this section, the division may not reinstate the sponsored special group
1099 license plate unless the sponsoring organization submits a request for the discontinued
1100 sponsored special group license plate in the same manner as a request for a new type of
1101 sponsored special group license plate under Section 41-1a-1604.

1102 (4)(a) A registered owner to whom the division issued an existing special group license
1103 plate or a sponsored special group license plate that the division discontinues in
1104 accordance with this section may continue to display the license plate upon renewing
1105 the motor vehicle's registration.

1106 (b) A registered owner described in Subsection (4)(a) is not required to pay a required
1107 contribution to the sponsoring organization associated with the sponsored special
1108 group license plate.

1109 (5) The division may not transfer to a new registered owner a special group license plate
1110 that is discontinued under this part.

1111 ~~[(6) Subsection (2) does not apply to a state agency recognition special group license plate~~
1112 ~~that is an existing special group license plate.]~~

1113 ~~[(7)]~~ (6) If two or more special group license plates collect required contributions that are
1114 distributed to the same entity or fund, the sponsoring organization or organizations may
1115 request to consolidate the license plate types for purposes of meeting the minimum

1116 threshold described in this section.

1117 [~~(8)~~] (7) On or before November 1 of each year, the State Tax Commission shall provide a
1118 report to the Revenue and Taxation Interim Committee, including:

1119 (a) data on the amount of revenue allocated from each license plate issued under this
1120 part;

1121 (b) the recipients of allocated revenue from each license plate, including the amount to
1122 each recipient;

1123 (c) the number of each type of license plate in circulation; and

1124 (d) any other information or data the State Tax Commission finds to be relevant.

1125 Section 15. Section **41-1a-1611** is enacted to read:

1126 **41-1a-1611 (Effective 07/01/26). Design review board -- Creation -- Duties.**

1127 (1) As used in this section, "board" means the Design Review Board created in Subsection

1128 (2).

1129 (2) There is created the Design Review Board.

1130 (3) The board consists of the following members:

1131 (a) one member appointed by the governor;

1132 (b) one member appointed by the speaker of the House of Representatives; and

1133 (c) one member appointed by the president of the Senate.

1134 (4) The member of the board appointed by the governor shall serve as chair of the board.

1135 (5)(a) If all three members of the board are not present, the board may not consider or
1136 vote on a proposed license plate design.

1137 (b) The board is not subject to Title 52, Chapter 4, Open and Public Meetings Act.

1138 (6)(a) The board shall:

1139 (i) review each proposed license plate design;

1140 (ii) vote whether to approve or reject the proposed license plate design;

1141 (iii) consider a proposed license plate design for:

1142 (A) a standard license plate as described in Subsection 41-1a-402(4); and

1143 (B) a special group license plate;

1144 (iv) determine which standard license plate designs the division may offer each year
1145 as described in Section 41-1a-402; and

1146 (v) review and approve the design and format of:

1147 (A) driver license certificates, as described in Subsection 53-3-207(3); and

1148 (B) identification cards, as described in Subsection 53-3-805(3).

1149 (b) The design review board may not approve a license plate design if the license plate

- 1150 design does not comply with the standards described in Subsection (8).
- 1151 (7) If the board approves a proposed license plate design, the division may begin the
- 1152 processes necessary for production and distribution of the license plate.
- 1153 (8)(a) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, in
- 1154 consultation with the design review board, the commission may make rules to
- 1155 establish:
- 1156 (i) standards for license plate design that ensure color contrast ratios for a license
- 1157 plate are sufficient for readability as described in Section 41-1a-403; and
- 1158 (ii) the uniform design standard and format for a special group license plate.
- 1159 (b) Except for the following license plates, a special group license plate shall comply
- 1160 with the uniform design standards and format described in rules made under
- 1161 Subsection (8)(a):
- 1162 (i) a historical support special group license plate described in Subsection
- 1163 41-1a-419(1)(c)(ii); and
- 1164 (ii) a classic support special group license plate described in Subsection
- 1165 41-1a-419(1)(c)(iii).
- 1166 Section 16. Section **41-1a-1612** is enacted to read:
- 1167 **41-1a-1612 (Effective 07/01/26). Contract for license plate design -- Consultation**
- 1168 **and other duties.**
- 1169 (1) Using revenue appropriated to the commission from the License Plate Restricted
- 1170 Account as described in Subsection 41-1a-122(4)(d), the commission shall contract with
- 1171 a designer.
- 1172 (2) The commission shall ensure that the designer has the capability and expertise to ensure
- 1173 compliance with the license plate design standards described in Subsection
- 1174 41-1a-1611(8).
- 1175 (3) The designer shall:
- 1176 (a) consult with the design review board and the commission regarding compliance with
- 1177 license plate design standards described in Subsection 41-1a-1611(8); and
- 1178 (b) provide license plate design and artistic assistance to:
- 1179 (i) if requested, a sponsoring organization proposing a new special group license
- 1180 plate or existing special group license plate redesign;
- 1181 (ii) the division;
- 1182 (iii) the commission; and
- 1183 (iv) the design review board.

1184 Section 17. Section **41-6a-702** is amended to read:

1185 **41-6a-702 (Effective 05/06/26). Left lane restrictions -- Exceptions -- Other lane**
 1186 **restrictions -- Penalties.**

1187 (1) As used in this section and Section 41-6a-704, "general purpose lane" means a highway
 1188 lane open to vehicular traffic but does not include a designated:

1189 (a) high occupancy vehicle (HOV) lane; or

1190 (b) auxiliary lane that begins as a freeway on-ramp and ends as part of the next freeway
 1191 off-ramp.

1192 (2) On a freeway or section of a freeway which has three or more general purpose lanes in
 1193 the same direction, a person may not operate a vehicle in the left most general purpose
 1194 lane if the person's vehicle or combination of vehicles has a gross vehicle weight rating
 1195 of 18,001 or more pounds.

1196 (3) Subsection (2) does not apply to a person operating a vehicle who is:

1197 (a) preparing to turn left or taking a different highway split or an exit on the left;

1198 (b) responding to emergency conditions;

1199 (c) avoiding actual or potential traffic moving onto the highway from an acceleration or
 1200 merging lane; or

1201 (d) following direction signs that direct use of a designated lane.

1202 (4)(a) A highway authority may designate a specific lane or lanes of travel for any type
 1203 of vehicle on a highway or portion of a highway under its jurisdiction for the:

1204 (i) safety of the public;

1205 (ii) efficient maintenance of a highway; or

1206 (iii) use of high occupancy vehicles.

1207 (b) The lane designation under Subsection (4)(a) is effective when appropriate signs or
 1208 roadway markings giving notice are erected on the highway or portion of the
 1209 highway.

1210 [~~(5)(a) Subject to Subsection (5)(b), the lane designation under Subsection (4)(a)(iii)~~
 1211 ~~shall allow a vehicle with a clean fuel vehicle decal issued in accordance with~~
 1212 ~~Section 72-6-121 to travel in lanes designated for the use of high occupancy vehicles~~
 1213 ~~regardless of the number of occupants as permitted by federal law or federal~~
 1214 ~~regulation.]~~

1215 [~~(b)(i) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking~~
 1216 ~~Act, the Department of Transportation may make rules to allow a vehicle with a~~
 1217 ~~clean fuel vehicle decal to travel in lanes designated for the use of high occupancy~~

1218 vehicles regardless of the number of occupants as permitted by federal law or
 1219 federal regulation.]

1220 [(ii) Except as provided in Subsection (5)(b)(iii), the Department of Transportation
 1221 may not issue more than 6,000 clean fuel vehicle decals under Section 72-6-121.]

1222 [(iii) The Department of Transportation may, through rules made under Subsection
 1223 (5)(b)(i), increase the number of clean fuel vehicle decals issued in accordance
 1224 with Section 72-6-121 beyond the minimum described in Subsection (5)(b)(ii) if
 1225 the increased issuance will allow the Department of Transportation to continue to
 1226 meet its goals for operational management of the lane designated under
 1227 Subsection (4)(a)(iii).]

1228 [(6)] (5) A public transportation vehicle may operate in a lane designated under Subsection
 1229 (4)(a)(iii) regardless of the number of occupants as permitted by federal law and
 1230 regulation.

1231 [(7)] (6) A person who operates a vehicle in violation of Subsection (2) or in violation of the
 1232 restrictions made under Subsection (4) is guilty of an infraction.

1233 Section 18. Section **53-3-207** is amended to read:

1234 **53-3-207 (Effective 05/06/26). License certificates or driving privilege cards**
 1235 **issued to drivers by class of motor vehicle -- Contents -- Release of anatomical gift**
 1236 **information -- Temporary licenses or driving privilege cards -- Minors' licenses, cards,**
 1237 **and permits -- Violation.**

1238 (1) As used in this section:

1239 (a) "Authorized guardian" means:

1240 (i) the parent or legal guardian of a child who:

1241 (A) is under 18 years old; and

1242 (B) has an invisible condition; or

1243 (ii) the legal guardian or conservator of an adult who:

1244 (A) is 18 years old or older; and

1245 (B) has an invisible condition.

1246 (b) "Driving privilege" means the privilege granted under this chapter to drive a motor
 1247 vehicle.

1248 (c) "First responder" means:

1249 (i) a law enforcement officer, as defined in Section 53-13-103;

1250 (ii) an emergency medical technician, as defined in Section 53-2e-101;

1251 (iii) an advanced emergency medical technician, as defined in Section 53-2e-101;

- 1252 (iv) a paramedic, as defined in Section 53-2e-101;
- 1253 (v) a firefighter, as defined in Section 53H-11-306; or
- 1254 (vi) a dispatcher, as defined in Section 53-6-102.
- 1255 (d) "Governmental entity" means the state or a political subdivision of the state.
- 1256 (e) "Health care professional" means:
- 1257 (i) a licensed physician, physician assistant, nurse practitioner, or mental health
- 1258 therapist; or
- 1259 (ii) any other licensed health care professional the division designates by rule made in
- 1260 accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.
- 1261 (f) "Invisible condition" means a physical or mental condition that may interfere with an
- 1262 individual's ability to communicate with a first responder, including:
- 1263 (i) a communication impediment;
- 1264 (ii) hearing loss;
- 1265 (iii) blindness or a visual impairment;
- 1266 (iv) autism spectrum disorder;
- 1267 (v) a drug allergy;
- 1268 (vi) Alzheimer's disease or dementia;
- 1269 (vii) post-traumatic stress disorder;
- 1270 (viii) traumatic brain injury;
- 1271 (ix) schizophrenia;
- 1272 (x) epilepsy;
- 1273 (xi) a developmental disability;
- 1274 (xii) Down syndrome;
- 1275 (xiii) diabetes;
- 1276 (xiv) a heart condition; or
- 1277 (xv) any other condition approved by the department.
- 1278 (g) "Invisible condition identification symbol" means a symbol or alphanumeric code
- 1279 that indicates that an individual is an individual with an invisible condition.
- 1280 (h) "Political subdivision" means any county, city, town, school district, public transit
- 1281 district, community reinvestment agency, special improvement or taxing district,
- 1282 special district, special service district, an entity created by an interlocal agreement
- 1283 adopted under Title 11, Chapter 13, Interlocal Cooperation Act, or other
- 1284 governmental subdivision or public corporation.
- 1285 (i) "State" means this state, and includes any office, department, agency, authority,

1286 commission, board, institution, hospital, college, university, children's justice center,
1287 or other instrumentality of the state.

1288 (2)(a) The division shall issue to every individual privileged to drive a motor vehicle, a
1289 regular license certificate, a limited-term license certificate, or a driving privilege
1290 card indicating the type or class of motor vehicle the individual may drive.

1291 (b) An individual may not drive a class of motor vehicle unless granted the privilege in
1292 that class.

1293 (3)(a) Every regular license certificate, limited-term license certificate, or driving
1294 privilege card shall bear:

1295 (i) the distinguishing number assigned to the individual by the division;

1296 (ii) the name, birth date, and Utah residence address of the individual;

1297 (iii) a brief description of the individual for the purpose of identification;

1298 (iv) any restrictions imposed on the license under Section 53-3-208;

1299 (v) a photograph of the individual;

1300 (vi) a photograph or other facsimile of the individual's signature;

1301 (vii) an indication whether the individual intends to make an anatomical gift under

1302 Title 26B, Chapter 8, Part 3, Revised Uniform Anatomical Gift Act, unless the
1303 driving privilege is extended under Subsection 53-3-214(3); and

1304 (viii) except as provided in Subsection (3)(b), if the individual states that the
1305 individual is a veteran of the United States military on the application for a driver
1306 license in accordance with Section 53-3-205 and provides verification that the
1307 individual was granted an honorable or general discharge from the United States [
1308 ~~Armed Forces~~] armed forces, an indication that the individual is a United States
1309 military veteran for a regular license certificate or limited-term license certificate
1310 issued on or after July 1, 2011.

1311 (b) A regular license certificate or limited-term license certificate issued to an individual
1312 younger than 21 years old on a portrait-style format as required in Subsection (7)(b)
1313 is not required to include an indication that the individual is a United States military
1314 veteran under Subsection (3)(a)(viii).

1315 (c) A new license certificate issued by the division may not bear the individual's social
1316 security number.

1317 (d)(i) The regular license certificate, limited-term license certificate, or driving
1318 privilege card shall be of an impervious material, resistant to wear, damage, and
1319 alteration.

- 1320 (ii) The size, form, and color of the regular license certificate, limited-term license
1321 certificate, or driving privilege card shall be as prescribed by the commissioner.
- 1322 (iii) The commissioner may also prescribe the issuance of a special type of limited
1323 regular license certificate, limited-term license certificate, or driving privilege card
1324 under Subsection 53-3-220(4).
- 1325 (e) The commissioner shall consult with and obtain approval from the design review
1326 board created in Section 41-1a-1611 regarding format and design of each type of
1327 license certificate.
- 1328 (4)(a) The division shall include or affix an invisible condition identification symbol on
1329 an individual's regular license certificate, limited-term license certificate, or driving
1330 privilege card if the individual or the individual's authorized guardian, on a form
1331 prescribed by the department:
- 1332 (i) requests the division to include the invisible condition identification symbol;
- 1333 (ii) provides written verification from a health care professional that the individual is
1334 an individual with an invisible condition; and
- 1335 (iii) signs a waiver of liability for the release of any medical information to:
- 1336 (A) the department;
- 1337 (B) any person who has access to the individual's medical information as recorded
1338 on the individual's driving record or the Utah Criminal Justice Information
1339 System under this chapter;
- 1340 (C) any other person who may view or receive notice of the individual's medical
1341 information by seeing the individual's regular license certificate, limited-term
1342 license certificate, or driving privilege card or the individual's information in
1343 the Utah Criminal Justice Information System;
- 1344 (D) a local law enforcement agency that receives a copy of the form described in
1345 this Subsection (4)(a) and enters the contents of the form into the local law
1346 enforcement agency's record management system or computer-aided dispatch
1347 system; and
- 1348 (E) a dispatcher who accesses the information regarding the individual's invisible
1349 condition through the use of a local law enforcement agency's record
1350 management system or computer-aided dispatch system.
- 1351 (b) As part of the form described in Subsection (4)(a), the department shall advise the
1352 individual or the individual's authorized guardian that by submitting the signed
1353 waiver, the individual or the individual's authorized guardian consents to the release

- 1354 of the individual's medical information to any person described in Subsections
1355 (4)(a)(iii)(A) through (E), even if the person is otherwise ineligible to access the
1356 individual's medical information under state or federal law.
- 1357 (c) The division may not:
- 1358 (i) charge a fee to include the invisible condition identification symbol on the
1359 individual's regular license certificate, limited-term license certificate, or driving
1360 privilege card; or
- 1361 (ii) after including the invisible condition identification symbol on the individual's
1362 previously issued regular license certificate, limited-term license certificate, or
1363 driving privilege card, require the individual to provide subsequent written
1364 verification described in Subsection (4)(a)(ii) to include the invisible condition
1365 identification symbol on the individual's renewed or extended regular license
1366 certificate, limited-term license certificate, or driving privilege card.
- 1367 (d) The division shall confirm with the Division of Professional Licensing that the health
1368 care professional described in Subsection (4)(a)(ii) holds a current state license.
- 1369 (e) The inclusion of an invisible condition identification symbol on an individual's
1370 license certificate, limited-term license certificate, or driving privilege card in
1371 accordance with Subsection (4)(a) does not confer any legal rights or privileges on
1372 the individual, including parking privileges for individuals with disabilities under
1373 Section 41-1a-414.
- 1374 (f) For each individual issued a regular license certificate, limited-term license
1375 certificate, or driving privilege card under this section that includes an invisible
1376 condition identification symbol, the division shall include in the division's database a
1377 brief description of the nature of the individual's invisible condition in the
1378 individual's record and provide the brief description to the Utah Criminal Justice
1379 Information System.
- 1380 (g) Except as provided in this section, the division may not release the information
1381 described in Subsection (4)(f).
- 1382 (h) Within 30 days after the day on which the division receives an individual's or the
1383 individual's authorized guardian's written request, the division shall:
- 1384 (i) remove from the individual's record in the division's database the invisible
1385 condition identification symbol and the brief description described in Subsection
1386 (4)(f); and
- 1387 (ii) provide the individual's updated record to the Utah Criminal Justice Information

- 1388 System.
- 1389 (5) As provided in Section 63G-2-302, the information described in Subsection (4)(a) is a
1390 private record for purposes of Title 63G, Chapter 2, Government Records Access and
1391 Management Act.
- 1392 (6)(a)(i) The division, upon determining after an examination that an applicant is
1393 mentally and physically qualified to be granted a driving privilege, may issue to
1394 an applicant a receipt for the fee if the applicant is eligible for a regular license
1395 certificate or limited-term license certificate.
- 1396 (ii)(A) The division shall issue a temporary regular license certificate or
1397 temporary limited-term license certificate allowing the individual to drive a
1398 motor vehicle while the division is completing the division's investigation to
1399 determine whether the individual is entitled to be granted a driving privilege.
- 1400 (B) A temporary regular license certificate or a temporary limited-term license
1401 certificate issued under this Subsection (6) shall be recognized and have the
1402 same rights and privileges as a regular license certificate or a limited-term
1403 license certificate.
- 1404 (b) The temporary regular license certificate or temporary limited-term license
1405 certificate shall be in the individual's immediate possession while driving a motor
1406 vehicle, and the temporary regular license certificate or temporary limited-term
1407 license certificate is invalid when the individual's regular license certificate or
1408 limited-term license certificate has been issued or when, for good cause, the privilege
1409 has been refused.
- 1410 (c) The division shall indicate on the temporary regular license certificate or temporary
1411 limited-term license certificate a date after which the temporary regular license
1412 certificate or temporary limited-term license certificate is not valid as a temporary
1413 license.
- 1414 (d)(i) Except as provided in Subsection (6)(d)(ii), the division may not issue a
1415 temporary driving privilege card or other temporary permit to an applicant for a
1416 driving privilege card.
- 1417 (ii) The division may issue a learner permit issued in accordance with Section
1418 53-3-210.5 to an applicant for a driving privilege card.
- 1419 (7)(a) The division shall distinguish learner permits, temporary permits, regular license
1420 certificates, limited-term license certificates, and driving privilege cards issued to any
1421 individual younger than 21 years old by use of plainly printed information or the use

- 1422 of a color or other means not used for other regular license certificates, limited-term
1423 license certificates, or driving privilege cards.
- 1424 (b) The division shall distinguish a regular license certificate, limited-term license
1425 certificate, or driving privilege card issued to an individual younger than 21 years old
1426 by use of a portrait-style format not used for other regular license certificates,
1427 limited-term license certificates, or driving privilege cards and by plainly printing the
1428 date the regular license certificate, limited-term license certificate, or driving
1429 privilege card holder is 21 years old.
- 1430 (8) The division shall distinguish a limited-term license certificate by clearly indicating on
1431 the document:
- 1432 (a) that the limited-term license certificate is temporary; and
1433 (b) the limited-term license certificate's expiration date.
- 1434 (9)(a) The division shall only issue a driving privilege card to an individual whose
1435 privilege was obtained without providing evidence of lawful presence in the United
1436 States as required under Subsection 53-3-205(8).
- 1437 (b) The division shall distinguish a driving privilege card from a license certificate by:
1438 (i) use of a format, color, font, or other means; and
1439 (ii) clearly displaying on the front of the driving privilege card a phrase substantially
1440 similar to "FOR DRIVING PRIVILEGES ONLY -- NOT VALID FOR
1441 IDENTIFICATION."[-]
- 1442 (10) The provisions of Subsection (7)(b) do not apply to a learner permit, temporary permit,
1443 temporary regular license certificate, temporary limited-term license certificate, or any
1444 other temporary permit.
- 1445 (11) The division shall issue temporary license certificates of the same nature, except as to
1446 duration, as the license certificates that they temporarily replace, as are necessary to
1447 implement applicable provisions of this section and Section 53-3-223.
- 1448 (12)(a) A governmental entity may not accept a driving privilege card as proof of
1449 personal identification.
- 1450 (b) A driving privilege card may not be used as a document providing proof of an
1451 individual's age for any government required purpose.
- 1452 (13) An individual who violates Subsection (2)(b) is guilty of an infraction.
- 1453 (14) Unless otherwise provided, the provisions, requirements, classes, endorsements, fees,
1454 restrictions, and sanctions under this code apply to a:
- 1455 (a) driving privilege in the same way as a license or limited-term license issued under

1456 this chapter; and
 1457 (b) limited-term license certificate or driving privilege card in the same way as a regular
 1458 license certificate issued under this chapter.

1459 Section 19. Section **53-3-805** is amended to read:

1460 **53-3-805 (Effective 05/06/26). Identification card -- Contents -- Specifications.**

1461 (1) As used in this section:

- 1462 (a) "Authorized guardian" means the same as that term is defined in Section 53-3-207.
 1463 (b) "Health care professional" means the same as that term is defined in Section 53-3-207.
 1464 (c) "Invisible condition" means the same as that term is defined in Section 53-3-207.
 1465 (d) "Invisible condition identification symbol" means the same as that term is defined in
 1466 Section 53-3-207.

1467 (2)(a) The division shall issue an identification card that bears:

- 1468 (i) the distinguishing number assigned to the individual by the division;
 1469 (ii) the name, birth date, and Utah residence address of the individual;
 1470 (iii) a brief description of the individual for the purpose of identification;
 1471 (iv) a photograph of the individual;
 1472 (v) a photograph or other facsimile of the individual's signature;
 1473 (vi) an indication whether the individual intends to make an anatomical gift under
 1474 Title 26B, Chapter 8, Part 3, Revised Uniform Anatomical Gift Act; and
 1475 (vii) if the individual states that the individual is a veteran of the United States
 1476 military on the application for an identification card in accordance with Section
 1477 53-3-804 and provides verification that the individual received an honorable or
 1478 general discharge from the United States Armed Forces, an indication that the
 1479 individual is a United States military veteran for a regular identification card or a
 1480 limited-term identification card issued on or after July 1, 2011.

1481 (b) An identification card issued by the division may not bear the individual's social
 1482 security number or place of birth.

1483 (3)(a) The card shall be of an impervious material, resistant to wear, damage, and
 1484 alteration.

1485 (b) Except as provided under Section 53-3-806, the size, form, and color of the card is
 1486 prescribed by the commissioner.

1487 (c) The commissioner shall consult with and obtain approval from the design review
 1488 board created in Section 41-1a-1611 regarding format and design of identification
 1489 cards.

- 1490 (4) At the applicant's request, the card may include a statement that the applicant has a
1491 special medical problem or allergies to certain drugs, for the purpose of medical
1492 treatment.
- 1493 (5)(a) The division shall include or affix an invisible condition identification symbol on
1494 an individual's identification card if the individual or the individual's authorized
1495 guardian, on a form prescribed by the department:
- 1496 (i) requests the division to include the invisible condition identification symbol;
 - 1497 (ii) provides written verification from a health care professional that the individual is
1498 an individual with an invisible condition; and
 - 1499 (iii) submits a signed waiver of liability for the release of any medical information to:
 - 1500 (A) the department;
 - 1501 (B) any person who has access to the individual's medical information as recorded
1502 on the individual's driving record or the Utah Criminal Justice Information
1503 System under this chapter;
 - 1504 (C) any other person who may view or receive notice of the individual's medical
1505 information by seeing the individual's identification card or the individual's
1506 information in the Utah Criminal Justice Information System;
 - 1507 (D) a local law enforcement agency that receives a copy of the form described in
1508 this Subsection (5)(a) and enters the contents of the form into the local law
1509 enforcement agency's record management system or computer-aided dispatch
1510 system; and
 - 1511 (E) a dispatcher who accesses the information regarding the individual's invisible
1512 condition through the use of a local law enforcement agency's record
1513 management system or computer-aided dispatch system.
- 1514 (b) As part of the form described in Subsection (5)(a), the department shall advise the
1515 individual or the individual's authorized guardian that by submitting the request and
1516 signed waiver, the individual or the individual's authorized guardian consents to the
1517 release of the individual's medical information to any person described in Subsection
1518 (5)(a)(iii), even if the person is otherwise ineligible to access the individual's medical
1519 information under state or federal law.
- 1520 (c) The division may not:
- 1521 (i) charge a fee to include the invisible condition identification symbol on the
1522 individual's identification card; or
 - 1523 (ii) after including the invisible condition identification symbol on the individual's

1524 previously issued identification card, require the individual to provide subsequent
1525 written verification described in Subsection (5)(a)(ii) to include the invisible
1526 condition identification symbol on the individual's extended identification card.

1527 (d) The division shall confirm with the Division of Professional Licensing that the health
1528 care professional described in Subsection (5)(a)(ii) holds a current state license.

1529 (e) The inclusion of an invisible condition identification symbol on an individual's
1530 identification card in accordance with Subsection (5)(a) does not confer any legal
1531 rights or privileges on the individual, including parking privileges for individuals
1532 with disabilities under Section 41-1a-414.

1533 (f) For each individual issued an identification card under this section that includes an
1534 invisible condition identification symbol, the division shall include in the division's
1535 database a brief description of the nature of the individual's invisible condition in the
1536 individual's record and provide the brief description to the Utah Criminal Justice
1537 Information System.

1538 (g) Except as provided in this section, the division may not release the information
1539 described in Subsection (5)(f).

1540 (h) Within 30 days after the day on which the division receives an individual's or the
1541 individual's authorized guardian's written request, the division shall:

1542 (i) remove from the individual's record in the division's database the invisible
1543 condition identification symbol and the brief description described in Subsection
1544 (5)(f); and

1545 (ii) provide the individual's updated record to the Utah Criminal Justice Information
1546 System.

1547 (6)(a) If the division receives a notification from a court as provided in Section
1548 41-6a-505, 41-6a-509, 76-5-102.1, or 76-5-207, that an individual is an interdicted
1549 person, the division:

1550 (i) may accept an application from the individual for an identification card that
1551 includes an interdicted person identifier; and

1552 (ii) if the individual submits an application and qualifies for an identification card,
1553 may provide an identification card with the interdicted person identifier.

1554 (b)(i) An individual may voluntarily apply for an identification card that includes an
1555 interdicted person identifier.

1556 (ii) An individual that voluntarily applies for an identification card with an
1557 interdicted person identifier may not apply for another identification card without

1558 the interdicted person identifier for at least 30 days after the application for the
1559 identification card with the interdicted person identifier.

1560 (c) The division may not provide to an individual an identification card without the
1561 interdicted person identifier during the time period the court has designated the
1562 person as an interdicted person.

1563 (d) The division may charge an administrative fee as described in Subsection
1564 53-3-105(40) to an individual to process and provide an identification card with an
1565 interdicted person identifier.

1566 (e) An individual who is designated as an interdicted person by a court is subject to the
1567 identification card fee and other fees necessary to administer the identification card
1568 with an interdicted person identifier.

1569 (7) As provided in Section 63G-2-302, the information described in Subsection (5)(a) is a
1570 private record for purposes of Title 63G, Chapter 2, Government Records Access and
1571 Management Act.

1572 (8)(a) The indication of intent under Subsection 53-3-804(2)(j) shall be authenticated by
1573 the applicant in accordance with division rule.

1574 (b)(i) Notwithstanding Title 63G, Chapter 2, Government Records Access and
1575 Management Act, the division may, upon request, release to an organ procurement
1576 organization, as defined in Section 26B-8-301, the names and addresses of all
1577 individuals who under Subsection 53-3-804(2)(j) indicate that they intend to make
1578 an anatomical gift.

1579 (ii) An organ procurement organization may use released information only to:

1580 (A) obtain additional information for an anatomical gift registry; and

1581 (B) inform applicants of anatomical gift options, procedures, and benefits.

1582 (9) Notwithstanding Title 63G, Chapter 2, Government Records Access and Management
1583 Act, the division may release to the Department of Veterans and Military Affairs the
1584 names and addresses of all individuals who indicate their status as a veteran under
1585 Subsection 53-3-804(2)(l).

1586 (10) The division and the division's employees are not liable, as a result of false or
1587 inaccurate information provided under Subsection 53-3-804(2)(j) or (l), for direct or
1588 indirect:

1589 (a) loss;

1590 (b) detriment; or

1591 (c) injury.

- 1592 (11)(a) The division may issue a temporary regular identification card to an individual
 1593 while the individual obtains the required documentation to establish verification of
 1594 the information described in Subsections 53-3-804(2)(a), (b), (c), (d), and (i)(i).
 1595 (b) A temporary regular identification card issued under this Subsection (11) shall be
 1596 recognized and grant the individual the same privileges as a regular identification
 1597 card.
 1598 (c) A temporary regular identification card issued under this Subsection (11) is invalid:
 1599 (i) when the individual's regular identification card has been issued;
 1600 (ii) when, for good cause, an applicant's application for a regular identification card
 1601 has been refused; or
 1602 (iii) upon expiration of the temporary regular identification card.
 1603 (d) The division shall coordinate with the Department of Corrections in providing an
 1604 inmate with a temporary regular identification card as described in Section 64-13-10.6.

1605 Section 20. Section **72-1-201** is amended to read:

1606 **72-1-201 (Effective 05/06/26). Creation of Department of Transportation --**
 1607 **Functions, powers, duties, rights, and responsibilities.**

- 1608 (1) There is created the Department of Transportation which shall:
 1609 (a) have the general responsibility for planning, research, design, construction,
 1610 maintenance, security, and safety of state transportation systems;
 1611 (b) provide administration for state transportation systems and programs;
 1612 (c) implement the transportation policies of the state;
 1613 (d) plan, develop, construct, and maintain state transportation systems that are safe,
 1614 reliable, environmentally sensitive, and serve the needs of the traveling public,
 1615 commerce, and industry;
 1616 (e) establish standards and procedures regarding the technical details of administration
 1617 of the state transportation systems as established by statute and administrative rule;
 1618 (f) advise the governor and the Legislature about state transportation systems needs;
 1619 (g) coordinate with utility companies for the reasonable, efficient, and cost-effective
 1620 installation, maintenance, operation, relocation, and upgrade of utilities within state
 1621 highway rights-of-way;
 1622 (h) in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
 1623 make rules for the administration of the department, state transportation systems, and
 1624 programs;
 1625 (i) jointly with the commission annually report to the Transportation Interim Committee,

- 1626 by November 30 of each year, as to the operation, maintenance, condition, mobility,
1627 safety needs, and wildlife and livestock mitigation for state transportation systems;
- 1628 (j) ensure that any training or certification required of a public official or public
1629 employee, as those terms are defined in Section 63G-22-102, complies with Title
1630 63G, Chapter 22, State Training and Certification Requirements, if the training or
1631 certification is required:
- 1632 (i) under this title;
- 1633 (ii) by the department; or
- 1634 (iii) by an agency or division within the department;
- 1635 (k) study and make recommendations to the Legislature on potential managed lane use
1636 and implementation on selected transportation systems within the state;
- 1637 (l) before July 1 of each year, coordinate with the Utah Highway Patrol Division created
1638 in Section 53-8-103 regarding:
- 1639 (i) future highway projects that will add additional capacity to the state transportation
1640 system;
- 1641 (ii) potential changes in law enforcement responsibilities due to future highway
1642 projects; and
- 1643 (iii) incident management services on state highways;
- 1644 (m) provide public transit services, in consultation with any relevant public transit
1645 provider;[-and]
- 1646 (n) implement a public service campaign as described in Section 72-2-135, in
1647 coordination with relevant stakeholders including permitted landfills and transfer
1648 stations, to generate public awareness regarding the importance of proper
1649 transportation and disposal of waste and maintaining clean roads and highways[-] ; and
- 1650 (o) in coordination with a large public transit district, provide for leasing and other
1651 services that generate revenue in connection with public transit facilities and services
1652 that serve the Cottonwood Canyons area of Salt Lake County.
- 1653 (2) For a proposed transportation project that includes a gondola in the Cottonwood
1654 Canyons area of Salt Lake County for which the department has completed an
1655 environmental impact statement, the department may only construct the project in the
1656 phasing sequence as provided in the record of decision associated with the
1657 environmental impact statement.
- 1658 (3)(a) The department shall exercise reasonable care in designing, constructing, and
1659 maintaining a state highway in a reasonably safe condition for travel.

- 1660 (b) Nothing in this section shall be construed as:
- 1661 (i) creating a private right of action; or
- 1662 (ii) expanding or changing the department's common law duty as described in
- 1663 Subsection (3)(a) for liability purposes.
- 1664 Section 21. Section **72-1-213.1** is amended to read:
- 1665 **72-1-213.1 (Effective 07/01/26). Road usage charge program.**
- 1666 (1) As used in this section:
- 1667 (a) "Account manager" means an entity under contract with the department to administer
- 1668 and manage the road usage charge program.
- 1669 (b) "Alternative fuel vehicle" means:
- 1670 (i) an electric motor vehicle as defined in Section 41-1a-102; or
- 1671 (ii) a motor vehicle powered exclusively by a fuel other than:
- 1672 (A) motor fuel;
- 1673 (B) diesel fuel;
- 1674 (C) natural gas; or
- 1675 (D) propane.
- 1676 (c) "Payment period" means the interval during which an owner is required to report
- 1677 mileage and pay the appropriate road usage charge according to the terms of the
- 1678 program.
- 1679 (d) "Program" means the road usage charge program established and described in this
- 1680 section.
- 1681 (e) "Road usage charge cap" means the maximum fee charged to a participant in the
- 1682 program for a registration period.
- 1683 (f) "Road usage charge rate" means the per-mile usage fee charged to a participant in the
- 1684 program.
- 1685 (2) There is established a road usage charge program as described in this section.
- 1686 (3)(a) The department shall implement and oversee the administration of the program,
- 1687 which shall begin on January 1, 2020.
- 1688 (b) To implement and administer the program, the department may contract with an
- 1689 account manager.
- 1690 (4)(a) The owner or lessee of an alternative fuel vehicle may apply for enrollment of the
- 1691 alternative fuel vehicle in the program.
- 1692 (b) If an application for enrollment into the program is approved by the department, the
- 1693 owner or lessee of an alternative fuel vehicle may participate in the program in lieu of

- 1694 paying the fee described in Subsection 41-1a-1206(1)(h) or (2)(b).
- 1695 (5) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, and
1696 consistent with this section, the department:
- 1697 (a) shall make rules to establish:
- 1698 (i) processes and terms for enrollment into and withdrawal or removal from the
1699 program;
 - 1700 (ii) payment periods and other payment methods and procedures for the program;
 - 1701 (iii) standards for mileage reporting mechanisms for an owner or lessee of an
1702 alternative fuel vehicle to report mileage as part of participation in the program;
 - 1703 (iv) standards for program functions for mileage recording, payment processing,
1704 account management, and other similar aspects of the program;
 - 1705 (v) contractual terms between an owner or lessee of an alternative fuel vehicle owner
1706 and an account manager for participation in the program;
 - 1707 (vi) contractual terms between the department and an account manager, including
1708 authority for an account manager to enforce the terms of the program;
 - 1709 (vii) procedures to provide security and protection of personal information and data
1710 connected to the program, and penalties for account managers for violating
1711 privacy protection rules;
 - 1712 (viii) penalty procedures for a program participant's failure to pay a road usage
1713 charge or tampering with a device necessary for the program; and
 - 1714 (ix) department oversight of an account manager, including privacy protection of
1715 personal information and access and auditing capability of financial and other
1716 records related to administration of the program; and
- 1717 (b) may make rules to establish:
- 1718 (i) an enrollment cap for certain alternative fuel vehicle types to participate in the
1719 program;
 - 1720 (ii) a process for collection of an unpaid road usage charge or penalty; or
 - 1721 (iii) integration of the program with other similar programs, such as tolling.
- 1722 (6) Revenue generated by the road usage charge program and relevant penalties shall be
1723 deposited into the Road Usage Charge Program Special Revenue Fund.
- 1724 (7)(a) The department may:
- 1725 (i)(A) impose a penalty for failure to timely pay a road usage charge according to
1726 the terms of the program or tampering with a device necessary for the program;
1727 and

- 1728 (B) request that the Division of Motor Vehicles place a hold on the registration of
1729 the owner's or lessee's alternative fuel vehicle for failure to pay a road usage
1730 charge or penalty according to the terms of the program;
- 1731 (ii) send correspondence to the owner of an alternative fuel vehicle to inform the
1732 owner or lessee of:
- 1733 (A) the road usage charge program, implementation, and procedures;
- 1734 (B) an unpaid road usage charge and the amount of the road usage charge to be
1735 paid to the department;
- 1736 (C) the penalty for failure to pay a road usage charge within the time period
1737 described in Subsection (7)(a)(iii); and
- 1738 (D) a hold being placed on the owner's or lessee's registration for the alternative
1739 fuel vehicle, if the road usage charge and penalty are not paid within the time
1740 period described in Subsection (7)(a)(iii), which would prevent the renewal of
1741 the alternative fuel vehicle's registration; and
- 1742 (iii) require that the owner or lessee of the alternative fuel vehicle pay the road usage
1743 charge to the department within 30 days of the date when the department sends
1744 written notice of the road usage charge to the owner or lessee.
- 1745 (b) The department shall send the correspondence and notice described in Subsection
1746 (7)(a) to the owner of the alternative fuel vehicle according to the terms of the
1747 program.
- 1748 (8)(a) The Division of Motor Vehicles and the department shall share and provide access
1749 to information pertaining to an alternative fuel vehicle and participation in the
1750 program including:
- 1751 (i) registration and ownership information pertaining to an alternative fuel vehicle;
- 1752 (ii) information regarding the failure of an alternative fuel vehicle owner or lessee to
1753 pay a road usage charge or penalty imposed under this section within the time
1754 period described in Subsection (7)(a)(iii); and
- 1755 (iii) the status of a request for a hold on the registration of an alternative fuel vehicle.
- 1756 (b) If the department requests a hold on the registration in accordance with this section,
1757 the Division of Motor Vehicles may not renew the registration of a motor vehicle
1758 under Title 41, Chapter 1a, Part 2, Registration, until the department withdraws the
1759 hold request.
- 1760 (9) The owner of an alternative fuel vehicle may [~~apply for enrollment~~] enroll in the
1761 program or withdraw from the program according to the terms established by the

- 1762 department [~~pursuant to~~] in accordance with rules made under Subsection (5).
- 1763 (10) If enrolled in the program, the owner or lessee of an alternative fuel vehicle shall:
- 1764 (a) report mileage driven as required by the department [~~pursuant to~~] in accordance with
- 1765 Subsection (5);
- 1766 (b) pay the road usage fee for each payment period in accordance with Subsection (5);
- 1767 and
- 1768 (c) comply with all other provisions of this section and other requirements of the
- 1769 program.
- 1770 (11) The department shall submit annually, on or before October 1, to the Transportation
- 1771 Interim Committee, an electronic report that:
- 1772 (a) states for the preceding fiscal year:
- 1773 (i) the amount of revenue collected from the program;
- 1774 (ii) the participation rate in the program; and
- 1775 (iii) the department's costs to administer the program; and
- 1776 (b) provides for the current fiscal year, an estimate of:
- 1777 (i) the revenue that will be collected from the program;
- 1778 (ii) the participation rate in the program; and
- 1779 (iii) the department's costs to administer the program.
- 1780 (12)[~~(a) Beginning on January 1, 2023:~~]
- 1781 [~~(i) the road usage charge rate is 1.0 cent per mile; and~~]
- 1782 [~~(ii) the road usage charge cap is:~~]
- 1783 [~~(A) \$130.25 for an annual registration period; and~~]
- 1784 [~~(B) \$100.75 for a six-month registration period.~~]
- 1785 [~~(b)~~] (a) Beginning on January 1, 2026:
- 1786 (i) the road usage charge rate is 1.25 cents per mile; and
- 1787 (ii) the road usage charge cap is:
- 1788 (A) \$180 for an annual registration period; and
- 1789 (B) \$139 for a six-month registration period.
- 1790 [~~(c)~~] (b) Beginning on January 1, [~~2032~~] 2027:
- 1791 (i) the road usage charge rate is 1.5 cents per mile, unless the commission establishes
- 1792 a different road usage charge rate in accordance with Subsection (13); and
- 1793 (ii) the road usage charge cap is:
- 1794 (A) [~~\$240~~] \$280 for an annual registration period; and
- 1795 (B) [~~\$185~~] \$216 for a six-month registration period.

1796 ~~[(d)]~~ (c) Beginning in ~~[2024]~~ 2028, the department shall, on January 1, annually adjust the
 1797 road usage charge rates described in this Subsection (12) by taking the road usage
 1798 charge rate for the previous year and adding an amount equal to the greater of:
 1799 (i) an amount calculated by multiplying the road usage charge rate of the previous
 1800 year by the actual percentage change during the previous fiscal year in the
 1801 Consumer Price Index as determined by the State Tax Commission; and
 1802 (ii) 0.

1803 ~~[(e)]~~ (d) Beginning in ~~[2024]~~ 2028, the State Tax Commission shall, on January 1,
 1804 annually adjust the road usage charge caps described in this Subsection (12) by
 1805 taking the road usage charge cap for the previous year and adding an amount equal to
 1806 the greater of:
 1807 (i) an amount calculated by multiplying the road usage charge cap of the previous
 1808 year by the actual percentage change during the previous fiscal year in the
 1809 Consumer Price Index; and
 1810 (ii) 0.

1811 ~~[(f)]~~ (e) The amounts calculated as described in Subsection ~~[(12)(d)]~~ (12)(c) shall be
 1812 rounded up to the nearest .01 cent.

1813 ~~[(g)]~~ (f) The amounts calculated as described in Subsection ~~[(12)(e)]~~ (12)(d) shall be
 1814 rounded up to the nearest 25 cents.

1815 ~~[(h)]~~ (g) On or before January 1 of each year, the department shall publish:

1816 (i) the adjusted road usage charge rate described in Subsection ~~[(12)(d)]~~ (12)(c); and
 1817 (ii) adjusted road usage charge cap described in Subsection ~~[(12)(e)]~~ (12)(d).

1818 (13)(a) Beginning January 1, ~~[2032]~~ 2027, the commission may establish by rule made in
 1819 accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the road
 1820 usage charge rate for each type of alternative fuel vehicle.

1821 (b)(i) Before making rules in accordance with Subsection (13)(a), the commission
 1822 shall consult with the department regarding the road usage charge rate for each
 1823 type of alternative fuel vehicle.

1824 (ii) The department shall cooperate with and make recommendations to the
 1825 commission regarding the road usage charge rate for each type of alternative fuel
 1826 vehicle.

1827 Section 22. Section **72-1-219** is enacted to read:

1828 **72-1-219 (Effective 05/06/26). Discovery and admission as evidence of certain**
 1829 **reports and surveys.**

- 1830 (1) Subject to Subsection (2), and notwithstanding any other provision of law, the following
1831 materials are privileged, are not subject to discovery or admissible evidence in a
1832 proceeding before a federal or state court, and may not be considered for any other
1833 purpose in an action for damages arising from an occurrence at a location described in
1834 the materials:
- 1835 (a) a report;
 - 1836 (b) a survey;
 - 1837 (c) a schedule;
 - 1838 (d) a list; or
 - 1839 (e) data compiled or collected.
- 1840 (2) The privilege described in Subsection (1) applies only if the materials were created or
1841 collected:
- 1842 (a) in accordance with 23 U.S.C. Sec. 409;
 - 1843 (b) under federal or state law for the purpose of identifying, evaluating, or planning the
1844 safety enhancement of:
 - 1845 (i) a potential crash site;
 - 1846 (ii) a hazardous highway condition; or
 - 1847 (iii) a railway-highway crossing; or
 - 1848 (c) for the purpose of developing a highway or railway safety construction improvement
1849 project, regardless of the funding source.

1850 Section 23. Section **72-2-107** is amended to read:

1851 **72-2-107 (Effective 05/06/26). Appropriation from Transportation Fund --**

1852 **Apportionment for class B and class C roads.**

- 1853 (1) There is appropriated to the department from the Transportation Fund annually an
1854 amount equal to 30% of an amount which the director of finance shall compute in the
1855 following manner: The total revenue deposited into the Transportation Fund during the
1856 fiscal year from state highway-user taxes and fees, minus those amounts appropriated or
1857 transferred from the Transportation Fund during the same fiscal year to:
- 1858 (a) the Department of Public Safety;
 - 1859 (b) the State Tax Commission;
 - 1860 (c) the Division of Finance;
 - 1861 (d) the Utah Travel Council;
 - 1862 (e) except as provided in Section 72-1-213.2, the road usage charge program created in
1863 Section 72-1-213.1; and

1864 (f) any other amounts appropriated or transferred for any other state agencies not a part
1865 of the department.

1866 (2)(a) Except as provided in Subsections (2)(b) and (c), all of the money appropriated in
1867 Subsection (1) shall be apportioned among counties and municipalities for class B
1868 and class C roads as provided in this title.

1869 (b) The department shall annually transfer \$500,000 of the amount calculated under
1870 Subsection (1) to the State Park Access Highways Improvement Program created in
1871 Section 72-3-207.

1872 (c) Administrative costs of the department to administer class B and class C roads shall
1873 be paid from funds calculated under Subsection (1).

1874 (3) ~~[Each quarter of every year]~~ At least quarterly the department shall make the necessary
1875 accounting entries to transfer the money appropriated under this section for class B and
1876 class C roads.

1877 (4) The funds appropriated for class B and class C roads shall be expended under the
1878 direction of the department as the Legislature shall provide.

1879 Section 24. Section **72-2-117.5** is amended to read:

1880 **72-2-117.5 (Effective 05/06/26). Definitions -- Local Highway and**
1881 **Transportation Corridor Preservation Fund -- Disposition of fund money.**

1882 (1) As used in this section:

1883 (a) "Council of governments" means a decision-making body in each county composed
1884 of membership including the county governing body and the mayors of each
1885 municipality in the county.

1886 (b) "Metropolitan planning organization" has the same meaning as defined in Section
1887 72-1-208.5.

1888 (2) There is created the Local Highway and Transportation Corridor Preservation Fund[
1889 ~~within the Transportation Fund~~].

1890 (3) The fund shall be funded from the following sources:

1891 (a) a local option highway construction and transportation corridor preservation fee
1892 imposed under Section 41-1a-1222;

1893 (b) appropriations made to the fund by the Legislature;

1894 (c) contributions from other public and private sources for deposit into the fund;

1895 (d) all money collected from rents and sales of real property acquired with fund money;

1896 (e) proceeds from general obligation bonds, revenue bonds, or other obligations issued
1897 as authorized by Title 63B, Bonds; and

- 1898 (f) sales and use tax revenues deposited into the fund in accordance with Title 59,
 1899 Chapter 12, Part 22, Local Option Sales and Use Taxes for Transportation Act.
- 1900 (4)[(a) ~~The fund shall earn interest.~~]
- 1901 [(b) ~~All interest earned on fund money shall be deposited into the fund.~~]
- 1902 [(e)] (a) The State Tax Commission shall allocate and distribute the revenues:
- 1903 (i) provided under Subsection (3)(a) to each county imposing a local option highway
 1904 construction and transportation corridor preservation fee under Section 41-1a-1222;
- 1905 (ii) provided under Subsection 59-12-2217(2) to each county imposing a county
 1906 option sales and use tax for transportation; and
- 1907 (iii) provided under Subsection (3)(f) to each county of the second class or city or
 1908 town within a county of the second class that imposes the sales and use tax
 1909 authorized by Section 59-12-2218.
- 1910 [(d) ~~The department shall distribute the funds allocated to each county, city, or town
 1911 under Subsection (4)(c) to each county, city, or town.~~]
- 1912 [(e)] (b) The money allocated and distributed under this Subsection (4):
- 1913 (i) shall be used for the purposes provided in this section for each county, city, or
 1914 town;
- 1915 (ii) is allocated to each county, city, or town as provided in this section with the
 1916 condition that the state will not be charged for any asset purchased with the money
 1917 allocated and distributed under this Subsection (4), unless there is a written
 1918 agreement in place with the department [~~prior to~~] before the purchase of the asset
 1919 stipulating a reimbursement by the state to the county, city, or town of no more
 1920 than the original purchase price paid by the county, city, or town; and
- 1921 (iii) is considered a local matching contribution for the purposes described under
 1922 Section 72-2-123 if used on a state highway.
- 1923 [(f) ~~Administrative costs of the department to implement this section shall be paid from
 1924 the fund.~~]
- 1925 (5)(a) A highway authority may acquire real property or any interests in real property for
 1926 state, county, and municipal transportation corridors subject to:
- 1927 (i) money available in the fund to each county under Subsection (4); and
 1928 (ii) the provisions of this section.
- 1929 (b) Fund money may be used to pay interest on debts incurred in accordance with this
 1930 section.
- 1931 (c)(i)(A) Fund money may be used to pay maintenance costs of properties

- 1932 acquired under this section but limited to a total of 5% of the purchase price of
1933 the property.
- 1934 (B) Any additional maintenance cost shall be paid from funds other than under
1935 this section.
- 1936 (C) Revenue generated by any property acquired under this section is excluded
1937 from the limitations under this Subsection (5)(c)(i).
- 1938 (ii) Fund money may be used to pay direct costs of acquisition of properties acquired
1939 under this section.
- 1940 (d) Fund money allocated and distributed under Subsection (4) may be used by a county
1941 highway authority for countywide transportation or public transit planning if:
- 1942 (i) the county's planning focus area is outside the boundaries of a metropolitan
1943 planning organization;
- 1944 (ii) the transportation planning is part of the county's continuing, cooperative, and
1945 comprehensive process for transportation or public transit planning, transportation
1946 corridor preservation, right-of-way acquisition, and project programming;
- 1947 (iii) no more than four years allocation every 20 years to each county is used for
1948 transportation planning under this Subsection (5)(d); and
- 1949 (iv) the county otherwise qualifies to use the fund money as provided under this
1950 section.
- 1951 (e)(i) Subject to Subsection (11), fund money allocated and distributed under
1952 Subsection (4) may be used by a county highway authority for transportation
1953 corridor planning that is part of the transportation corridor elements of an ongoing
1954 work program of transportation or public transit projects.
- 1955 (ii) The transportation corridor planning under Subsection (5)(e)(i) shall be under the
1956 direction of:
- 1957 (A) the metropolitan planning organization if the county is within the boundaries
1958 of a metropolitan planning organization; or
- 1959 (B) the department if the county is not within the boundaries of a metropolitan
1960 planning organization.
- 1961 (f)(i) A county, city, or town that imposes a local option highway construction and
1962 transportation corridor preservation fee under Section 41-1a-1222 may elect to
1963 administer the funds allocated and distributed to that county, city, or town under
1964 Subsection (4) as a revolving loan fund.
- 1965 (ii) If a county, city, or town elects to administer the funds allocated and distributed

1966 to that county, city, or town under Subsection (4) as a revolving loan fund, a local
 1967 highway authority shall repay the fund money authorized for the project to the
 1968 fund.

1969 (iii) A county, city, or town that elects to administer the funds allocated and
 1970 distributed to that county, city, or town under Subsection (4) as a revolving loan
 1971 fund shall establish repayment conditions of the money to the fund from the
 1972 specified project funds.

1973 (g)(i) Subject to the restrictions in Subsections (5)(g)(ii) and (iii), fund money may be
 1974 used by a county of the third, fourth, fifth, or sixth class or by a city or town
 1975 within a county of the third, fourth, fifth, or sixth class for:

- 1976 (A) the construction, operation, or maintenance of a class B road or class C road;
- 1977 or
- 1978 (B) the restoration or repair of survey monuments associated with transportation
- 1979 infrastructure.

1980 (ii) A county, city, or town may not use more than 50% of the current balance of fund
 1981 money allocated to the county, city, or town for the purposes described in
 1982 Subsection (5)(g)(i).

1983 (iii) A county, city, or town may not use more than 50% of the fund revenue
 1984 collections allocated to a county, city, or town in the current fiscal year for the
 1985 purposes described in Subsection (5)(g)(i).

1986 (6)(a)(i) The Local Highway and Transportation Corridor Preservation Fund shall be
 1987 used to preserve transportation corridors, promote long-term statewide
 1988 transportation planning, save on acquisition costs, and promote the best interests
 1989 of the state in a manner which minimizes impact on prime agricultural land.

1990 ~~[(ii) The Local Highway and Transportation Corridor Preservation Fund shall only be~~
 1991 ~~used to preserve a transportation corridor that is right-of-way:]~~

1992 ~~[(A) in a county of the first or second class for:]~~

1993 ~~[(I) a state highway;]~~

1994 ~~[(H) a principal arterial highway as defined in Section 72-4-102.5;]~~

1995 ~~[(III) a minor arterial highway as defined in Section 72-4-102.5;]~~

1996 ~~[(IV) a collector highway in an urban area as defined in Section 72-4-102.5; or]~~

1997 ~~[(V) a transit facility as defined in Section 17B-2a-802; or]~~

1998 ~~[(B) in a county of the third, fourth, fifth, or sixth class for:]~~

1999 ~~[(I) a state highway;]~~

- 2000 ~~[(H) a principal arterial highway as defined in Section 72-4-102.5;]~~
- 2001 ~~[(HH) a minor arterial highway as defined in Section 72-4-102.5;]~~
- 2002 ~~[(IV) a major collector highway as defined in Section 72-4-102.5;]~~
- 2003 ~~[(V) a minor collector road as defined in Section 72-4-102.5; or]~~
- 2004 ~~[(VI) a transit facility as defined in Section 17B-2a-802.]~~
- 2005 (ii) Subject to Subsection (6)(c), in a county of the first or second class, the Local
- 2006 Highway and Transportation Corridor Preservation Fund shall only be used to
- 2007 preserve a transportation corridor that is a right-of-way for:
- 2008 (A) a state highway;
- 2009 (B) a principal arterial highway as defined in Section 72-4-102.5;
- 2010 (C) a minor arterial highway as defined in Section 72-4-102.5;
- 2011 (D) a collector highway in an urban area as defined in Section 72-4-102.5;
- 2012 (E) a transit facility as defined in Section 17B-2a-802; or
- 2013 (F) regionally significant active transportation facilities identified in the regional
- 2014 transportation plan.
- 2015 (iii) In a county of the third, fourth, fifth, or sixth class, the Local Highway and
- 2016 Transportation Corridor Preservation Fund shall only be used to preserve a
- 2017 transportation corridor that is a right-of-way for:
- 2018 (A) a state highway;
- 2019 (B) a principal arterial highway as defined in Section 72-4-102.5;
- 2020 (C) a minor arterial highway as defined in Section 72-4-102.5;
- 2021 (D) a major collector highway as defined in Section 72-4-102.5;
- 2022 (E) a minor collector road as defined in Section 72-4-102.5; or
- 2023 (F) a transit facility as defined in Section 17B-2a-802.
- 2024 ~~[(iii)]~~ (iv) The Local Highway and Transportation Corridor Preservation Fund may
- 2025 not be used for a transportation corridor that is primarily a recreational trail as
- 2026 defined under Section 79-5-102.
- 2027 (b) A highway authority shall authorize the expenditure of fund money after determining
- 2028 that the expenditure is being made in accordance with this section from applications
- 2029 that are:
- 2030 (i) endorsed by the council of governments; and
- 2031 (ii) for a right-of-way purchase for a transportation corridor authorized under
- 2032 Subsection (6)(a)(ii) or (iii).
- 2033 (c)(i) In addition to the uses described in Subsections (6)(a) and (6)(b), subject to

2034 Subsection (6)(c)(ii), if a county legislative body makes a determination that there
2035 are no regionally significant corridor preservation acquisitions identified in the
2036 regional transportation plan for locally owned transportation facilities that are
2037 needed over the next 20 years, the following additional allowed uses of the locally
2038 imposed corridor preservation fund are permitted:

2039 (A) development and construction of class A, class B, class C, and class D roads;

2040 (B) traffic and pedestrian safety infrastructure;

2041 (C) streets, alleys, roads, highways, and thoroughfares of any kind, including
2042 connected structures;

2043 (D) active transportation facilities that are for nonmotorized vehicles and
2044 multimodal transportation;

2045 (E) other modes and forms of conveyance used by the public, including parking
2046 structures; and

2047 (F) transportation-related capital facility construction, debt service or bond
2048 issuance costs, operations, and maintenance.

2049 (ii)(A) A county legislative body and the associated metropolitan planning
2050 organization shall review the regional transportation plan not less than every
2051 four years to confirm that no new regionally significant corridor preservation
2052 acquisitions have been identified as needed.

2053 (B) A county legislative body may not expend locally imposed corridor
2054 preservation funds for a use described in Subsection (6)(c)(i) unless the county
2055 legislative body determines and the relevant metropolitan planning
2056 organization concurs that no regionally significant corridor preservation needs
2057 exist in the next 20 years.

2058 (7)(a)(i) A council of governments shall establish a council of governments
2059 endorsement process which includes prioritization and application procedures for
2060 use of the money allocated to each county under this section.

2061 (ii) The endorsement process under Subsection (7)(a)(i) may include review or
2062 endorsement of the preservation project by:

2063 (A) the metropolitan planning organization if the county is within the boundaries
2064 of a metropolitan planning organization; or

2065 (B) the department if the county is not within the boundaries of a metropolitan
2066 planning organization.

2067 (b) All fund money shall be prioritized by each highway authority and council of

- 2068 governments based on considerations, including:
- 2069 (i) areas with rapidly expanding population;
- 2070 (ii) the willingness of local governments to complete studies and impact statements
- 2071 that meet department standards;
- 2072 (iii) the preservation of transportation corridors by the use of local planning and
- 2073 zoning processes;
- 2074 (iv) the availability of other public and private matching funds for a project;
- 2075 (v) the cost-effectiveness of the preservation projects;
- 2076 (vi) long and short-term maintenance costs for property acquired; and
- 2077 (vii) whether the transportation corridor is included as part of:
- 2078 (A) the county and municipal master plan; and
- 2079 (B)(I) the statewide long range plan; or
- 2080 (II) the regional transportation plan of the area metropolitan planning
- 2081 organization if one exists for the area.
- 2082 (c) The council of governments shall:
- 2083 (i) establish a priority list of transportation corridor preservation projects within the
- 2084 county;
- 2085 (ii) submit the list described in Subsection (7)(c)(i) to the county's legislative body
- 2086 for approval; and
- 2087 (iii) obtain approval of the list described in Subsection (7)(c)(i) from a majority of the
- 2088 members of the county legislative body.
- 2089 (d) A county's council of governments may only submit one priority list described in
- 2090 Subsection (7)(c)(i) per calendar year.
- 2091 (e) A county legislative body may only consider and approve one priority list described
- 2092 in Subsection (7)(c)(i) per calendar year.
- 2093 (8)(a) Unless otherwise provided by written agreement with another highway authority
- 2094 or public transit district, the highway authority that holds the deed to the property is
- 2095 responsible for maintenance of the property.
- 2096 (b) The transfer of ownership for property acquired under this section from one highway
- 2097 authority to another shall include a recorded deed for the property and a written
- 2098 agreement between the highway authorities or public transit district.
- 2099 (9)(a) The proceeds from any bonds or other obligations secured by revenues of the
- 2100 Local Highway and Transportation Corridor Preservation Fund shall be used for the
- 2101 purposes authorized for funds under this section.

- 2102 (b) The highway authority shall pledge the necessary part of the revenues of the Local
2103 Highway and Transportation Corridor Preservation Fund to the payment of principal
2104 and interest on the bonds or other obligations.
- 2105 (10)(a) A highway authority may not expend money under this section to purchase a
2106 right-of-way for a state highway unless the highway authority has:
- 2107 (i) a transportation corridor property acquisition policy or ordinance in effect that
2108 meets department requirements for the acquisition of real property or any interests
2109 in real property under this section; and
- 2110 (ii) an access management policy or ordinance in effect that meets the requirements
2111 under Subsection 72-2-117(8).
- 2112 (b) The provisions of Subsection (10)(a)(i) do not apply if the highway authority has a
2113 written agreement with the department for the department to acquire real property or
2114 any interests in real property on behalf of the local highway authority under this
2115 section.
- 2116 (11) The county shall ensure, to the extent possible, that the fund money allocated and
2117 distributed to a city or town in accordance with Subsection (4) is expended:
- 2118 (a) to fund a project or service as allowed by this section within the city or town to
2119 which the fund money is allocated;
- 2120 (b) to pay debt service, principal, or interest on a bond or other obligation as allowed by
2121 this section if that bond or other obligation is:
- 2122 (i) secured by money allocated to the city or town; and
2123 (ii) issued to finance a project or service as allowed by this section within the city or
2124 town to which the fund money is allocated;
- 2125 (c) to fund transportation planning as allowed by this section within the city or town to
2126 which the fund money is allocated; or
- 2127 (d) for another purpose allowed by this section within the city or town to which the fund
2128 money is allocated.
- 2129 (12) Notwithstanding any other provision in this section, any amounts within the fund
2130 allocated to a public transit district or for a public transit corridor may only be derived
2131 from the portion of the fund that does not include constitutionally restricted sources
2132 related to the operation of a motor vehicle on a public highway or proceeds from an
2133 excise tax on liquid motor fuel to propel a motor vehicle.
- 2134 **Section 25. Repealer.**
- 2135 This bill repeals:

- 2136 Section **41-1a-123, License Plate Restricted Account.**
- 2137 Section **72-6-121, Clean fuel vehicle decal.**
- 2138 Section 26. **Effective Date.**
- 2139 (1) Except as provided in Subsection (2), this bill takes effect July 1, 2026.
- 2140 (2) The actions affecting the following sections take effect on May 6, 2026:
- 2141 (a) Section 10-20-305 (Effective 05/06/26);
- 2142 (b) Section 17-79-306 (Effective 05/06/26);
- 2143 (c) Section 41-1a-123;
- 2144 (d) Section 41-6a-702 (Effective 05/06/26);
- 2145 (e) Section 53-3-207 (Effective 05/06/26);
- 2146 (f) Section 53-3-805 (Effective 05/06/26);
- 2147 (g) Section 72-1-201 (Effective 05/06/26);
- 2148 (h) Section 72-1-219 (Effective 05/06/26);
- 2149 (i) Section 72-2-107 (Effective 05/06/26);
- 2150 (j) Section 72-2-117.5 (Effective 05/06/26); and
- 2151 (k) Section 72-6-121.