

Norman K Thurston proposes the following substitute bill:

Vintage Vehicle Amendments

2026 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Norman K Thurston

Senate Sponsor: Emily Buss

LONG TITLE

General Description:

This bill creates a classic vehicle designation for older vehicles, replacing the vintage vehicle designation.

Highlighted Provisions:

This bill:

- defines terms;
- removes emissions testing requirements for some vehicles;
- removes the vintage vehicle designation;
- creates the classic vehicle designation; and
- makes technical changes.

Money Appropriated in this Bill:

This bill appropriates \$36,400 in transfers to unrestricted funds for fiscal year 2027, all of which is from the various sources as detailed in this bill.

Other Special Clauses:

This bill provides a special effective date.

Utah Code Sections Affected:

AMENDS:

- 41-1a-102 (Effective 10/01/26)**, as last amended by Laws of Utah 2025, Chapter 285
- 41-1a-201 (Effective 10/01/26)**, as last amended by Laws of Utah 2024, Chapter 459
- 41-1a-202 (Effective 10/01/26)**, as last amended by Laws of Utah 2025, Chapter 294
- 41-1a-226 (Effective 10/01/26)**, as last amended by Laws of Utah 2023, Chapters 22, 33 and 532
- 41-1a-416 (Effective 10/01/26)**, as last amended by Laws of Utah 2024, Chapter 251
- 41-1a-418 (Effective 10/01/26)**, as last amended by Laws of Utah 2025, Chapter 247
- 41-1a-514 (Effective 10/01/26)**, as last amended by Laws of Utah 2009, Chapter 171

41-1a-1201 (Effective 10/01/26) (Partially Repealed 07/01/29), as last amended by Laws of Utah 2025, Chapter 279

41-1a-1206 (Effective 10/01/26), as last amended by Laws of Utah 2025, Chapters 215, 279

41-1a-1603 (Effective 10/01/26), as last amended by Laws of Utah 2025, Chapter 247

41-6a-102 (Effective 10/01/26) (Partially Repealed 07/01/27), as last amended by Laws of Utah 2025, Chapters 220, 471

41-6a-605 (Effective 10/01/26), as last amended by Laws of Utah 2015, Chapter 412

41-6a-1507 (Effective 10/01/26), as last amended by Laws of Utah 2009, Chapter 171

41-6a-1633 (Effective 10/01/26), as last amended by Laws of Utah 2015, Chapters 412, 454

41-6a-1642 (Effective 10/01/26), as last amended by Laws of Utah 2025, First Special Session, Chapter 5

41-27-101 (Effective 10/01/26), as enacted by Laws of Utah 2024, Chapter 459

72-1-213.2 (Effective 10/01/26), as last amended by Laws of Utah 2023, Chapters 22, 490

ENACTS:

41-28-101 (Effective 10/01/26), Utah Code Annotated 1953

41-28-102 (Effective 10/01/26), Utah Code Annotated 1953

41-28-103 (Effective 10/01/26), Utah Code Annotated 1953

41-28-104 (Effective 10/01/26), Utah Code Annotated 1953

41-28-105 (Effective 10/01/26), Utah Code Annotated 1953

REPEALS:

41-21-1 (Effective 10/01/26), as last amended by Laws of Utah 2025, Chapter 247

41-21-3 (Effective 10/01/26), as last amended by Laws of Utah 1992, Chapter 1

41-21-4 (Effective 10/01/26), as last amended by Laws of Utah 1992, Chapter 1

41-21-5 (Effective 10/01/26), as enacted by Laws of Utah 1971, Chapter 93

41-21-6 (Effective 10/01/26), as enacted by Laws of Utah 1993, Chapter 221

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

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

41-1a-102 (Effective 10/01/26). Definitions.

As used in this chapter:

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

- (2) "Actual weight" means the actual unladen weight of a vehicle or combination of vehicles as operated and certified to by a weighmaster.
- (3) "All-terrain type I vehicle" means the same as that term is defined in Section 41-22-2.
- (4) "All-terrain type II vehicle" means the same as that term is defined in Section 41-22-2.
- (5) "All-terrain type III vehicle" means the same as that term is defined in Section 41-22-2.
- (6) "Alternative fuel vehicle" means:
- (a) an electric motor vehicle;
 - (b) a hybrid electric motor vehicle;
 - (c) a plug-in hybrid electric motor vehicle; or
 - (d) a motor vehicle powered exclusively by a fuel other than:
 - (i) motor fuel;
 - (ii) diesel fuel;
 - (iii) natural gas; or
 - (iv) propane.
- (7) "Amateur radio operator" means a person licensed by the Federal Communications Commission to engage in private and experimental two-way radio operation on the amateur band radio frequencies.
- (8) "Autocycle" means the same as that term is defined in Section 53-3-102.
- (9) "Automated driving system" means the same as that term is defined in Section 41-26-102.1.
- (10) "Branded title" means a title certificate that is labeled:
- (a) rebuilt and restored to operation;
 - (b) flooded and restored to operation; or
 - (c) not restored to operation.
- (11) "Camper" means a structure designed, used, and maintained primarily to be mounted on or affixed to a motor vehicle that contains a floor and is designed to provide a mobile dwelling, sleeping place, commercial space, or facilities for human habitation or for camping.
- (12) "Certificate of title" means a document issued by a jurisdiction to establish a record of ownership between an identified owner and the described vehicle, vessel, or outboard motor.
- (13) "Certified scale weigh ticket" means a weigh ticket that has been issued by a weighmaster.
- (14) "Classic vehicle" means the same as that term is defined in Section 41-28-101.

97 ~~[(14)]~~ (15) "Commercial vehicle" means a motor vehicle, trailer, or semitrailer used or
98 maintained for the transportation of persons or property that operates:

99 (a) as a carrier for hire, compensation, or profit; or

100 (b) as a carrier to transport the vehicle owner's goods or property in furtherance of the
101 owner's commercial enterprise.

102 ~~[(15)]~~ (16) "Commission" means the State Tax Commission.

103 ~~[(16)]~~ (17) "Consumer price index" means the same as that term is defined in Section
104 59-13-102.

105 ~~[(17)]~~ (18) "Dealer" means a person engaged or licensed to engage in the business of
106 buying, selling, or exchanging new or used vehicles, vessels, or outboard motors either
107 outright or on conditional sale, bailment, lease, chattel mortgage, or otherwise or who
108 has an established place of business for the sale, lease, trade, or display of vehicles,
109 vessels, or outboard motors.

110 ~~[(18)]~~ (19) "Diesel fuel" means the same as that term is defined in Section 59-13-102.

111 ~~[(19)]~~ (20) "Division" means the Motor Vehicle Division of the commission, created in
112 Section 41-1a-106.

113 ~~[(20)]~~ (21) "Dynamic driving task" means the same as that term is defined in Section
114 41-26-102.1.

115 ~~[(21)]~~ (22) "Electric motor vehicle" means a motor vehicle that is powered solely by an
116 electric motor drawing current from a rechargeable energy storage system.

117 ~~[(22)]~~ (23) "Essential parts" means the integral and body parts of a vehicle of a type required
118 to be registered in this state, the removal, alteration, or substitution of which would tend
119 to conceal the identity of the vehicle or substantially alter the vehicle's appearance,
120 model, type, or mode of operation.

121 ~~[(23)]~~ (24) "Farm tractor" means a motor vehicle designed and used primarily as a farm
122 implement for drawing plows, mowing machines, and other implements of husbandry.

123 ~~[(24)]~~ (25)(a) "Farm truck" means a truck used by the owner or operator of a farm solely
124 for the owner's or operator's own use in the transportation of:

125 (i) farm products, including livestock and its products, poultry and its products, and
126 floricultural and horticultural products;

127 (ii) farm supplies, including tile, fence, and any other thing or commodity used in
128 agricultural, floricultural, horticultural, livestock, and poultry production; and

129 (iii) livestock, poultry, and other animals and things used for breeding, feeding, or
130 other purposes connected with the operation of a farm.

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

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

(a) one or more commercial vehicles; or

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

~~[(26)]~~ (27) "Foreign vehicle" means a vehicle of a type required to be registered, brought into this state from another state, territory, or country other than in the ordinary course of business by or through a manufacturer or dealer, and not registered in this state.

~~[(27)]~~ (28) "Gross laden weight" means the actual weight of a vehicle or combination of vehicles, equipped for operation, to which shall be added the maximum load to be carried.

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

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

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

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

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

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

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

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

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

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

165 ~~[(34)]~~ (35) "Jurisdiction" means a state, district, province, political subdivision, territory, or
166 possession of the United States or any foreign country.

167 ~~[(35)]~~ (36) "Lienholder" means a person with a security interest in particular property.

168 ~~[(36)]~~ (37) "Manufactured home" means a transportable factory built housing unit
169 constructed on or after June 15, 1976, according to the Federal Home Construction and
170 Safety Standards Act of 1974 (HUD Code), in one or more sections, which, in the
171 traveling mode, is eight body feet or more in width or 40 body feet or more in length, or
172 when erected on site, is 400 or more square feet, and which is built on a permanent
173 chassis and designed to be used as a dwelling with or without a permanent foundation
174 when connected to the required utilities, and includes the plumbing, heating,
175 air-conditioning, and electrical systems.

176 ~~[(37)]~~ (38) "Manufacturer" means a person engaged in the business of constructing,
177 manufacturing, assembling, producing, or importing new or unused vehicles, vessels, or
178 outboard motors for the purpose of sale or trade.

179 ~~[(38)]~~ (39) "Military vehicle" means a vehicle of any size or weight that was manufactured
180 for use by armed forces and that is maintained in a condition that represents the vehicle's
181 military design and markings regardless of current ownership or use.

182 ~~[(39)]~~ (40) "Mobile home" means a transportable factory built housing unit built prior to
183 June 15, 1976, in accordance with a state mobile home code which existed prior to the
184 Federal Manufactured Housing and Safety Standards Act (HUD Code).

185 ~~[(40)]~~ (41) "Motor fuel" means the same as that term is defined in Section 59-13-102.

186 ~~[(41)]~~ (42)(a) "Motor vehicle" means a self-propelled vehicle intended primarily for use
187 and operation on the highways.

188 (b) "Motor vehicle" includes a roadable aircraft and a street-legal all-terrain vehicle.

189 (c) "Motor vehicle" does not include:

190 (i) an off-highway vehicle; or

191 (ii) a motor assisted scooter as defined in Section 41-6a-102.

192 ~~[(42)]~~ (43) "Motorboat" means the same as that term is defined in Section 73-18c-102.

193 ~~[(43)]~~ (44) "Motorcycle" means:

194 (a) a motor vehicle having a saddle for the use of the rider and designed to travel on not
195 more than three wheels in contact with the ground; or

196 (b) an autocycle.

197 ~~[(44)]~~ (45) "Natural gas" means a fuel of which the primary constituent is methane.

198 ~~[(45)]~~ (46)(a) "Nonresident" means a person who is not a resident of this state as defined

by Section 41-1a-202, and who does not engage in intrastate business within this state and does not operate in that business any motor vehicle, trailer, or semitrailer within this state.

(b) A person who engages in intrastate business within this state and operates in that business any motor vehicle, trailer, or semitrailer in this state or who, even though engaging in interstate commerce, maintains a vehicle in this state as the home station of that vehicle is considered a resident of this state, ~~[insofar as that vehicle is concerned in administering this chapter]~~ for purposes of administering this chapter.

~~[(46)]~~ (47) "Odometer" means a device for measuring and recording the actual distance a vehicle travels while in operation, but does not include any auxiliary odometer designed to be periodically reset.

~~[(47)]~~ (48) "Off-highway implement of husbandry" means the same as that term is defined in Section 41-22-2.

~~[(48)]~~ (49) "Off-highway vehicle" means the same as that term is defined in Section 41-22-2.

~~[(49)]~~ (50)(a) "Operate" means:

(i) to navigate a vessel; or

(ii) collectively, the activities performed in order to perform the entire dynamic driving task for a given motor vehicle by:

(A) a human driver as defined in Section 41-26-102.1; or

(B) an engaged automated driving system.

(b) "Operate" includes testing of an automated driving system.

~~[(50)]~~ (51) "Original issue license plate" means a license plate that is of a format and type issued by the state in the same year as the model year of a vehicle that is a model year 1973 or older.

~~[(51)]~~ (52) "Outboard motor" means a detachable self-contained propulsion unit, excluding fuel supply, used to propel a vessel.

~~[(52)]~~ (53)(a) "Owner" means a person, other than a lienholder, holding title to a vehicle, vessel, or outboard motor whether or not the vehicle, vessel, or outboard motor is subject to a security interest.

(b) If a vehicle is the subject of an agreement for the conditional sale or installment sale or mortgage of the vehicle with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee or mortgagor, or if the vehicle is the subject of a security agreement, then the conditional vendee, mortgagor, or debtor is considered the owner

for the purposes of this chapter.

(c) If a vehicle is the subject of an agreement to lease, the lessor is considered the owner until the lessee exercises the lessee's option to purchase the vehicle.

~~[(53)]~~ (54) "Park model recreational vehicle" means a unit that:

(a) is designed and marketed as temporary living quarters for recreational, camping, travel, or seasonal use;

(b) is not permanently affixed to real property for use as a permanent dwelling;

(c) requires a special highway movement permit for transit; and

(d) is built on a single chassis mounted on wheels with a gross trailer area not exceeding 400 square feet in the setup mode.

~~[(54)]~~ (55) "Personal vehicle" means a vehicle that is not a commercial vehicle.

~~[(55)]~~ (56) "Personalized license plate" means a license plate that has displayed on it a combination of letters, numbers, or both as requested by the owner of the vehicle and assigned to the vehicle by the division.

~~[(56)]~~ (57)(a) "Pickup truck" means a two-axle motor vehicle with motive power manufactured, remanufactured, or materially altered to provide an open cargo area.

(b) "Pickup truck" includes a motor vehicle with the open cargo area covered with a camper, camper shell, tarp, removable top, or similar structure.

~~[(57)]~~ (58) "Plug-in hybrid electric motor vehicle" means a hybrid electric motor vehicle that has the capability to charge the battery or batteries used for vehicle propulsion from an off-vehicle electric source, such that the off-vehicle source cannot be connected to the vehicle while the vehicle is in motion.

~~[(58)]~~ (59) "Pneumatic tire" means a tire in which compressed air is designed to support the load.

~~[(59)]~~ (60) "Preceding year" means a period of 12 consecutive months fixed by the division that is within 16 months immediately preceding the commencement of the registration or license year in which proportional registration is sought. The division in fixing the period shall conform it to the terms, conditions, and requirements of any applicable agreement or arrangement for the proportional registration of vehicles.

~~[(60)]~~ (61) "Public garage" means a building or other place where vehicles or vessels are kept and stored and where a charge is made for the storage and keeping of vehicles and vessels.

~~[(61)]~~ (62) "Receipt of surrender of ownership documents" means the receipt of surrender of ownership documents described in Section 41-1a-503.

[(62)] (63) "Reconstructed vehicle" means a vehicle of a type required to be registered in this state that is materially altered from its original construction by the removal, addition, or substitution of essential parts, new or used.

[(63)] (64) "Recreational vehicle" means the same as that term is defined in Section 13-14-102.

[(64)] (65) "Registration" means a document issued by a jurisdiction that allows operation of a vehicle or vessel on the highways or waters of this state for the time period for which the registration is valid and that is evidence of compliance with the registration requirements of the jurisdiction.

[(65)] (66) "Registration decal" means the decal issued by the division that is evidence of compliance with the division's registration requirements.

[(66)] (67)(a) "Registration year" means a 12 consecutive month period commencing with the completion of the applicable registration criteria.

(b) For administration of a multistate agreement for proportional registration the division may prescribe a different 12-month period.

[(67)] (68) "Repair or replacement" means the restoration of vehicles, vessels, or outboard motors to a sound working condition by substituting any inoperative part of the vehicle, vessel, or outboard motor, or by correcting the inoperative part.

[(68) "Replica vehicle" means:]

~~[(a) a street rod that meets the requirements under Subsection 41-21-1(3)(a)(i)(B); or]~~

~~[(b) a custom vehicle that meets the requirements under Subsection 41-6a-1507(1)(a)(i)(B).]~~

(69) "Restored-modified vehicle" means a motor vehicle that has been restored and modified with modern parts and technology, including emission control technology and an on-board diagnostic system.

(70) "Road tractor" means a motor vehicle designed and used for drawing other vehicles and constructed so it does not carry any load either independently or any part of the weight of a vehicle or load that is drawn.

(71) "Roadable aircraft" means the same as that term is defined in Section 72-10-102.

(72) "Sailboat" means the same as that term is defined in Section 73-18-2.

(73) "Security interest" means an interest that is reserved or created by a security agreement to secure the payment or performance of an obligation and that is valid against third parties.

(74) "Semitrailer" means the same as the term "trailer."

(75) "Special group license plate" means a type of license plate designed for a particular group of people or a license plate authorized and issued by the division in accordance with Section 41-1a-418 or Part 16, Sponsored Special Group License Plates.

(76)(a) "Special interest vehicle" means a vehicle used for general transportation purposes and that is:

(i) 20 years or older from the current year; or

(ii) a make or model of motor vehicle recognized by the division director as having unique interest or historic value.

(b) In making a determination under Subsection (76)(a), the division director shall give special consideration to:

(i) a make of motor vehicle that is no longer manufactured;

(ii) a make or model of motor vehicle produced in limited or token quantities;

(iii) a make or model of motor vehicle produced as an experimental vehicle or one designed exclusively for educational purposes or museum display; or

(iv) a motor vehicle of any age or make that has not been substantially altered or modified from original specifications of the manufacturer and because of its significance is being collected, preserved, restored, maintained, or operated by a collector or hobbyist as a leisure pursuit.

(77)(a) "Special mobile equipment" means a vehicle:

(i) not designed or used primarily for the transportation of persons or property;

(ii) not designed to operate in traffic; and

(iii) only incidentally operated or moved over the highways.

(b) "Special mobile equipment" includes:

(i) farm tractors;

(ii) off-road motorized construction or maintenance equipment including backhoes, bulldozers, compactors, graders, loaders, road rollers, tractors, and trenchers; and

(iii) ditch-digging apparatus.

(c) "Special mobile equipment" does not include a commercial vehicle as defined under Section 72-9-102.

(78) "Specially constructed vehicle" means a vehicle of a type required to be registered in this state, not originally constructed under a distinctive name, make, model, or type by a generally recognized manufacturer of vehicles, and not materially altered from its original construction.

(79)(a) "Standard license plate" means a license plate for general issue described in

Subsection 41-1a-402(1).

(b) "Standard license plate" includes a license plate for general issue that the division issues before January 1, 2024.

(80) "State impound yard" means a yard for the storage of a vehicle, vessel, or outboard motor that meets the requirements of rules made by the commission as described in Subsection 41-1a-1101(7).

(81) "Street-legal all-terrain vehicle" or "street-legal ATV" means the same as that term is defined in Section 41-6a-102.

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

(83) "Title" means the right to or ownership of a vehicle, vessel, or outboard motor.

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

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

(85) "Tow truck motor carrier" means the same as that term is defined in Section 72-9-102.

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

(87) "Trailer" means a vehicle:

(a) without motive power; and

(b) designed for:

(i) carrying persons or property; and

(ii) being drawn by a motor vehicle.

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

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

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

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

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

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

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

~~[(95)]~~ (94) "Waters of this state" means the same as that term is defined in Section 73-18-2.

~~[(96)]~~ (95) "Weighmaster" means a person, association of persons, or corporation permitted to weigh vehicles under this chapter.

Section 2. Section **41-1a-201** is amended to read:

41-1a-201 (Effective 10/01/26). Function of registration -- Registration required -- Penalty.

(1) Unless exempted, a person or automated driving system may not operate and an owner may not engage an automated driving system, give another person permission to engage an automated driving system, or give another person permission to operate a motor vehicle, combination of vehicles, trailer, semitrailer, ~~[vintage vehicle,]~~ classic vehicle, restored-modified vehicle, off-highway vehicle, vessel, or park model recreational vehicle in this state unless it has been registered in accordance with this chapter, Chapter 22, Off-highway Vehicles, Chapter 27, Novel Vehicle Registration, or Title 73, Chapter 18, State Boating Act.

(2) Subject to Subsection 53-8-209(3), a violation of this section is an infraction.

(3)(a) ~~[In the event that]~~ If materials are temporarily unavailable for registration items required under Section 41-1a-402, the commission may delay initial vehicle registration or renewal of vehicle registrations.

(b) In a circumstance described in Subsection (3)(a), a person does not violate Subsection (1) for failure to register a vehicle during a delay period described in Subsection (3)(a).

Section 3. Section **41-1a-202** is amended to read:

41-1a-202 (Effective 10/01/26). Definitions -- Vehicles exempt from registration -- Registration of vehicles after establishing residency.

(1) As used in this section:

(a) "Designated agent" means the same as that term is defined in Section 41-12a-803.

(b) "Domicile" means the place:

(i) where an individual has a fixed permanent home and principal establishment;

(ii) to which the individual if absent, intends to return; and

(iii) in which the individual and his family voluntarily reside, not for a special or

temporary purpose, but with the intention of making a permanent home.

(c)(i) "Resident" means any of the following:

(A) an individual who:

(I) has established a domicile in this state;

(II) regardless of domicile, remains in this state for an aggregate period of six months or more during any calendar year;

(III) engages in a trade, profession, or occupation in this state or who accepts employment in other than seasonal work in this state and who does not commute into the state;

(IV) declares himself to be a resident of this state for the purpose of obtaining a driver license or motor vehicle registration; or

(V) declares himself a resident of Utah to obtain privileges not ordinarily extended to nonresidents, including going to school, or placing children in school without paying nonresident tuition or fees; or

(B) any individual, partnership, limited liability company, firm, corporation, association, or other entity that:

(I) maintains a main office, branch office, or warehouse facility in this state and that bases and operates a motor vehicle in this state; or

(II) operates a motor vehicle in intrastate transportation for other than seasonal work.

(ii) "Resident" does not include any of the following:

(A) a member of the military temporarily stationed in Utah;

(B) an out-of-state student, as classified by the institution of higher education, enrolled with the equivalent of seven or more quarter hours, regardless of whether the student engages in a trade, profession, or occupation in this state or accepts employment in this state; and

(C) an individual domiciled in another state or a foreign country that:

(I) is engaged in public, charitable, educational, or religious services for a government agency or an organization that qualifies for tax-exempt status under Internal Revenue Code Section 501(c)(3);

(II) is not compensated for services rendered other than expense reimbursements; and

(III) is temporarily in Utah for a period not to exceed 24 months.

(iii) Notwithstanding Subsections (1)(c)(i) and (ii), "resident" includes the owner of a

vehicle equipped with an automated driving system as defined in Section 41-26-102.1 if the vehicle is physically present in the state for more than 30 consecutive days in a calendar year.

(2)(a) Registration under this chapter is not required for any:

- (i) vehicle registered in another state and owned by a nonresident of the state or operating under a temporary registration permit issued by the division or a dealer authorized by this chapter, driven or moved upon a highway in conformance with the provisions of this chapter relating to manufacturers, transporters, dealers, lien holders, or interstate vehicles;
- (ii) vehicle driven or moved upon a highway only for the purpose of crossing the highway from one property to another;
- (iii) implement of husbandry, whether of a type otherwise subject to registration or not, that is only incidentally operated or moved upon a highway;
- (iv) special mobile equipment;
- (v) vehicle owned or leased by the federal government;
- (vi) motor vehicle not designed, used, or maintained for the transportation of passengers for hire or for the transportation of property if the motor vehicle is registered in another state and is owned and operated by a nonresident of this state;
- (vii) vehicle or combination of vehicles designed, used, or maintained for the transportation of persons for hire or for the transportation of property if the vehicle or combination of vehicles is registered in another state and is owned and operated by a nonresident of this state and if the vehicle or combination of vehicles has a gross laden weight of 26,000 pounds or less;
- (viii) trailer of 750 pounds or less unladen weight and not designed, used, and maintained for hire for the transportation of property or person;
- (ix) single-axle trailer unless that trailer is:
 - (A) a commercial vehicle;
 - (B) a trailer designed, used, and maintained for hire for the transportation of property or person; or
 - (C) a travel trailer, camping trailer, or fifth wheel trailer of 750 pounds or more laden weight;
- (x) manufactured home or mobile home;
- (xi) off-highway vehicle currently registered under Section 41-22-3 if the off-highway vehicle is:

- 471 (A) being towed;
- 472 (B) operated on a street or highway designated as open to off-highway vehicle
- 473 use; or
- 474 (C) operated in the manner prescribed in Subsections 41-22-10.3(1) through (3);
- 475 (xii) off-highway implement of husbandry operated in the manner prescribed in
- 476 Subsections 41-22-5.5(3) through (5);
- 477 (xiii) modular and prebuilt homes conforming to the uniform building code and
- 478 presently regulated by the United States Department of Housing and Urban
- 479 Development that are not constructed on a permanent chassis;
- 480 (xiv) electric assisted bicycle defined under Section 41-6a-102;
- 481 (xv) motor assisted scooter defined under Section 41-6a-102; or
- 482 (xvi) electric personal assistive mobility device defined under Section 41-6a-102.
- 483 (b) For purposes of an implement of husbandry as described in Subsection (2)(a)(iii),
- 484 incidental operation on a highway includes operation that is:
- 485 (i) transportation of raw agricultural materials or other agricultural related operations;
- 486 and
- 487 (ii) limited to 100 miles round trip on a highway.
- 488 (3)(a) Unless otherwise exempted under Subsection (2), registration under this chapter is
- 489 required for any motor vehicle, combination of vehicles, trailer, semitrailer, [vintage
- 490 ~~vehicle,~~] classic vehicle, or restored-modified vehicle within 60 days of the owner
- 491 establishing residency in this state.
- 492 (b)(i) The commission may contract with a designated agent described in Chapter
- 493 12a, Part 8, Uninsured Motorist Identification Database Program, to determine the
- 494 address for which a contract for owner's or operator's security pertaining to a
- 495 certain vehicle or vessel is tied.
- 496 (ii) If the information provided by the designated agent under Subsection (3)(b)(i)
- 497 indicates that the owner of a vehicle or vessel is a resident of this state, the
- 498 commission may investigate to ensure compliance with this chapter, Chapter 22,
- 499 Off-highway Vehicles, Title 59, Chapter 12, Sales and Use Tax Act, and Title 73,
- 500 Chapter 18, State Boating Act.
- 501 (c) If the commission's investigation described in Subsection (3)(b)(ii) determines that
- 502 the owner of the vehicle or vessel is not in compliance with this chapter, Chapter 22,
- 503 Off-highway Vehicles, Title 59, Chapter 12, Sales and Use Tax Act, or Title 73,
- 504 Chapter 18, State Boating Act, the commission:

- (i) may impose a penalty on the owner of the vehicle or vessel of \$150; and
- (ii) shall provide notice of noncompliance to the owner of the vehicle or vessel and allow 60 days after the date on which the notice was issued for the owner of the vehicle or vessel to comply with the provisions identified in the commission's investigation described in Subsection (3)(b)(ii).
- (d) If the owner of a vehicle or vessel fails to comply as directed within the time period described in Subsection (3)(c), the commission created in Section 41-3-104 may impose on the owner of the vehicle or vessel a penalty equal to the greater of:
- (i) if the commission finds there was an underpayment of tax under Title 59, Chapter 12, Sales and Use Tax Act, a penalty as provided in Subsection 59-1-401(7); or
- (ii) \$500.
- (e) Upon making a record of the commission's actions, and upon reasonable cause shown, the commission may waive, reduce, or compromise any penalty imposed under Subsection (3)(c) or (3)(d).
- (f)(i) The commission shall deposit money from a penalty under Subsections (3)(c)(i) and (3)(d)(ii) for failure to properly register or title a vehicle or vessel pursuant to this chapter, Chapter 22, Off-highway Vehicles, or Title 73, Chapter 18, State Boating Act, into the Uninsured Motorist Identification Restricted Account created in Section 41-12a-806.
- (ii) The commission shall deposit money from a penalty under this Subsection (3)(d)(i) for failure to pay a sales and use tax under Title 59, Chapter 12, Sales and Use Tax Act, into the General Fund.
- (4) A motor vehicle that is registered under Section 41-3-306 is exempt from the registration requirements of this part for the time period that the registration under Section 41-3-306 is valid.
- (5) A vehicle that has been issued a nonrepairable certificate may not be registered under this chapter.
- Section 4. Section **41-1a-226** is amended to read:
- 41-1a-226 (Effective 10/01/26). Classic vehicle -- Signed statement -- Restored-modified vehicle -- Registration.**
- (1) The owner of a [~~vintage~~] classic vehicle who applies for registration under this part shall provide a signed statement that the [~~vintage~~] classic vehicle[~~:~~] is safe to operate on the highways of this state as described in Section 41-28-103.
- [~~(a) is owned and operated for the purposes described in Section 41-21-1; and~~]

~~[(b) is safe to operate on the highways of this state as described in Section 41-21-4.]~~

~~[(2) For a vintage vehicle with a model year of 1982 or older, the signed statement described in Subsection (1) and in Subsection 41-6a-1642(15) is in lieu of an emissions inspection, from which a vintage vehicle is exempt under Subsection 41-6a-1642(4).]~~

~~[(3) Before registration of a vintage vehicle that has a model year of 1983 or newer, an owner shall:]~~

~~[(a) obtain a certificate of emissions inspection as provided in Section 41-6a-1642; or]~~

~~[(b) provide proof of vehicle insurance coverage for the vintage vehicle that is a type specific to a vehicle collector.]~~

~~[(4)] (2)(a)~~ If an owner of a restored-modified vehicle who applies for registration that wishes to have the notation on the registration certificate as described in Subsection [~~(4)(b)] (2)(b)~~, the owner may provide a signed statement that the vehicle:

(i) meets the definition of a restored-modified vehicle, and has modern technology, including emission control technology and an on-board diagnostic system; and

(ii) is safe to operate on the highways of this state.

(b) If a vehicle qualifies as a restored-modified vehicle, the division shall notate the registration certificate indicating that the vehicle is a restored-modified vehicle.

(c) An owner of a restored-modified vehicle may elect to remove the restored-modified notation on the registration certificate at the time of a subsequent registration.

Section 5. Section **41-1a-416** is amended to read:

41-1a-416 (Effective 10/01/26). Original issue license plates -- Alternative stickers -- Rulemaking.

(1) The owner of a motor vehicle that is a model year 1973 or older may apply to the division for permission to display an original issue license plate.

(2) An owner described in Subsection (1) shall:

(a) complete an application on a form provided by the division;

(b) supply and submit to the division for approval the original issue license plate that the owner intends to display on the motor vehicle; and

(c) pay the fees prescribed in Sections 41-1a-1206 and 41-1a-1211.

(3) Before approving an application described in this section, the division shall determine that the original issue license plate:

(a) is of a format and type issued by the state for use on a motor vehicle;

(b) has numbers and characters that are unique and do not conflict with existing license plate series in this state;

- (c) is legible, durable, and otherwise in a condition that serves the purposes of this chapter; and
- (d) is from the same year of issue as the model year of the motor vehicle on which the original issue license plate is to be displayed.

(4)(a) Except as provided in this section, the owner of a motor vehicle displaying an original issue license plate approved under this section is not exempt from any requirement described in this chapter.

(b) An original issue license plate approved under this section is exempt from:

- (i) the provisions of Section 41-1a-401 regarding reflectorization; and
- (ii) Section 41-1a-403.

(c) Notwithstanding Subsection (4)(a), if a motor vehicle displaying an original issue license plate is also a ~~[vintage-]~~ classic vehicle as defined in Section ~~[41-21-1]~~ 41-28-101, the motor vehicle qualifies for the same exemptions as a ~~[vintage-]~~ classic vehicle.

(5) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the division may make rules for the implementation of this section.

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

41-1a-418 (Effective 10/01/26). Authorized special group license plates.

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

- (a) a disability special group license plate issued in accordance with Section 41-1a-420;
- (b) a special group license plate issued for a~~[:]~~ farm truck; or
- (c) a sponsored special group plate, described in Section 41-1a-1602.

~~[(i) vintage vehicle;]~~

~~[(ii) farm truck; or]~~

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

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

- (a) a private donation for the start-up fee established under Section 63J-1-504 for the production and administrative costs of providing the new special group license plate or symbol decal; or
- (b) a legislative appropriation for the start-up fee described in Subsection (2)(a).

(3) Notwithstanding other provisions of this chapter, the division may not require a contribution as defined in Section 41-1a-1601 for a special group license plate described

in Subsection (1)(a)[~~-(1)(b)(i), or (1)(b)(ii).~~] or (1)(b).

Section 7. Section **41-1a-514** is amended to read:

41-1a-514 (Effective 10/01/26). Certificate of title -- Contents.

(1) As used in this section:

(a) "Replica Vehicle" means a custom vehicle that meets the requirements described in Subsection 41-6a-1507(1)(a)(i)(B).

(2)(a) The division, upon approving an application for a certificate of title, shall issue a certificate of title.

(b) The face of ~~[the]~~ a certificate of title shall include:

~~[(a)]~~ (i) the date issued;

~~[(b)]~~ (ii) the name and address of the owner;

~~[(c)]~~ (iii) a description of the vehicle, vessel, or outboard motor titled, including the year, make, and identification number;

~~[(d)]~~ (iv) a statement of the owner's title and of one lien or encumbrance, if any, upon the vehicle, vessel, or outboard motor;

~~[(e)]~~ (v) any brand on the title; and

~~[(f)]~~ (vi) an odometer statement, if applicable.

~~[(2)]~~ (3) The certificate of title shall bear the seal of the division.

~~[(3)]~~ (4) The certificate of title shall contain adequate space for:

(a) the assignment and warranty of title or interest by the owner;

(b) the release of interest by a recorded lien holder; and

(c) the notation of one lien or encumbrance, if any, existing at the time of transfer.

~~[(4)]~~ (5) The model year that is listed on the certificate of title of a replica vehicle shall be the model year that the body of the vehicle resembles.

~~[(5)]~~ (6) The certificate of title of a replica vehicle shall indicate that the vehicle is a replica vehicle.

Section 8. Section **41-1a-1201** is amended to read:

41-1a-1201 (Effective 10/01/26) (Partially Repealed 07/01/29). Disposition of fees.

(1) All fees received and collected under this part shall be transmitted daily to the state treasurer.

(2) Except as provided in Subsections (3), (5), (6), (7), (8), and (9) and Sections 41-1a-1205, 41-1a-1220, 41-1a-1221, 41-1a-1222, 41-1a-1223, and 41-1a-1603, all fees collected under this part shall be deposited into the Transportation Fund.

(3) Funds generated under Subsections 41-1a-1211(1)(b)(ii), (6)(b)(ii), (7), and (9), and

Section 41-1a-1212 shall be deposited into the License Plate Restricted Account created in Section 41-1a-122.

(4)(a) Except as provided in Subsections (3) and (4)(b) and Section 41-1a-1205, the expenses of the commission in enforcing and administering this part shall be provided for by legislative appropriation from the revenues of the Transportation Fund.

(b) Three dollars of the registration fees imposed under Subsections 41-1a-1206(2)(a) and (b) for each vehicle registered for a six-month registration period under Section 41-1a-215.5 may be used by the commission to cover the costs incurred in enforcing and administering this part.

~~[(e) Fifty cents of the registration fee imposed under Subsection 41-1a-1206(1)(i) for each vintage vehicle that has a model year of 1983 or newer may be used by the commission to cover the costs incurred in enforcing and administering this part.]~~

(5)(a) The following portions of the registration fees imposed under Section 41-1a-1206 for each vehicle shall be deposited into the Transportation Investment Fund of 2005 created in Section 72-2-124:

(i) \$30 of the registration fees imposed under Subsections 41-1a-1206(1)(a), (1)(b), (1)(f), (4), and (7);

(ii) \$21 of the registration fees imposed under Subsections 41-1a-1206(1)(c)(i) and (1)(c)(ii);

(iii) \$2.50 of the registration fee imposed under Subsection 41-1a-1206(1)(e)(ii);

(iv) \$23 of the registration fee imposed under Subsection 41-1a-1206(1)(d)(i);

(v) \$24.50 of the registration fee imposed under Subsection 41-1a-1206(1)(e)(i);

(vi) \$1 of the registration fee imposed under Subsection 41-1a-1206(1)(d)(ii); and

(vii) \$17 of the registration fee imposed under Subsection ~~[41-1a-1206(1)(j):]~~

41-1a-1206(1)(h).

(b) The following portions of the registration fees collected for each vehicle registered for a six-month registration period under Section 41-1a-215.5 shall be deposited into the Transportation Investment Fund of 2005 created in Section 72-2-124:

(i) \$23.25 of each registration fee collected under Subsection 41-1a-1206(2)(a)(i); and

(ii) \$23 of each registration fee collected under Subsection 41-1a-1206(2)(a)(ii).

(6)(a) Ninety-four cents of each registration fee imposed under Subsections 41-1a-1206(1)(a) and (b) for each vehicle shall be deposited into the Public Safety Restricted Account created in Section 53-3-106.

(b) Seventy-one cents of each registration fee imposed under Subsections 41-1a-1206(2)(a) and (b) for each vehicle registered for a six-month registration period under Section 41-1a-215.5 shall be deposited into the Public Safety Restricted Account created in Section 53-3-106.

(7)(a) One dollar of each registration fee imposed under Subsections 41-1a-1206(1)(a) and (b) for each vehicle shall be deposited into the Motor Vehicle Safety Impact Restricted Account created in Section 53-8-214.

(b) One dollar of each registration fee imposed under Subsections 41-1a-1206(2)(a) and (b) for each vehicle registered for a six-month registration period under Section 41-1a-215.5 shall be deposited into the Motor Vehicle Safety Impact Restricted Account created in Section 53-8-214.

(8) Fifty cents of each registration fee imposed under Subsection 41-1a-1206(1)(a) for each motorcycle shall be deposited into the Brain and Spinal Cord Injury Fund created in Section 26B-1-318.

(9)(a) Beginning on January 1, 2024, subject to Subsection (9)(b), \$2 of each registration fee imposed under Section 41-1a-1206 shall be deposited into the Rural Transportation Infrastructure Fund created in Section 72-2-133.

(b) Beginning on January 1, 2025, and each January 1 thereafter, the amount described in Subsection (9)(a) shall be annually adjusted by taking the amount deposited the previous year and adding an amount equal to the greater of:

(i) an amount calculated by multiplying the amount deposited by the previous year by the actual percentage change during the previous fiscal year in the Consumer Price Index; and

(ii) 0.

(c) The amounts calculated as described in Subsection (9)(b) shall be rounded up to the nearest 1 cent.

(10) For a vehicle registered for a 24-month period as provided in Section 41-1a-215.5, the deposits under this section are double the amounts due for a 12-month registration of the same vehicle.

Section 9. Section **41-1a-1206** is amended to read:

41-1a-1206 (Effective 10/01/26). Registration fees -- Fees by gross laden weight.

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

- (a) \$46.00 for each motorcycle;
- (b) \$44 for each motor vehicle of 14,000 pounds or less gross laden weight, excluding motorcycles;
- (c) unless the semitrailer or trailer is exempt from registration under Section 41-1a-202 or is registered under Section 41-1a-301:
- (i) \$31 for each trailer or semitrailer over 750 pounds gross unladen weight; or
- (ii) \$28.50 for each commercial trailer or commercial semitrailer of 750 pounds or less gross unladen weight;
- (d)(i) \$53 for each farm truck over 14,000 pounds, but not exceeding 16,000 pounds gross laden weight; plus
- (ii) \$9 for each 2,000 pounds over 16,000 pounds gross laden weight;
- (e)(i) \$69.50 for each motor vehicle or combination of motor vehicles, excluding farm trucks, over 14,000 pounds, but not exceeding 16,000 pounds gross laden weight; plus
- (ii) \$19 for each 2,000 pounds over 16,000 pounds gross laden weight;
- (f)(i) \$69.50 for each park model recreational vehicle over 14,000 pounds, but not exceeding 16,000 pounds gross laden weight; plus
- (ii) \$19 for each 2,000 pounds over 16,000 pounds gross laden weight;
- ~~[(g) \$45 for each vintage vehicle that has a model year of 1983 or newer;]~~
- ~~[(h)]~~ (g) in addition to the fee described in Subsection (1)(b):
- (i) an amount equal to the road usage charge cap described in Section 72-1-213.1 for:
- (A) each electric motor vehicle; and
- (B) Each motor vehicle not described in this Subsection ~~[(1)(h)]~~ (1)(g) that is fueled exclusively by a source other than motor fuel, diesel fuel, natural gas, or propane;
- (ii) \$21.75 for each hybrid electric motor vehicle; and
- (iii) \$56.50 for each plug-in hybrid electric motor vehicle; and
- ~~[(i) in addition to the fee described in Subsection (1)(g), for a vintage vehicle that has a model year of 1983 or newer, 50 cents; and]~~
- ~~[(j)]~~ (h) \$28.50 for each roadable aircraft.
- (2)(a) At the time application is made for registration or renewal of registration of a vehicle under this chapter for a six-month registration period under Section 41-1a-215.5, a registration fee shall be paid to the division as follows:
- (i) \$34.50 for each motorcycle; and

- 743 (ii) \$33.50 for each motor vehicle of 14,000 pounds or less gross laden weight,
 744 excluding motorcycles.
- 745 (b) In addition to the fee described in Subsection (2)(a)(ii), for registration or renewal of
 746 registration of a vehicle under this chapter for a six-month registration period under
 747 Section 41-1a-215.5 a registration fee shall be paid to the division as follows:
- 748 (i) an amount equal to the road usage charge cap described in Section 72-1-213.1 for:
 749 (A) each electric motor vehicle; and
 750 (B) each motor vehicle not described in this Subsection (2)(b) that is fueled
 751 exclusively by a source other than motor fuel, diesel fuel, natural gas, or
 752 propane;
- 753 (ii) \$16.50 for each hybrid electric motor vehicle; and
 754 (iii) \$43.50 for each plug-in hybrid electric motor vehicle.
- 755 (3)(a) Beginning on January 1, 2024, at the time of registration:
- 756 (i) in addition to the amounts described in Subsections (1)(a), (1)(b), (1)(c)(i),
 757 (1)(c)(ii), (1)(d)(i), (1)(e)(i), (1)(f)(i), (1)(g), [~~(1)(h)~~], (4)(a), and [~~(7)~~], (9), the
 758 individual shall also pay an additional \$7 as part of the registration fee; and
 759 (ii) in addition to the amounts described in Subsection (2)(a), the individual shall also
 760 pay an additional \$5 as part of the registration fee.
- 761 (b)(i) Beginning on January 1, 2019, the commission shall, on January 1, annually
 762 adjust the registration fees described in Subsections (1)(a), (1)(b), (1)(c)(i),
 763 (1)(c)(ii), (1)(d)(i), (1)(e)(i), (1)(f)(i), [~~(1)(g)~~], [~~(1)(j)~~], (1)(h), (2)(a), (3)(a), (4)(a),
 764 and [~~(7)~~], (9), by taking the registration fee rate for the previous year and adding
 765 an amount equal to the greater of:
- 766 (A) an amount calculated by multiplying the registration fee of the previous year
 767 by the actual percentage change during the previous fiscal year in the
 768 Consumer Price Index; and
 769 (B) 0.
- 770 (ii) Beginning on January 1, 2024, the commission shall, on January 1, annually
 771 adjust the registration fees described in Subsections [~~(1)(h)(ii)~~] (1)(g)(ii) and (iii)
 772 and (2)(b)(ii) and (iii) by taking the registration fee rate for the previous year and
 773 adding an amount equal to the greater of:
- 774 (A) an amount calculated by multiplying the registration fee of the previous year
 775 by the actual percentage change during the previous fiscal year in the
 776 Consumer Price Index; and

- 777 (B) 0.
- 778 (c) The amounts calculated as described in Subsection (3)(b) shall be rounded up to the
779 nearest 25 cents.
- 780 (4)(a) The initial registration fee for a [~~vintage vehicle that has a model year of 1982 or~~
781 ~~older~~] classic vehicle is \$40.
- 782 (b) A [~~vintage vehicle that has a model year of 1982 or older~~] classic vehicle is exempt
783 from the renewal of registration fees under Subsection (1).
- 784 [(e)] (5) A vehicle with a Purple Heart special group license plate issued on or before
785 December 31, 2023, or issued in accordance with Part 16, Sponsored Special Group
786 License Plates, is exempt from the registration fees under Subsection (1).
- 787 [(d)] (6) A camper is exempt from the registration fees under Subsection (1).
- 788 [(5)] (7) If a motor vehicle is operated in combination with a semitrailer or trailer, each
789 motor vehicle shall register for the total gross laden weight of all units of the
790 combination if the total gross laden weight of the combination exceeds 14,000 pounds.
- 791 [(6)] (8)(a) Registration fee categories under this section are based on the gross laden
792 weight declared in the licensee's application for registration.
- 793 (b) Gross laden weight shall be computed in units of 2,000 pounds.
- 794 (c) A fractional part of 2,000 pounds is a full unit.
- 795 [(7)] (9) The owner of a trailer described in Section 41-1a-228 may, as an alternative to
796 registering under Subsection (1)(c), apply for and obtain a special registration and
797 license plate, as provided in Section 41-1a-228, for a fee of \$130.
- 798 [(8)] (10) For a vehicle registered for a 24-month period as provided in Section 41-1a-215.5,
799 the fee amounts are double the amounts due for a 12-month registration of the same
800 vehicle.
- 801 [(9)] (11) Except as provided in Section 41-6a-1642, a truck may not be registered as a farm
802 truck unless:
- 803 (a) the truck meets the definition of a farm truck under Section 41-1a-102; and
- 804 (b)(i) the truck has a gross vehicle weight rating of more than 14,000 pounds; or
- 805 (ii) the truck has a gross vehicle weight rating of 14,000 pounds or less and the owner
806 submits to the division a certificate of emissions inspection or a waiver in
807 compliance with Section 41-6a-1642.
- 808 [(10)] (12) A violation of Subsection (9) is an infraction that shall be punished by a fine of
809 not less than \$200.
- 810 [(11)] (13) A motor vehicle registered as a street-legal all-terrain vehicle is:

(a) subject to the registration and other fees described in Section 41-22-9; and

(b) not required to pay an additional registration fee under this section.

~~[(12)]~~ (14) Trucks used exclusively to pump cement, bore wells, or perform crane services with a crane lift capacity of five or more tons, are exempt from 50% of the amount of the fees required for those vehicles under this section.

Section 10. Section **41-1a-1603** is amended to read:

41-1a-1603 (Effective 10/01/26). Application requirements -- Fees -- Contributions -- Rulemaking.

(1) An applicant for a sponsored special group license plate shall submit to the division:

(a) in a form and manner that the division prescribes, a complete application;

(b) payment of the fee for the issuance of the sponsored special group license plate established under Subsection (4)(a)(i);

(c) the required contribution for the sponsored special group license plate, unless the applicant previously paid the required contribution as part of a preorder application described in Subsection (3); and

(d) if the sponsoring organization elects to require verification as described in Section 41-1a-1604, a verification form obtained from the sponsoring organization.

(2) An applicant who owns a vehicle with the sponsoring organization's sponsored special group license plate shall submit to the division the required contribution to renew the sponsored special group license plate.

(3)(a) An applicant who wishes to obtain a new type of sponsored special group license plate may preorder the new type of sponsored special group license plate by:

(i) submitting to the sponsoring organization associated with the new type of sponsored special group license plate a complete preorder form created by the division; and

(ii) making the required contribution to the sponsoring organization.

(b) After the division approves the sponsoring organization's request for the new type of sponsored special group license plate under Section 41-1a-1604, an applicant who submitted a preorder in accordance with Subsection (3)(a) may apply for the sponsored special group license plate in accordance with Subsection (1).

(4)(a) The division shall, in accordance with Section 63J-1-504, establish:

(i) the fee to charge an applicant for the division's costs of issuing or renewing a sponsored special group license plate or symbol decal;

(ii) the fee to charge a sponsoring organization for the division's costs of designing

- 845 and administering a new type of sponsored special group license plate, in
846 accordance with Subsection 41-1a-1604(2)(c); and
- 847 (iii) subject to Subsections (4)(b) and (6), in an amount equal to at least \$25, the
848 minimum annual contribution amount an applicant is required to make to obtain or
849 renew the sponsoring organization's sponsored special group license plate.
- 850 (b) A fee paid in accordance with Subsection (4)(a)(i) shall be deposited into the License
851 Plate Restricted Account created in Section 41-1a-122.
- 852 (c) A sponsoring organization may establish a required contribution amount for the
853 sponsoring organization's sponsored special group license plate that is greater than
854 the amount established by the division under Subsection (4)(a)(ii).
- 855 (5) An applicant's contribution is a voluntary contribution for funding the sponsoring
856 organization's activities and not a motor vehicle registration fee.
- 857 (6) Beginning on July 1, 2025, an applicant's voluntary contribution described in
858 Subsection (4)(a)(iii) for the historical support special group license plate described in
859 Section 41-1a-419 is \$25 which the division shall allocate as follows:
- 860 (a) \$2 to the Utah State Historical Society as the sponsoring organization; and
861 (b) \$23 into the Transportation Investment Fund of 2005, created in Section 72-2-124.
- 862 (7) For a fiscal year beginning on July 1, 2025, only, the division shall transfer into the
863 General Fund \$3,500,000 from the Sponsored Special Group License Plate Fund created
864 in Section 41-1a-1610 from funds generated by the historical support special group
865 license plate.
- 866 (8) The division shall provide notice indicating the allocation of the voluntary contributions
867 described in Subsection (6) for the historical support special group license plate as
868 follows:
- 869 (a) on or before July 1, 2025, on the division website; and
870 (b) beginning on July 1, 2025, and until June 30, 2026, in any email notification of a
871 registrant's pending vehicle registration expiration described in Section 41-1a-203.
- 872 ~~[(9) An applicant for a historical support special group license plate for a vehicle that is a~~
873 ~~vintage vehicle is not required to make the voluntary contribution to obtain the historical~~
874 ~~support special group license plate.]~~
- 875 ~~[(10)]~~ (9) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
876 the commission may make rules to establish and administer the sponsored special group
877 license plate program.
- 878 Section 11. Section **41-6a-102** is amended to read:

41-6a-102 (Effective 10/01/26) (Partially Repealed 07/01/27). Definitions.

As used in this chapter:

- (1) "Alley" means a street or highway intended to provide access to the rear or side of lots or buildings in urban districts and not intended for through vehicular traffic.
- (2) "All-terrain type I vehicle" means the same as that term is defined in Section 41-22-2.
- (3) "All-terrain type II vehicle" means the same as that term is defined in Section 41-22-2.
- (4) "All-terrain type III vehicle" means the same as that term is defined in Section 41-22-2.
- (5) "Authorized emergency vehicle" includes:
 - (a) a fire department vehicle;
 - (b) a police vehicle;
 - (c) an ambulance; and
 - (d) other publicly or privately owned vehicles as designated by the commissioner of the Department of Public Safety.
- (6) "Autocycle" means the same as that term is defined in Section 53-3-102.
- (7)(a) "Bicycle" means a wheeled vehicle:
 - (i) propelled by human power by feet or hands acting upon pedals or cranks;
 - (ii) with a seat or saddle designed for the use of the operator;
 - (iii) designed to be operated on the ground; and
 - (iv) whose wheels are not less than 14 inches in diameter.
- (b) "Bicycle" includes an electric assisted bicycle.
- (c) "Bicycle" does not include scooters and similar devices.
- (8)(a) "Bicycle lane" means a portion of a highway that has been designated by a highway authority through striping, signage, pavement markings, or barriers for the preferential or exclusive use of bicycle, electric assisted bicycle, and motor assisted scooter traffic.
- (b) "Bicycle lane" does not include shared lanes intended for both motor vehicle and bicycle travel.
- (9)(a) "Bus" means a motor vehicle:
 - (i) designed for carrying more than 15 passengers and used for the transportation of persons; or
 - (ii) designed and used for the transportation of persons for compensation.
- (b) "Bus" does not include a taxicab.
- (10)(a) "Circular intersection" means an intersection that has an island, generally circular in design, located in the center of the intersection where traffic passes to the

913 right of the island.

914 (b) "Circular intersection" includes:

915 (i) roundabouts;

916 (ii) rotaries; and

917 (iii) traffic circles.

918 (11) "Class 1 electric assisted bicycle" means an electric assisted bicycle equipped with a
919 motor or electronics that:

920 (a) provides assistance only when the rider is pedaling; and

921 (b) ceases to provide assistance when the bicycle reaches the speed of 20 miles per hour.

922 (12) "Class 2 electric assisted bicycle" means an electric assisted bicycle equipped with a
923 motor or electronics that:

924 (a) may be used exclusively to propel the bicycle; and

925 (b) is not capable of providing assistance when the bicycle reaches the speed of 20 miles
926 per hour.

927 (13) "Class 3 electric assisted bicycle" means an electric assisted bicycle equipped with a
928 motor or electronics that:

929 (a) provides assistance only when the rider is pedaling;

930 (b) ceases to provide assistance when the bicycle reaches the speed of 28 miles per hour;
931 and

932 (c) is equipped with a speedometer.

933 (14) "Commissioner" means the commissioner of the Department of Public Safety.

934 (15) "Controlled-access highway" means a highway, street, or roadway:

935 (a) designed primarily for through traffic; and

936 (b) to or from which owners or occupants of abutting lands and other persons have no
937 legal right of access, except at points as determined by the highway authority having
938 jurisdiction over the highway, street, or roadway.

939 (16) "Crosswalk" means:

940 (a) that part of a roadway at an intersection included within the connections of the lateral
941 lines of the sidewalks on opposite sides of the highway measured from:

942 (i)(A) the curbs; or

943 (B) in the absence of curbs, from the edges of the traversable roadway; and

944 (ii) in the absence of a sidewalk on one side of the roadway, that part of a roadway
945 included within the extension of the lateral lines of the existing sidewalk at right
946 angles to the centerline; or

(b) any portion of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by lines or other markings on the surface.

(17) "Department" means the Department of Public Safety.

(18) "Direct supervision" means oversight at a distance within which:

(a) visual contact is maintained; and

(b) advice and assistance can be given and received.

(19) "Divided highway" means a highway divided into two or more roadways by:

(a) an unpaved intervening space;

(b) a physical barrier; or

(c) a clearly indicated dividing section constructed to impede vehicular traffic.

(20) "Echelon formation" means the operation of two or more snowplows arranged side-by-side or diagonally across multiple lanes of traffic of a multi-lane highway to clear snow from two or more lanes at once.

(21)(a) "Electric assisted bicycle" means a bicycle with an electric motor that:

(i) has a power output of not more than 750 watts;

(ii) has fully operable pedals;

(iii) has permanently affixed cranks that were installed at the time of the original manufacture;

(iv) is fully operable as a bicycle without the use of the electric motor; and

(v) is one of the following:

(A) a class 1 electric assisted bicycle;

(B) a class 2 electric assisted bicycle;

(C) a class 3 electric assisted bicycle; or

(D) a programmable electric assisted bicycle.

(b) "Electric assisted bicycle" does not include:

(i) a moped;

(ii) a motor assisted scooter;

(iii) a motorcycle;

(iv) a motor-driven cycle; or

(v) any other vehicle with less than four wheels that is designed, manufactured, intended, or advertised by the seller to have any of the following capabilities or features, or that is modifiable or is modified to have any of the following capabilities or features:

(A) has the ability to attain the speed of 20 miles per hour or greater on motor

981 power alone;

982 (B) is equipped with a continuous rated motor power of 750 watts or greater;

983 (C) is equipped with foot pegs for the operator at the time of manufacture, or
984 requires installation of a pedal kit to have operable pedals; or

985 (D) if equipped with multiple operating modes and a throttle, has one or more
986 modes that exceed 20 miles per hour on motor power alone.

987 (22)(a) "Electric personal assistive mobility device" means a self-balancing device with:

988 (i) two nontandem wheels in contact with the ground;

989 (ii) a system capable of steering and stopping the unit under typical operating
990 conditions;

991 (iii) an electric propulsion system with average power of one horsepower or 750
992 watts;

993 (iv) a maximum speed capacity on a paved, level surface of 12.5 miles per hour; and

994 (v) a deck design for a person to stand while operating the device.

995 (b) "Electric personal assistive mobility device" does not include a wheelchair.

996 (23) "Electric unicycle" means a self-balancing personal transportation device that:

997 (a) has a single wheel;

998 (b) is powered by an electric motor that utilizes gyroscopes and accelerometers to
999 stabilize the rider; and

1000 (c) is designed for the operator to face in the direction of travel while operating the
1001 device.

1002 (24) "Explosives" means a chemical compound or mechanical mixture commonly used or
1003 intended for the purpose of producing an explosion and that contains any oxidizing and
1004 combustive units or other ingredients in proportions, quantities, or packing so that an
1005 ignition by fire, friction, concussion, percussion, or detonator of any part of the
1006 compound or mixture may cause a sudden generation of highly heated gases, and the
1007 resultant gaseous pressures are capable of producing destructive effects on contiguous
1008 objects or of causing death or serious bodily injury.

1009 (25) "Farm tractor" means a motor vehicle designed and used primarily as a farm
1010 implement, for drawing plows, mowing machines, and other implements of husbandry.

1011 (26) "Flammable liquid" means a liquid that has a flashpoint of 100 degrees F. or less, as
1012 determined by a Tagliabue or equivalent closed-cup test device.

1013 (27) "Freeway" means a controlled-access highway that is part of the interstate system as
1014 defined in Section 72-1-102.

- 1015 (28)(a) "Golf cart" means a device that:
- 1016 (i) is designed for transportation by players on a golf course;
- 1017 (ii) has not less than three wheels in contact with the ground;
- 1018 (iii) has an unladen weight of less than 1,800 pounds;
- 1019 (iv) is designed to operate at low speeds; and
- 1020 (v) is designed to carry not more than six persons including the driver.
- 1021 (b) "Golf cart" does not include:
- 1022 (i) a low-speed vehicle or an off-highway vehicle;
- 1023 (ii) a motorized wheelchair;
- 1024 (iii) an electric personal assistive mobility device;
- 1025 (iv) an electric assisted bicycle;
- 1026 (v) a motor assisted scooter;
- 1027 (vi) a personal delivery device, as defined in Section 41-6a-1119; or
- 1028 (vii) a mobile carrier, as defined in Section 41-6a-1120.
- 1029 (29) "Gore area" means the area delineated by two solid white lines that is between a
- 1030 continuing lane of a through roadway and a lane used to enter or exit the continuing lane
- 1031 including similar areas between merging or splitting highways.
- 1032 (30) "Gross weight" means the weight of a vehicle without a load plus the weight of any
- 1033 load on the vehicle.
- 1034 (31) "Hi-rail vehicle" means a roadway maintenance vehicle that is:
- 1035 (a) manufactured to meet Federal Motor Vehicle Safety Standards; and
- 1036 (b) equipped with retractable flanged wheels that allow the vehicle to travel on a
- 1037 highway or railroad tracks.
- 1038 (32) "Highway" means the entire width between property lines of every way or place of any
- 1039 nature when any part of it is open to the use of the public as a matter of right for
- 1040 vehicular travel.
- 1041 (33) "Highway authority" means the same as that term is defined in Section 72-1-102.
- 1042 (34) "Interdicted person" means the same as that term is defined in Section 32B-1-102.
- 1043 (35)(a) "Intersection" means the area embraced within the prolongation or connection of
- 1044 the lateral curb lines, or, if none, then the lateral boundary lines of the roadways of
- 1045 two or more highways that join one another.
- 1046 (b) Where a highway includes two roadways 30 feet or more apart:
- 1047 (i) every crossing of each roadway of the divided highway by an intersecting
- 1048 highway is a separate intersection; and

- 1049 (ii) if the intersecting highway also includes two roadways 30 feet or more apart, then
1050 every crossing of two roadways of the highways is a separate intersection.
- 1051 (c) "Intersection" does not include the junction of an alley with a street or highway.
- 1052 (36) "Island" means an area between traffic lanes or at an intersection for control of vehicle
1053 movements or for pedestrian refuge designated by:
- 1054 (a) pavement markings, which may include an area designated by two solid yellow lines
1055 surrounding the perimeter of the area;
- 1056 (b) channelizing devices;
- 1057 (c) curbs;
- 1058 (d) pavement edges; or
- 1059 (e) other devices.
- 1060 (37)(a) "Lane filtering" means, when operating a motorcycle other than an autocycle, the
1061 act of overtaking and passing another vehicle that is stopped in the same direction of
1062 travel in the same lane.
- 1063 (b) "Lane filtering" does not include lane splitting.
- 1064 (38)(a) "Lane splitting" means, when operating a motorcycle other than an autocycle, the
1065 act of riding a motorcycle between clearly marked lanes for traffic traveling in the
1066 same direction of travel while traffic is in motion.
- 1067 (b) "Lane splitting" does not include lane filtering.
- 1068 (39) "Law enforcement agency" means the same as that term is as defined in Section
1069 53-1-102.
- 1070 (40) "Limited access highway" means a highway:
- 1071 (a) that is designated specifically for through traffic; and
- 1072 (b) over, from, or to which neither owners nor occupants of abutting lands nor other
1073 persons have any right or easement, or have only a limited right or easement of
1074 access, light, air, or view.
- 1075 (41) "Local highway authority" means the legislative, executive, or governing body of a
1076 county, municipal, or other local board or body having authority to enact laws relating to
1077 traffic under the constitution and laws of the state.
- 1078 (42)(a) "Low-speed vehicle" means a four wheeled motor vehicle that:
- 1079 (i) is designed to be operated at speeds of not more than 25 miles per hour; and
- 1080 (ii) has a capacity of not more than six passengers, including a conventional driver or
1081 fallback-ready user if on board the vehicle, as those terms are defined in Section
1082 41-26-102.1.

(b) "Low-speed vehicle" does not include a golfcart or an off-highway vehicle.

(43) "Metal tire" means a tire, the surface of which in contact with the highway is wholly or partly of metal or other hard nonresilient material.

(44)(a) "Mini-motorcycle" means a motorcycle or motor-driven cycle that has a seat or saddle that is less than 24 inches from the ground as measured on a level surface with properly inflated tires.

(b) "Mini-motorcycle" does not include a moped or a motor assisted scooter.

(c) "Mini-motorcycle" does not include a motorcycle that is:

(i) designed for off-highway use; and

(ii) registered as an off-highway vehicle under Section 41-22-3.

(45) "Mobile home" means:

(a) a trailer or semitrailer that is:

(i) designed, constructed, and equipped as a dwelling place, living abode, or sleeping place either permanently or temporarily; and

(ii) equipped for use as a conveyance on streets and highways; or

(b) a trailer or a semitrailer whose chassis and exterior shell is designed and constructed for use as a mobile home, as defined in Subsection (45)(a), but that is instead used permanently or temporarily for:

(i) the advertising, sale, display, or promotion of merchandise or services; or

(ii) any other commercial purpose except the transportation of property for hire or the transportation of property for distribution by a private carrier.

(46) "Mobility disability" means the inability of a person to use one or more of the person's extremities or difficulty with motor skills, that may include limitations with walking, grasping, or lifting an object, caused by a neuro-muscular, orthopedic, or other condition.

(47)(a) "Moped" means a motor-driven cycle having:

(i) pedals to permit propulsion by human power; and

(ii) a motor that:

(A) produces not more than two brake horsepower; and

(B) is not capable of propelling the cycle at a speed in excess of 30 miles per hour on level ground.

(b) If an internal combustion engine is used, the displacement may not exceed 50 cubic centimeters and the moped shall have a power drive system that functions directly or automatically without clutching or shifting by the operator after the drive system is engaged.

- 1117 (c) "Moped" does not include:
- 1118 (i) an electric assisted bicycle; or
- 1119 (ii) a motor assisted scooter.
- 1120 (48)(a) "Motor assisted scooter" means a self-propelled device with:
- 1121 (i) at least two wheels in contact with the ground;
- 1122 (ii) a braking system capable of stopping the unit under typical operating conditions;
- 1123 (iii) an electric motor not exceeding 2,000 watts;
- 1124 (iv) either:
- 1125 (A) handlebars and a deck design for a person to stand while operating the device;
- 1126 or
- 1127 (B) handlebars and a seat designed for a person to sit, straddle, or stand while
- 1128 operating the device;
- 1129 (v) a design for the ability to be propelled by human power alone; and
- 1130 (vi) a maximum speed of 20 miles per hour on a paved level surface.
- 1131 (b) "Motor assisted scooter" does not include:
- 1132 (i) an electric assisted bicycle; or
- 1133 (ii) a motor-driven cycle.
- 1134 (49)(a) "Motor vehicle" means a vehicle that is self-propelled and a vehicle that is
- 1135 propelled by electric power obtained from overhead trolley wires, but not operated
- 1136 upon rails.
- 1137 (b) "Motor vehicle" does not include:
- 1138 (i) vehicles moved solely by human power;
- 1139 (ii) motorized wheelchairs;
- 1140 (iii) an electric personal assistive mobility device;
- 1141 (iv) an electric assisted bicycle;
- 1142 (v) a motor assisted scooter;
- 1143 (vi) a personal delivery device, as defined in Section 41-6a-1119; or
- 1144 (vii) a mobile carrier, as defined in Section 41-6a-1120.
- 1145 (50) "Motorcycle" means:
- 1146 (a) a motor vehicle, other than a tractor, having a seat or saddle for the use of the rider
- 1147 and designed to travel with not more than three wheels in contact with the ground; or
- 1148 (b) an auticycle.
- 1149 (51)(a) "Motor-driven cycle" means a motorcycle, moped, and a motorized bicycle
- 1150 having:

- 1151 (i) an engine with less than 150 cubic centimeters displacement; or
1152 (ii) a motor that produces not more than five horsepower.
- 1153 (b) "Motor-driven cycle" does not include:
1154 (i) an electric personal assistive mobility device;
1155 (ii) a motor assisted scooter; or
1156 (iii) an electric assisted bicycle.
- 1157 (52) "OBD-II" means the on-board diagnostic system in a motor vehicle used for emissions
1158 testing as required by 42 U.S.C. Sec. 7521(m)(1).
- 1159 ~~[(52)]~~ (53) "Off-highway implement of husbandry" means the same as that term is defined
1160 under Section 41-22-2.
- 1161 ~~[(53)]~~ (54) "Off-highway motorcycle" means the same as that term is defined in Section
1162 41-22-2.
- 1163 ~~[(54)]~~ (55) "Off-highway vehicle" means the same as that term is defined under Section
1164 41-22-2.
- 1165 ~~[(55)]~~ (56) "Operate" means the same as that term is defined in Section 41-1a-102.
- 1166 ~~[(56)]~~ (57) "Operator" means:
1167 (a) a human driver, as defined in Section 41-26-102.1, that operates a vehicle; or
1168 (b) an automated driving system, as defined in Section 41-26-102.1, that operates a
1169 vehicle.
- 1170 ~~[(57)]~~ (58) "Other on-track equipment" means a railroad car, hi-rail vehicle, rolling stock, or
1171 other device operated, alone or coupled with another device, on stationary rails.
- 1172 ~~[(58)]~~ (59)(a) "Park" or "parking" means the standing of a vehicle, whether the vehicle is
1173 occupied or not.
- 1174 (b) "Park" or "parking" does not include:
1175 (i) the standing of a vehicle temporarily for the purpose of and while actually
1176 engaged in loading or unloading property or passengers; or
1177 (ii) a motor vehicle with an engaged automated driving system that has achieved a
1178 minimal risk condition, as those terms are defined in Section 41-26-102.1.
- 1179 ~~[(59)]~~ (60) "Peace officer" means a peace officer authorized under Title 53, Chapter 13,
1180 Peace Officer Classifications, to direct or regulate traffic or to make arrests for
1181 violations of traffic laws.
- 1182 ~~[(60)]~~ (61) "Pedestrian" means a person traveling:
1183 (a) on foot; or
1184 (b) in a wheelchair.

- 1185 ~~[(61)]~~ (62) "Pedestrian traffic-control signal" means a traffic-control signal used to regulate
1186 pedestrians.
- 1187 ~~[(62)]~~ (63) "Person" means a natural person, firm, copartnership, association, corporation,
1188 business trust, estate, trust, partnership, limited liability company, association, joint
1189 venture, governmental agency, public corporation, or any other legal or commercial
1190 entity.
- 1191 ~~[(63)]~~ (64) "Pole trailer" means a vehicle without motive power:
1192 (a) designed to be drawn by another vehicle and attached to the towing vehicle by means
1193 of a reach, or pole, or by being boomed or otherwise secured to the towing vehicle;
1194 and
1195 (b) that is ordinarily used for transporting long or irregular shaped loads including poles,
1196 pipes, or structural members generally capable of sustaining themselves as beams
1197 between the supporting connections.
- 1198 ~~[(64)]~~ (65) "Private road or driveway" means every way or place in private ownership and
1199 used for vehicular travel by the owner and those having express or implied permission
1200 from the owner, but not by other persons.
- 1201 ~~[(65)]~~ (66) "Programmable electric assisted bicycle" means an electric assisted bicycle with
1202 capability to switch or be programmed to function as a class 1 electric assisted bicycle,
1203 class 2 electric assisted bicycle, or class 3 electric assisted bicycle, provided that the
1204 electric assisted bicycle fully conforms with the respective requirements of each class of
1205 electric assisted bicycle when operated in that mode.
- 1206 ~~[(66)]~~ (67) "Railroad" means a carrier of persons or property upon cars operated on
1207 stationary rails.
- 1208 ~~[(67)]~~ (68) "Railroad sign or signal" means a sign, signal, or device erected by authority of a
1209 public body or official or by a railroad and intended to give notice of the presence of
1210 railroad tracks or the approach of a railroad train.
- 1211 ~~[(68)]~~ (69) "Railroad train" means a locomotive propelled by any form of energy, coupled
1212 with or operated without cars, and operated upon rails.
- 1213 ~~[(69)]~~ (70) "Restored-modified vehicle" means the same as the term defined in Section
1214 41-1a-102.
- 1215 ~~[(70)]~~ (71) "Right-of-way" means the right of one vehicle or pedestrian to proceed in a
1216 lawful manner in preference to another vehicle or pedestrian approaching under
1217 circumstances of direction, speed, and proximity that give rise to danger of collision
1218 unless one grants precedence to the other.

- 1219 ~~[(71)]~~ (72)(a) "Roadway" means that portion of highway improved, designed, or
1220 ordinarily used for vehicular travel.
- 1221 (b) "Roadway" does not include the sidewalk, berm, or shoulder, even though any of
1222 them are used by persons riding bicycles or other human-powered vehicles.
- 1223 (c) "Roadway" refers to any roadway separately but not to all roadways collectively, if a
1224 highway includes two or more separate roadways.
- 1225 ~~[(72)]~~ (73) "Safety zone" means the area or space officially set apart within a roadway for
1226 the exclusive use of pedestrians and that is protected, marked, or indicated by adequate
1227 signs as to be plainly visible at all times while set apart as a safety zone.
- 1228 ~~[(73)]~~ (74)(a) "School bus" means a motor vehicle that:
- 1229 (i) complies with the color and identification requirements of the most recent edition
1230 of "Minimum Standards for School Buses"; and
- 1231 (ii) is used to transport school children to or from school or school activities.
- 1232 (b) "School bus" does not include a vehicle operated by a common carrier in
1233 transportation of school children to or from school or school activities.
- 1234 ~~[(74)]~~ (75) "Self-balancing electric skateboard" means a device similar to a skateboard that:
- 1235 (a) has a single wheel;
- 1236 (b) is powered by an electric motor; and
- 1237 (c) is designed for the operator to face perpendicular to the direction of travel while
1238 operating the device.
- 1239 ~~[(75)]~~ (76)(a) "Semitrailer" means a vehicle with or without motive power:
- 1240 (i) designed for carrying persons or property and for being drawn by a motor vehicle;
1241 and
- 1242 (ii) constructed so that some part of its weight and that of its load rests on or is
1243 carried by another vehicle.
- 1244 (b) "Semitrailer" does not include a pole trailer.
- 1245 ~~[(76)]~~ (77) "Shoulder area" means:
- 1246 (a) that area of the hard-surfaced highway separated from the roadway by a pavement
1247 edge line as established in the current approved "Manual on Uniform Traffic Control
1248 Devices"; or
- 1249 (b) that portion of the road contiguous to the roadway for accommodation of stopped
1250 vehicles, for emergency use, and for lateral support.
- 1251 ~~[(77)]~~ (78) "Sidewalk" means that portion of a street between the curb lines, or the lateral
1252 lines of a roadway, and the adjacent property lines intended for the use of pedestrians.

1253 ~~[(78)]~~ (79)(a) "Soft-surface trail" means a marked trail surfaced with sand, rock, or dirt
1254 that is designated for the use of a bicycle.

1255 (b) "Soft-surface trail" does not mean a trail:

1256 (i) where the use of a motor vehicle or an electric assisted bicycle is prohibited by a
1257 federal law, regulation, or rule; or

1258 (ii) located in whole or in part on land granted to the state or a political subdivision
1259 subject to a conservation easement that prohibits the use of a motorized vehicle.

1260 ~~[(79)]~~ (80) "Solid rubber tire" means a tire of rubber or other resilient material that does not
1261 depend on compressed air for the support of the load.

1262 ~~[(80)]~~ (81) "Stand" or "standing" means the temporary halting of a vehicle, whether
1263 occupied or not, for the purpose of and while actually engaged in receiving or
1264 discharging passengers.

1265 ~~[(81)]~~ (82) "Stop" when required means complete cessation from movement.

1266 ~~[(82)]~~ (83) "Stop" or "stopping" when prohibited means any halting even momentarily of a
1267 vehicle, whether occupied or not, except when:

1268 (a) necessary to avoid conflict with other traffic; or

1269 (b) in compliance with the directions of a peace officer or traffic-control device.

1270 ~~[(83)]~~ (84) "Street-legal all-terrain vehicle" or "street-legal ATV" means an all-terrain type I
1271 vehicle, all-terrain type II vehicle, or all-terrain type III vehicle, or an off-highway
1272 motorcycle, that is modified to meet the requirements of Section 41-6a-1509 to operate
1273 on highways in the state in accordance with Section 41-6a-1509.

1274 ~~[(84)]~~ (85) "Street-legal novel vehicle" means a vehicle registered as a novel vehicle under
1275 Section 41-27-201 that is modified to meet the requirements of Section 41-6a-1509 to
1276 operate on highways in the state in accordance with Section 41-6a-1509.

1277 (86) "Tow truck motor carrier" means the same as that term is defined in Section 72-9-102.

1278 ~~[(85)]~~ (87) "Tow truck operator" means the same as that term is defined in Section 72-9-102.

1279 ~~[(86) "Tow truck motor carrier" means the same as that term is defined in Section~~
1280 ~~72-9-102.]~~

1281 ~~[(87)]~~ (88) "Traffic" means pedestrians, bicyclists, ridden or herded animals, vehicles, and
1282 other conveyances either singly or together while using any highway for the purpose of
1283 travel.

1284 (89) "Traffic-control device" means a sign, signal, marking, or device not inconsistent with
1285 this chapter placed or erected by a highway authority for the purpose of regulating,
1286 warning, or guiding traffic.

- 1287 (90) "Traffic-control signal" means a device, whether manually, electrically, or
1288 mechanically operated, by which traffic is alternately directed to stop and permitted to
1289 proceed.
- 1290 ~~[(88)]~~ (91) "Traffic signal preemption device" means an instrument or mechanism designed,
1291 intended, or used to interfere with the operation or cycle of a traffic-control signal.
- 1292 ~~[(89) "Traffic-control device" means a sign, signal, marking, or device not inconsistent~~
1293 ~~with this chapter placed or erected by a highway authority for the purpose of regulating,~~
1294 ~~warning, or guiding traffic.]~~
- 1295 ~~[(90) "Traffic-control signal" means a device, whether manually, electrically, or~~
1296 ~~mechanically operated, by which traffic is alternately directed to stop and permitted to~~
1297 ~~proceed.]~~
- 1298 ~~[(91)]~~ (92)(a) "Trailer" means a vehicle with or without motive power designed for
1299 carrying persons or property and for being drawn by a motor vehicle and constructed
1300 so that no part of its weight rests upon the towing vehicle.
- 1301 (b) "Trailer" does not include a pole trailer.
- 1302 ~~[(92)]~~ (93) "Truck" means a motor vehicle designed, used, or maintained primarily for the
1303 transportation of property.
- 1304 ~~[(93)]~~ (94) "Truck tractor" means a motor vehicle:
1305 (a) designed and used primarily for drawing other vehicles; and
1306 (b) constructed to carry a part of the weight of the vehicle and load drawn by the truck
1307 tractor.
- 1308 ~~[(94)]~~ (95) "Two-way left turn lane" means a lane:
1309 (a) provided for vehicle operators making left turns in either direction;
1310 (b) that is not used for passing, overtaking, or through travel; and
1311 (c) that has been indicated by a lane traffic-control device that may include lane
1312 markings.
- 1313 ~~[(95)]~~ (96) "Urban district" means the territory contiguous to and including any street, in
1314 which structures devoted to business, industry, or dwelling houses are situated at
1315 intervals of less than 100 feet, for a distance of a quarter of a mile or more.
- 1316 ~~[(96)]~~ (97) "Vehicle" means a device in, on, or by which a person or property is or may be
1317 transported or drawn on a highway, except a mobile carrier, as defined in Section
1318 41-6a-1120, or a device used exclusively on stationary rails or tracks.
- 1319 ~~[(97)]~~ (98) "Wheelie" means a maneuver performed while operating a motorcycle whereby
1320 the front wheel of the motorcycle is raised off of the ground.

Section 12. Section **41-6a-605** is amended to read:

41-6a-605 (Effective 10/01/26). Minimum speed regulations.

- (1) ~~[A person]~~ An individual may not operate a motor vehicle at a speed so slow as to impede or block the normal and reasonable movement of traffic except when:
- (a) a reduced speed is necessary for safe operation;
 - (b) upon a grade; or
 - (c) in compliance with a traffic-control device.
- (2) Operating a motor vehicle on a limited access highway at less than the speed limit side by side with and at the same speed as a vehicle operated in the adjacent right lane is evidence of a violation of Subsection (1).
- (3)(a) If, based on an engineering and traffic investigation, a highway authority determines that slow speeds on any part of a highway under ~~[its]~~ the highway authority's jurisdiction consistently impede the normal and reasonable movement of traffic, the highway authority may post a minimum speed limit.
- (b) If a minimum speed limit is posted under this Subsection (3), ~~[a person]~~ an individual may not operate a vehicle at a speed below the posted minimum speed limit except:
- (i) when necessary for safe operation; or
 - (ii) in accordance with Section 41-6a-205.
- (c) The minimum speed limit is effective when appropriate signs giving notice are erected along the highway or section of the highway.
- (4) An individual operating a classic vehicle as described in Section 41-28-102 is exempt from the requirements of this section.

~~[(4)]~~ (5) A violation of this section is an infraction.

Section 13. Section **41-6a-1507** is amended to read:

41-6a-1507 (Effective 10/01/26). Custom vehicles -- Defined -- Compliance with all laws and standards -- Exceptions -- Revocation -- Signed statement required.

- (1)(a) As used in this section, "custom vehicle" means a motor vehicle that:
- (i) ~~[(A) is at least 25 years old and of a model year after 1948; or]~~
~~[(B)(I) (A) [was manufactured to resemble a vehicle that is at least 25 years old and of a model year after 1948; and] is at least 25 years old and of a model year after 1948; or]~~
(B) was manufactured to resemble a vehicle that is at least 25 years old and of a model year after 1948 and has been altered from the manufacturer's original design or has a body constructed of non-original materials; and

1355 ~~[(H)(Aa) has been altered from the manufacturer's original design; or]~~

1356 ~~[(Bb) has a body constructed of non-original materials; and]~~

1357 (ii) is primarily a collector's item that is used for:

1358 (A) club activities;

1359 (B) exhibitions;

1360 (C) tours;

1361 (D) parades;

1362 (E) occasional transportation; and

1363 (F) other similar uses.

1364 (b) A custom vehicle does not include:

1365 (i) a motor vehicle that is used for general, daily transportation;

1366 (ii) a ~~[vintage-]~~ classic vehicle as defined in Section ~~[41-21-1]~~ 41-28-101; or

1367 (iii) a special interest vehicle as defined in Section 41-1a-102.

1368 (2) Except as specified under this section, a custom vehicle shall meet all safety,
1369 registration, insurance, fees, and taxes required under this title.

1370 (3)(a) Except as provided in Subsection ~~[(3)(b)]~~ (3)(c), all safety equipment of a custom
1371 vehicle shall at least meet the safety standards applicable to the model year of the
1372 vehicle being replicated.

1373 (b) Any replacement equipment shall comply with the design standards of the
1374 replacement equipment's manufacture.

1375 ~~[(b)]~~ (c) A custom vehicle shall comply with current vehicle brake and stopping
1376 standards.

1377 (4) A custom vehicle is exempt from motor vehicle emissions inspection and maintenance
1378 program requirements under Section 41-6a-1642.

1379 (5) The tax commission may revoke or deny the registration of a custom vehicle for failure
1380 to comply with this section.

1381 (6) The owner of a custom vehicle shall provide a signed statement certifying that the
1382 custom vehicle is owned and operated for the purposes enumerated in this section to the
1383 safety inspection station in order to qualify for the exceptions provided under this
1384 section.

1385 Section 14. Section **41-6a-1633** is amended to read:

1386 **41-6a-1633 (Effective 10/01/26). Mudguards or flaps at rear wheels of trucks,**
1387 **trailers, truck tractors, or altered motor vehicles -- Exemptions.**

1388 (1)(a) Except as provided in Subsection (2), when operated on a highway, the following

vehicles shall be equipped with wheel covers, mudguards, flaps, or splash aprons behind the rearmost wheels to prevent, as far as practicable, the wheels from throwing dirt, water, or other materials on other vehicles:

(i) a vehicle that has been altered:

(A) from the original manufacturer's frame height; or

(B) in any other manner so that the motor vehicle's wheels may throw dirt, water, or other materials on other vehicles;

(ii) any truck with a gross vehicle weight rating of 10,500 pounds or more;

(iii) any truck tractor; and

(iv) any trailer or semitrailer with an unladen weight of 750 pounds or more.

(b) The wheel covers, mudguards, flaps, or splash aprons shall:

(i) be at least as wide as the tires they are protecting;

(ii) be directly in line with the tires; and

(iii) have a ground clearance of not more than 50% of the diameter of a rear-axle wheel, under any conditions of loading of the motor vehicle.

(2) Wheel covers, mudguards, flaps, or splash aprons are not required:

(a) if the motor vehicle, trailer, or semitrailer is designed and constructed so that the requirements of Subsection (1) are accomplished by means of fenders, body construction, or other means of enclosure;

(b) on a vehicle operated or driven during fair weather on well-maintained, hard-surfaced roads if the motor vehicle:

(i) was made in America prior to 1935;

(ii) is registered as a ~~[vintage]~~ classic vehicle; or

(iii) is a custom vehicle as defined under Section 41-6a-1507; or

(c) on a street-legal all-terrain vehicle.

(3) Except as provided in Subsection (2)(b), rear wheels not covered at the top by fenders, bodies, or other parts of the vehicle shall be covered at the top by protective means extending rearward at least to the center line of the rearmost axle.

(4) A violation of this section is an infraction.

Section 15. Section **41-6a-1642** is amended to read:

41-6a-1642 (Effective 10/01/26). Emissions inspection -- County program.

(1) The legislative body of each county required under federal law to utilize a motor vehicle emissions inspection and maintenance program or in which an emissions inspection and maintenance program is necessary to attain or maintain any national ambient air quality

standard shall require:

(a) a certificate of emissions inspection, a waiver, or other evidence the motor vehicle is exempt from emissions inspection and maintenance program requirements be presented:

(i) as a condition of registration or renewal of registration; and

(ii) at other times as the county legislative body may require to enforce inspection requirements for individual motor vehicles, except that the county legislative body may not routinely require a certificate of emissions inspection, or waiver of the certificate, more often than required under Subsection (9); and

(b) compliance with this section for a motor vehicle registered or principally operated in the county and owned by or being used by a department, division, instrumentality, agency, or employee of:

(i) the federal government;

(ii) the state and any of its agencies; or

(iii) a political subdivision of the state, including school districts.

(2)(a) A vehicle owner subject to Subsection (1) shall obtain a motor vehicle emissions inspection and maintenance program certificate of emissions inspection as described in Subsection (1), but the program may not deny vehicle registration based solely on the presence of a defeat device covered in the Volkswagen partial consent decrees or a United States Environmental Protection Agency-approved vehicle modification in the following vehicles:

(i) a 2.0-liter diesel engine motor vehicle in which its lifetime nitrogen oxide emissions are mitigated in the state pursuant to a partial consent decree, including:

(A) Volkswagen Jetta, model years 2009, 2010, 2011, 2012, 2013, 2014, and 2015;

(B) Volkswagen Jetta Sportwagen, model years 2009, 2010, 2011, 2012, 2013, and 2014;

(C) Volkswagen Golf, model years 2010, 2011, 2012, 2013, 2014, and 2015;

(D) Volkswagen Golf Sportwagen, model year 2015;

(E) Volkswagen Passat, model years 2012, 2013, 2014, and 2015;

(F) Volkswagen Beetle, model years 2013, 2014, and 2015;

(G) Volkswagen Beetle Convertible, model years 2013, 2014, and 2015; and

(H) Audi A3, model years 2010, 2011, 2012, 2013, and 2015; and

(ii) a 3.0-liter diesel engine motor vehicle in which its lifetime nitrogen oxide emissions are mitigated in the state to a settlement, including:

- 1457 (A) Volkswagen Touareg, model years 2009, 2010, 2011, 2012, 2013, 2014, 2015,
1458 and 2016;
- 1459 (B) Audi Q7, model years 2009, 2010, 2011, 2012, 2013, 2014, 2015, and 2016;
- 1460 (C) Audi A6 Quattro, model years 2014, 2015, and 2016;
- 1461 (D) Audi A7 Quattro, model years 2014, 2015, and 2016;
- 1462 (E) Audi A8, model years 2014, 2015, and 2016;
- 1463 (F) Audi A8L, model years 2014, 2015, and 2016;
- 1464 (G) Audi Q5, model years 2014, 2015, and 2016; and
- 1465 (H) Porsche Cayenne Diesel, model years 2013, 2014, 2015, and 2016.
- 1466 (b)(i) An owner of a restored-modified vehicle subject to Subsection (1) shall obtain
1467 a motor vehicle emissions inspection and maintenance program certificate of
1468 emissions inspection as described in Subsection (1).
- 1469 (ii) A county emissions program may not refuse to perform an emissions inspection
1470 or indicate a failed emissions test of the vehicle based solely on a modification to
1471 the engine or component of the motor vehicle if:
- 1472 (A) the modification is not likely to result in the motor vehicle having increased
1473 emissions relative to the emissions of the motor vehicle before the
1474 modification; and
- 1475 (B) the motor vehicle modification is a change to an engine that is newer than the
1476 engine with which the motor vehicle was originally equipped, or the engine
1477 includes technology that increases the facility of the administration of an
1478 emissions test, such as an on-board diagnostics system.
- 1479 (iii) The first time an owner seeks to obtain an emissions inspection as a prerequisite
1480 to registration of a restored-modified vehicle:
- 1481 (A) the owner shall present the signed statement described in Subsection [
1482 ~~41-1a-226(4)~~] 41-1a-226(3); and
- 1483 (B) the county emissions program shall perform the emissions test.
- 1484 (iv) If a motor vehicle is registered as a restored-modified vehicle and the registration
1485 certificate is notated as described in Subsection [~~41-1a-226(4)~~] 41-1a-226(3), a
1486 county emissions program may not refuse to perform an emissions test based
1487 solely on the restored-modified status of the motor vehicle.
- 1488 (3)(a) The legislative body of a county identified in Subsection (1), in consultation with
1489 the Air Quality Board created under Section 19-1-106, shall make regulations or
1490 ordinances regarding:

- 1491 (i) emissions standards;
- 1492 (ii) test procedures;
- 1493 (iii) inspections stations;
- 1494 (iv) repair requirements and dollar limits for correction of deficiencies; and
- 1495 (v) certificates of emissions inspections.
- 1496 (b) In accordance with Subsection (3)(a), a county legislative body:
- 1497 (i) shall make regulations or ordinances to attain or maintain ambient air quality
- 1498 standards in the county, consistent with the state implementation plan and federal
- 1499 requirements;
- 1500 (ii) may allow for a phase-in of the program by geographical area; and
- 1501 (iii) shall comply with the analyzer design and certification requirements contained in
- 1502 the state implementation plan prepared under Title 19, Chapter 2, Air
- 1503 Conservation Act.
- 1504 (c) The county legislative body and the Air Quality Board shall give preference to an
- 1505 inspection and maintenance program that:
- 1506 (i) is decentralized, to the extent the decentralized program will attain and maintain
- 1507 ambient air quality standards and meet federal requirements;
- 1508 (ii) is the most cost effective means to achieve and maintain the maximum benefit
- 1509 with regard to ambient air quality standards and to meet federal air quality
- 1510 requirements as related to vehicle emissions; and
- 1511 (iii) provides a reasonable phase-out period for replacement of air pollution emission
- 1512 testing equipment made obsolete by the program.
- 1513 (d) The provisions of Subsection (3)(c)(iii) apply only to the extent the phase-out:
- 1514 (i) may be accomplished in accordance with applicable federal requirements; and
- 1515 (ii) does not otherwise interfere with the attainment and maintenance of ambient air
- 1516 quality standards.
- 1517 (4) The following vehicles are exempt from an emissions inspection program and the
- 1518 provisions of this section:
- 1519 (a) an implement of husbandry as defined in Section 41-1a-102;
- 1520 (b) a motor vehicle that:
- 1521 (i) meets the definition of a farm truck under Section 41-1a-102; and
- 1522 (ii) has a gross vehicle weight rating of 12,001 pounds or more;
- 1523 ~~[(c) a vintage vehicle as defined in Section 41-21-1;]~~
- 1524 ~~[(i) if the vintage vehicle has a model year of 1982 or older; or]~~

- 1525 ~~[(ii) for a vintage vehicle that has a model year of 1983 or newer, if the owner~~
1526 ~~provides proof of vehicle insurance that is a type specific to a vehicle collector;]~~
- 1527 (c) a vehicle with a model year of 1995 or older;
1528 (d) a custom vehicle as defined in Section 41-6a-1507;
1529 (e) a vehicle registered as a novel vehicle under Section 41-27-201;
1530 (f) to the extent allowed under the current federally approved state implementation plan,
1531 in accordance with the federal Clean Air Act, 42 U.S.C. Sec. 7401, et seq., a motor
1532 vehicle that is less than two years old on January 1 based on the age of the vehicle as
1533 determined by the model year identified by the manufacturer;
1534 (g) a pickup truck, as defined in Section 41-1a-102, with a gross vehicle weight rating of [
1535 ~~12,000~~] 14,000 pounds or less, if the registered owner of the pickup truck provides a
1536 signed statement to the legislative body stating the truck is used:
1537 (i) by the owner or operator of a farm located on property that qualifies as land in
1538 agricultural use under Sections 59-2-502 and 59-2-503; and
1539 (ii) exclusively for the following purposes in operating the farm:
1540 (A) for the transportation of farm products, including livestock and its products,
1541 poultry and its products, floricultural and horticultural products; and
1542 (B) in the transportation of farm supplies, including tile, fence, and every other
1543 thing or commodity used in agricultural, floricultural, horticultural, livestock,
1544 and poultry production and maintenance;
1545 (h) a motorcycle as defined in Section 41-1a-102;
1546 (i) an electric motor vehicle as defined in Section 41-1a-102;
1547 ~~[(j) a motor vehicle with a model year of 1967 or older; and]~~
1548 ~~[(k)]~~ (j) a roadable aircraft as defined in Section 72-10-102[-] ; and
1549 (k) a vehicle with a gross vehicle weight rating of 14,001 pounds or more.
- 1550 (5) The county shall issue to the registered owner who signs and submits a signed statement
1551 under Subsection (4)(g) a certificate of exemption from emissions inspection
1552 requirements for purposes of registering the exempt vehicle.
- 1553 (6) A legislative body of a county described in Subsection (1) may exempt from an
1554 emissions inspection program a diesel-powered motor vehicle with a:
1555 (a) gross vehicle weight rating of more than 14,000 pounds; or
1556 (b) model year of 1997 or older.
- 1557 (7) The legislative body of a county required under federal law to utilize a motor vehicle
1558 emissions inspection program shall require:

(a) a computerized emissions inspection for a diesel-powered motor vehicle that has:

(i) a model year of 2007 or newer;

(ii) a gross vehicle weight rating of 14,000 pounds or less; and

(iii) a model year that is five years old or older; and

(b) a visual inspection of emissions equipment for a diesel-powered motor vehicle:

(i) with a gross vehicle weight rating of 14,000 pounds or less;

(ii) that has a model year of 1998 or newer; and

(iii) that has a model year that is five years old or older.

- (8)(a) Subject to Subsection (8)(c), the legislative body of each county required under federal law to utilize a motor vehicle emissions inspection and maintenance program or in which an emissions inspection and maintenance program is necessary to attain or maintain any national ambient air quality standard may require each college or university located in a county subject to this section to require its students and employees who park a motor vehicle not registered in a county subject to this section to provide proof of compliance with an emissions inspection accepted by the county legislative body if the motor vehicle is parked on the college or university campus or property.
- (b) College or university parking areas that are metered or for which payment is required per use are not subject to the requirements of this Subsection (8).
- (c) The legislative body of a county shall make the reasons for implementing the provisions of this Subsection (8) part of the record at the time that the county legislative body takes its official action to implement the provisions of this Subsection (8).

- (9)(a) An emissions inspection station shall issue a certificate of emissions inspection for each motor vehicle that meets the inspection and maintenance program requirements established in regulations or ordinances made under Subsection (3).

(b) The frequency of the emissions inspection shall be determined based on the age of the vehicle as determined by model year and shall be required annually subject to the provisions of Subsection (9)(c).

- (c)(i) To the extent allowed under the current federally approved state implementation plan, in accordance with the federal Clean Air Act, 42 U.S.C. Sec. 7401 et seq., the legislative body of a county identified in Subsection (1) shall only require the emissions inspection every two years for each vehicle.
- (ii) The provisions of Subsection (9)(c)(i) apply only to a vehicle that is less than six

- 1593 years old on January 1.
- 1594 (iii) For a county required to implement a new vehicle emissions inspection and
1595 maintenance program on or after December 1, 2012, under Subsection (1), but for
1596 which no current federally approved state implementation plan exists, a vehicle
1597 shall be tested at a frequency determined by the county legislative body, in
1598 consultation with the Air Quality Board created under Section 19-1-106, that is
1599 necessary to comply with federal law or attain or maintain any national ambient
1600 air quality standard.
- 1601 (iv) If a county legislative body establishes or changes the frequency of a vehicle
1602 emissions inspection and maintenance program under Subsection (9)(c)(iii), the
1603 establishment or change shall take effect on January 1 if the State Tax
1604 Commission receives notice meeting the requirements of Subsection (9)(c)(v)
1605 from the county before October 1.
- 1606 (v) The notice described in Subsection (9)(c)(iv) shall:
1607 (A) state that the county will establish or change the frequency of the vehicle
1608 emissions inspection and maintenance program under this section;
1609 (B) include a copy of the ordinance establishing or changing the frequency; and
1610 (C) if the county establishes or changes the frequency under this section, state how
1611 frequently the emissions testing will be required.
- 1612 (d) If an emissions inspection is only required every two years for a vehicle under
1613 Subsection (9)(c), the inspection shall be required for the vehicle in:
1614 (i) odd-numbered years for vehicles with odd-numbered model years; or
1615 (ii) in even-numbered years for vehicles with even-numbered model years.
- 1616 (10)(a) Except as provided in Subsections (9)(b), (c), and (d), the emissions inspection
1617 required under this section may be made no more than two months before the
1618 renewal of registration.
- 1619 (b)(i) If the title of a used motor vehicle is being transferred, the owner may use an
1620 emissions inspection certificate issued for the motor vehicle during the previous
1621 11 months to satisfy the requirement under this section.
- 1622 (ii) If the transferor is a licensed and bonded used motor vehicle dealer, the owner
1623 may use an emissions inspection certificate issued for the motor vehicle in a
1624 licensed and bonded motor vehicle dealer's name during the previous 11 months to
1625 satisfy the requirement under this section.
- 1626 (c) If the title of a leased vehicle is being transferred to the lessee of the vehicle, the

lessee may use an emissions inspection certificate issued during the previous 11 months to satisfy the requirement under this section.

(d) If the motor vehicle is part of a fleet of 101 or more vehicles, the owner may not use an emissions inspection made more than 11 months before the renewal of registration to satisfy the requirement under this section.

(e) If the application for renewal of registration is for a six-month registration period under Section 41-1a-215.5, the owner may use an emissions inspection certificate issued during the previous eight months to satisfy the requirement under this section.

(11)(a) A county identified in Subsection (1) shall collect information about and monitor the program.

(b) A county identified in Subsection (1) shall supply this information to the Transportation Interim Committee to identify program needs, including funding needs.

(12) If approved by the county legislative body, a county that had an established emissions inspection fee as of January 1, 2002, may increase the established fee that an emissions inspection station may charge by \$2.50 for each year that is exempted from emissions inspections under Subsection (9)(c) up to a \$7.50 increase.

(13)(a) Except as provided in Subsection 41-1a-1223(1)(c), a county identified in Subsection (1) may impose a local emissions compliance fee on each motor vehicle registration within the county in accordance with the procedures and requirements of Section 41-1a-1223.

(b) A county that imposes a local emissions compliance fee may use revenues generated from the fee for the establishment and enforcement of an emissions inspection and maintenance program in accordance with the requirements of this section.

(c) A county that imposes a local emissions compliance fee may use revenues generated from the fee to promote programs to maintain a local, state, or national ambient air quality standard.

(14)(a) If a county has reason to believe that a vehicle owner has provided an address as required in Section 41-1a-209 to register or attempt to register a motor vehicle in a county other than the county of the bona fide residence of the owner in order to avoid an emissions inspection required under this section, the county may investigate and gather evidence to determine whether the vehicle owner has used a false address or an address other than the vehicle owner's bona fide residence or place of business.

(b) If a county conducts an investigation as described in Subsection (14)(a) and

determines that the vehicle owner has used a false or improper address in an effort to avoid an emissions inspection as required in this section, the county may impose a civil penalty of \$1,000.

~~[(15) A county legislative body described in Subsection (1) may exempt a motor vehicle from an emissions inspection if:]~~

~~[(a) the motor vehicle is 30 years old or older;]~~

~~[(b) the county determines that the motor vehicle was driven less than 1,500 miles during the preceding 12-month period; and]~~

~~[(c) the owner provides to the county legislative body a statement signed by the owner that states the motor vehicle:]~~

~~[(i) is primarily a collector's item used for:]~~

~~[(A) participation in club activities;]~~

~~[(B) exhibitions;]~~

~~[(C) tours; or]~~

~~[(D) parades; or]~~

~~[(ii) is only used for occasional transportation.]~~

(15)(a) If a motor vehicle subject to an emissions inspection cannot be tested using OBD-II technology, the owner of the vehicle may present the vehicle to a county for verification.

(b) A county shall verify that the vehicle:

(i) is not equipped with OBD-II technology; and

(ii) is unable to be tested using OBD-II technology for reasons other than tampering, removal, or modification of emissions-related equipment.

(16)(a) If a county verifies that the vehicle cannot be tested using OBD-II technology as described in Subsection (15), the county shall report to the division the vehicle identification number of the vehicle.

(b) The division shall maintain a record of each vehicle identification number reported under this Subsection (16).

(17)(a) Except as provided in Subsection (17)(c), a motor vehicle is permanently exempt from an emissions inspection requirement described in this section if the division records the vehicle identification number of the vehicle as described in Subsection (16).

(b) Except as provided in Subsection (17)(c), an exemption described in this Subsection (17) applies for the life of the vehicle and does not require renewal or re-verification.

- (c) The division may remove a vehicle from the record described in Subsection (16)(b) and the vehicle will not be exempt from emissions testing under Subsection (17)(a) if the division determines that the vehicle:
- (i) was fraudulently verified; or
 - (ii) is equipped with compliant OBD-II technology after a verification as described in Subsection (15).

Section 16. Section **41-27-101** is amended to read:

41-27-101 (Effective 10/01/26). Definitions.

As used in this chapter:

- (1) "Commission" means the State Tax Commission.
- (2) "Division" means the Motor Vehicle Division.
- (3) "Novel vehicle" means a vehicle:
 - (a) that is not expressly exempt from registration; and
 - (b)(i) that does not fit within a vehicle category;
 - (ii) with unique characteristics that make it unclear whether the vehicle fits within a vehicle category; or
 - (iii) that a reasonable person would not consider the vehicle to be clearly included in an existing vehicle category.
- (4) "Vehicle" means a motor vehicle, combination of vehicles, trailer, semitrailer, [~~vintage vehicle~~] classic vehicle, restored-modified vehicle, off-highway vehicle, vessel, or park model recreational vehicle.
- (5)(a) "Vehicle category" means a vehicle type:
 - (i) that is defined in this title or Title 73, Chapter 18, State Boating Act; and
 - (ii) for which registration is required under:
 - (A) this chapter;
 - (B) Chapter 1a, Motor Vehicle Act;
 - (C) Chapter 22, Off-highway Vehicles; or
 - (D) Title 73, Chapter 18, State Boating Act.
- (b) "Vehicle category" does not include a novel vehicle.
- (6) "VIN" means a vehicle identification number or a hull identification number.

Section 17. Section **41-28-101** is enacted to read:

CHAPTER 28. Classic Vehicles

41-28-101 (Effective 10/01/26). Definitions.

As used in this chapter:

(1)(a) "Classic travel trailer" means a travel trailer, camping trailer, or fifth wheel trailer that is:

- (i) model year 1982 or older; and
- (ii) primarily a collector's item that is used for:
 - (A) participation in club activities;
 - (B) exhibitions;
 - (C) tours;
 - (D) parades;
 - (E) occasional recreational or vacation use; or
 - (F) other similar uses.

(b) "Classic travel trailer" does not include a travel trailer, camping trailer, or fifth wheel trailer that is used for the general daily transportation of an individual or property.

(2) "Classic vehicle" means:

- (a) a motor vehicle or motorcycle:
 - (i) with a model year of 1982 or older; and
 - (ii) that is driven fewer than 1,500 miles per calendar year; or
- (b) a classic travel trailer.

(3) "Motor vehicle" means the same as that term is defined in Section 41-1a-102.

(4) "Motorcycle" means the same as that term is defined in Section 41-1a-102.

Section 18. Section **41-28-102** is enacted to read:

41-28-102 (Effective 10/01/26). Minimum speed inapplicable.

Minimum speed restrictions described in Section 41-6a-605 do not apply to a classic vehicle described in this chapter and properly registered under Chapter 1a, Motor Vehicle Act, while the individual operates a vehicle:

- (1)(a) to or from an assembly, convention, or other meeting where the vehicle and the vehicle's ownership are of primary interest; or
- (b) to, from, or during a local, state, or national tour held primarily for the exhibition and enjoyment of the vehicle by the vehicle's owner; and
- (2) in a manner that does not constitute a public nuisance or create a hazard to another motor vehicle or a person.

Section 19. Section **41-28-103** is enacted to read:

41-28-103 (Effective 10/01/26). Minimum safety equipment inapplicable.

Minimum safety equipment standards described in Chapter 6a, Part 16, Vehicle Equipment, do not apply to a classic vehicle properly registered under Chapter 1a, Motor

Vehicle Act, if:

(1) the original equipment on the vehicle at the time of the vehicle's manufacture:

(a) is in good operating condition; or

(b) has been replaced by equal or more efficient equipment in good working order; and

(2) an individual operates the vehicle in a manner that does not constitute a public nuisance or create a hazard to another motor vehicle or person.

Section 20. Section **41-28-104** is enacted to read:

41-28-104 (Effective 10/01/26). Operation on public highways.

An individual may operate a classic vehicle properly registered under Chapter 1a, Motor Vehicle Act, on the streets and highways:

(1)(a) to or from an assembly, convention, parade, or other meeting where the vehicle and the vehicle's ownership are of primary interest; or

(b) to, from, or during a local, state, or national tour held primarily for the exhibition and enjoyment of the vehicle by the vehicle's owner; and

(2) if the individual operates the vehicle in a manner that does not constitute a public nuisance or create a hazard to another motor vehicle or person.

Section 21. Section **41-28-105** is enacted to read:

41-28-105 (Effective 10/01/26). Revocation of registration -- Powers of tax commission.

The State Tax Commission may revoke the registration of a classic vehicle if the owner of the classic vehicle fails to comply with this chapter.

Section 22. Section **72-1-213.2** is amended to read:

72-1-213.2 (Effective 10/01/26). Road Usage Charge Program Special Revenue Fund -- Revenue.

(1) There is created an expendable special revenue fund within the Transportation Fund known as the "Road Usage Charge Program Special Revenue Fund."

(2)(a) The fund shall be funded from the following sources:

(i) revenue collected by the department under Section 72-1-213.1;

(ii) appropriations made to the fund by the Legislature;

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

(iv) interest earnings on cash balances; and

(v) money collected for repayments and interest on fund money.

(b) If the revenue derived from the sources described in Subsection (2)(a) is insufficient to cover the costs of administering the road usage charge program, subject to

1797 Subsection 72-2-107(1), the department may transfer into the fund revenue deposited
1798 into the Transportation Fund from the fee described in Subsections [41-1a-1206(1)(h)-]
1799 41-1a-1206(1)(g) and (2)(b) in an amount sufficient to enable the department to
1800 administer the road usage charge program.

1801 (3)(a) Revenue generated by the road usage charge program and relevant penalties shall
1802 be deposited into the Road Usage Charge Program Special Revenue Fund.

1803 (b) Revenue in the Road Usage Charge Program Special Revenue Fund is nonlapsing.

1804 (4) The department may use revenue deposited into the Road Usage Charge Program
1805 Special Revenue Fund:

1806 (a) to cover the costs of administering the program; and

1807 (b) for the purposes described in Subsection (5).

1808 (5) If revenue collected by the department under Section 72-1-213.1 in a fiscal year is
1809 sufficient to cover all costs related to administering the road usage charge program in
1810 that fiscal year, the department shall deposit any excess revenue collected by the
1811 department under Section 72-1-213.1 from the Road Usage Charge Program Special
1812 Revenue Fund into the Transportation Fund for appropriation and apportionment in
1813 accordance with Section 72-2-107.

1814 Section 23. **Repealer.**

1815 This bill repeals:

1816 Section **41-21-1, Definitions.**

1817 Section **41-21-3, Minimum speed inapplicable.**

1818 Section **41-21-4, Minimum safety equipment inapplicable.**

1819 Section **41-21-5, Operation on public highways.**

1820 Section **41-21-6, Revocation of registration -- Powers of tax commission.**

1821 Section 24. **FY 2027 Appropriations.**

1822 The following sums of money are appropriated for the fiscal year beginning July 1,
1823 2026, and ending June 30, 2027. These are additions to amounts previously appropriated for
1824 fiscal year 2027.

1825 Subsection 24(a). **Transfers to Unrestricted Funds**

1826 The Legislature authorizes the State Division of Finance to transfer the following
1827 amounts to the unrestricted General Fund, Income Tax Fund, or Uniform School Fund, as
1828 indicated, from the restricted funds or accounts indicated. Expenditures and outlays from the
1829 General Fund, Income Tax Fund, or Uniform School Fund must be authorized by an
1830 appropriation.

1831	ITEM 1	To General Fund	
1832		From Transportation Investment Fund of 2005, One-time	36,400
1833		Schedule of Programs:	
1834		General Fund, One-time	36,400
1835		Section 25. Effective Date.	
1836		<u>This bill takes effect on October 1, 2026.</u>	