

**Jordan D. Teuscher** proposes the following substitute bill:

## **Stolen Vehicle Amendments**

## 2026 GENERAL SESSION

## STATE OF UTAH

## **Chief Sponsor: Jordan D. Teuscher**

### Senate Sponsor:

## LONG TITLE

### **General Description:**

This bill preempts a political subdivision from imposing certain restrictions on reporting a vehicle theft.

## Highlighted Provisions:

This bill:

- preempts a local law or ordinance restricting a person's ability to report a vehicle theft;
- provides parameters for reporting of vehicle theft with regard to vehicles subject to a rental agreement;
- provides for circumstances where a local government is required to accept a report of a stolen vehicle subject to a rental agreement; and
- makes technical changes.

## **Money Appropriated in this Bill:**

None

## Other Special Clauses:

None

## Utah Code Sections Affected:

## AMENDS:

**41-1a-1402**, as last amended by Laws of Utah 1998, Chapter 263

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

Section 1. Section **41-1a-1402** is amended to read:

**41-1a-1402 . Report by owners or lienholders of thefts and recoveries --**

## **Preemption on restrictions on vehicle theft reporting.**

(1) As used in this section, "written rental agreement" means a contract for temporary use of a vehicle that:

29                   (a) specifies an agreed time for return of the vehicle; and  
30                   (b) identifies the authorized operator of the vehicle.

31           [(1)] (2)(a) The owner, or person having a lien or encumbrance upon a vehicle, vessel, or  
32           outboard motor that has been stolen, may notify the law enforcement agency having  
33           jurisdiction where the theft occurred.

34           (b) In the event of an embezzlement the owner or person may make a report only after  
35           having procured the issuance of a warrant for the arrest of the person charged with  
36           embezzlement.

37           [(2)] (3)(a) If a vehicle, vessel, or outboard motor is recovered, an owner or other person  
38           who has given any notice under Subsection [(1)] (2) shall notify the law enforcement  
39           agency where the theft or embezzlement was reported.

40           (b) The law enforcement agency shall notify the Criminal Investigations and Technical  
41           Services Division, established in Section 53-10-103, of recovery.

42           (4)(a) Except as provided in Subsection (4)(b), a political subdivision may not enact or  
43           enforce a law, ordinance, or rule that:

44                   (i) restricts a person's ability to report the theft of a vehicle, vessel, or outboard  
45                   motor; or  
46                   (ii) imposes a time period before which a person is prohibited from reporting the theft  
47                   of a vehicle, vessel, or outboard motor, including requirements for written  
48                   demands, certified notice, notarization, supervisory approval, or other procedural  
49                   prerequisites not expressly authorized in this section.

50           (b) For a vehicle subject to a written rental agreement, unless Subsection (4)(c) applies,  
51           a local government may prohibit a person from filing a stolen vehicle report until 48  
52           hours after the vehicle's scheduled return time under the written rental agreement.

53           (c) A political subdivision may not prohibit or delay the reporting of a vehicle as stolen  
54           at any time if the reporting party provides evidence of theft, including:

55                   (i) use or possession of the vehicle by an unauthorized person;  
56                   (ii) a material misrepresentation or fraud in obtaining possession of the vehicle;  
57                   (iii) an express refusal to return the vehicle;  
58                   (iv) credible information indicating the vehicle is being used in the commission of a  
59                   crime or is unlikely to be voluntarily returned; or  
60                   (v) other articulable facts demonstrating an intent to permanently deprive the owner  
61                   of possession.

62           (d) A political subdivision may require, as a condition of accepting a stolen vehicle

63       report under Subsection (4)(b), reasonable documentation establishing:  
64        (i) ownership or lawful possession of the vehicle;  
65        (ii) the existence and expiration of the written rental agreement;  
66        (iii) that the vehicle has not been returned or lawfully extended; and  
67        (iv) reasonable attempts to contact the renter using the contact information provided  
68        in the written rental agreement.

69        (e) Acceptance or processing of payment after the return time specified in a written  
70        rental agreement does not, by itself, preclude the reporting of a vehicle as stolen.

71       **Section 2. Effective Date.**

72       This bill takes effect on May 6, 2026.