

Vehicle Registration Amendments

2025 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Katy Hall

LONG TITLE**General Description:**

This bill creates a month-to-month vehicle registration option.

Highlighted Provisions:

This bill:

- creates a month-to-month vehicle registration option;
- describes which vehicles may enroll in the month-to-month vehicle registration program;
- provides framework and instructions for the month-to-month vehicle registration program within the Motor Vehicle Division;
- clarifies when and how the Motor Vehicle Division must notify each vehicle owner of vehicle registration expiration; and
- makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides a special effective date.

Utah Code Sections Affected:

AMENDS:

41-1a-102, as last amended by Laws of Utah 2024, Chapter 483

41-1a-203, as last amended by Laws of Utah 2024, Chapter 483

41-1a-206, as last amended by Laws of Utah 2006, Chapter 164

41-1a-209, as last amended by Laws of Utah 2021, Chapter 135

41-1a-215, as last amended by Laws of Utah 2012, Chapter 397

41-1a-216, as last amended by Laws of Utah 2021, Chapter 135

41-1a-222, as last amended by Laws of Utah 2023, Chapter 33

41-1a-402, as last amended by Laws of Utah 2024, Chapter 251

41-1a-1201, as last amended by Laws of Utah 2024, Chapter 483

41-6a-1642, as last amended by Laws of Utah 2024, Chapters 459, 483

41-22-2, as last amended by Laws of Utah 2024, Chapter 242

- 32 **59-2-405**, as last amended by Laws of Utah 2008, Chapter 210
 33 **59-2-405.1**, as last amended by Laws of Utah 2012, Chapter 397
 34 **59-2-405.2**, as last amended by Laws of Utah 2023, Chapter 159
 35 **59-2-405.3**, as last amended by Laws of Utah 2018, Chapter 432
 36 **59-2-407**, as last amended by Laws of Utah 2023, Chapter 237
 37 **73-18-22.3**, as enacted by Laws of Utah 2023, Chapter 159

38 ENACTS:

39 **41-1a-215.4**, Utah Code Annotated 1953

40

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

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

43 **41-1a-102 . Definitions.**

44 As used in this chapter:

- 45 (1) "Actual miles" means the actual distance a vehicle has traveled while in operation.
 46 (2) "Actual weight" means the actual unladen weight of a vehicle or combination of
 47 vehicles as operated and certified to by a weighmaster.
 48 (3) "All-terrain type I vehicle" means the same as that term is defined in Section 41-22-2.
 49 (4) "All-terrain type II vehicle" means the same as that term is defined in Section 41-22-2.
 50 (5) "All-terrain type III vehicle" means the same as that term is defined in Section 41-22-2.
 51 (6) "Alternative fuel vehicle" means:
 52 (a) an electric motor vehicle;
 53 (b) a hybrid electric motor vehicle;
 54 (c) a plug-in hybrid electric motor vehicle; or
 55 (d) a motor vehicle powered exclusively by a fuel other than:
 56 (i) motor fuel;
 57 (ii) diesel fuel;
 58 (iii) natural gas; or
 59 (iv) propane.
 60 (7) "Amateur radio operator" means a person licensed by the Federal Communications
 61 Commission to engage in private and experimental two-way radio operation on the
 62 amateur band radio frequencies.
 63 (8) "Autocycle" means the same as that term is defined in Section 53-3-102.
 64 (9) "Automated driving system" means the same as that term is defined in Section
 65 41-26-102.1.

- 66 (10) "Branded title" means a title certificate that is labeled:
67 (a) rebuilt and restored to operation;
68 (b) flooded and restored to operation; or
69 (c) not restored to operation.
- 70 (11) "Camper" means a structure designed, used, and maintained primarily to be mounted
71 on or affixed to a motor vehicle that contains a floor and is designed to provide a mobile
72 dwelling, sleeping place, commercial space, or facilities for human habitation or for
73 camping.
- 74 (12) "Certificate of title" means a document issued by a jurisdiction to establish a record of
75 ownership between an identified owner and the described vehicle, vessel, or outboard
76 motor.
- 77 (13) "Certified scale weigh ticket" means a weigh ticket that has been issued by a
78 weighmaster.
- 79 (14) "Commercial vehicle" means a motor vehicle, trailer, or semitrailer used or maintained
80 for the transportation of persons or property that operates:
81 (a) as a carrier for hire, compensation, or profit; or
82 (b) as a carrier to transport the vehicle owner's goods or property in furtherance of the
83 owner's commercial enterprise.
- 84 (15) "Commission" means the State Tax Commission.
- 85 (16) "Consumer price index" means the same as that term is defined in Section 59-13-102.
- 86 (17) "Dealer" means a person engaged or licensed to engage in the business of buying,
87 selling, or exchanging new or used vehicles, vessels, or outboard motors either outright
88 or on conditional sale, bailment, lease, chattel mortgage, or otherwise or who has an
89 established place of business for the sale, lease, trade, or display of vehicles, vessels, or
90 outboard motors.
- 91 (18) "Diesel fuel" means the same as that term is defined in Section 59-13-102.
- 92 (19) "Division" means the Motor Vehicle Division of the commission, created in Section
93 41-1a-106.
- 94 (20) "Dynamic driving task" means the same as that term is defined in Section 41-26-102.1.
- 95 (21) "Electric motor vehicle" means a motor vehicle that is powered solely by an electric
96 motor drawing current from a rechargeable energy storage system.
- 97 (22) "Essential parts" means the integral and body parts of a vehicle of a type required to be
98 registered in this state, the removal, alteration, or substitution of which would tend to
99 conceal the identity of the vehicle or substantially alter the vehicle's appearance, model,

- 100 type, or mode of operation.
- 101 (23) "Farm tractor" means a motor vehicle designed and used primarily as a farm
102 implement for drawing plows, mowing machines, and other implements of husbandry.
- 103 (24)(a) "Farm truck" means a truck used by the owner or operator of a farm solely for
104 the owner's or operator's own use in the transportation of:
- 105 (i) farm products, including livestock and its products, poultry and its products,
106 floricultural and horticultural products;
- 107 (ii) farm supplies, including tile, fence, and any other thing or commodity used in
108 agricultural, floricultural, horticultural, livestock, and poultry production; and
- 109 (iii) livestock, poultry, and other animals and things used for breeding, feeding, or
110 other purposes connected with the operation of a farm.
- 111 (b) "Farm truck" does not include the operation of trucks by commercial processors of
112 agricultural products.
- 113 (25) "Fleet" means one or more commercial vehicles.
- 114 (26) "Foreign vehicle" means a vehicle of a type required to be registered, brought into this
115 state from another state, territory, or country other than in the ordinary course of
116 business by or through a manufacturer or dealer, and not registered in this state.
- 117 (27) "Gross laden weight" means the actual weight of a vehicle or combination of vehicles,
118 equipped for operation, to which shall be added the maximum load to be carried.
- 119 (28) "Highway" or "street" means the entire width between property lines of every way or
120 place of whatever nature when any part of it is open to the public, as a matter of right,
121 for purposes of vehicular traffic.
- 122 (29) "Hybrid electric motor vehicle" means a motor vehicle that draws propulsion energy
123 from onboard sources of stored energy that are both:
- 124 (a) an internal combustion engine or heat engine using consumable fuel; and
- 125 (b) a rechargeable energy storage system where energy for the storage system comes
126 solely from sources onboard the vehicle.
- 127 (30)(a) "Identification number" means the identifying number assigned by the
128 manufacturer or by the division for the purpose of identifying the vehicle, vessel, or
129 outboard motor.
- 130 (b) "Identification number" includes a vehicle identification number, state assigned
131 identification number, hull identification number, and motor serial number.
- 132 (31) "Implement of husbandry" means a vehicle designed or adapted and used exclusively
133 for an agricultural operation and only incidentally operated or moved upon the highways.

- 134 (32)(a) "In-state miles" means the total number of miles operated in this state during the
135 preceding year by fleet power units.
- 136 (b) If a fleet is composed entirely of trailers or semitrailers, "in-state miles" means the
137 total number of miles that those vehicles were towed on Utah highways during the
138 preceding year.
- 139 (33) "Interstate vehicle" means a commercial vehicle operated in more than one state,
140 province, territory, or possession of the United States or foreign country.
- 141 (34) "Jurisdiction" means a state, district, province, political subdivision, territory, or
142 possession of the United States or any foreign country.
- 143 (35) "Lienholder" means a person with a security interest in particular property.
- 144 (36) "Manufactured home" means a transportable factory built housing unit constructed on
145 or after June 15, 1976, according to the Federal Home Construction and Safety
146 Standards Act of 1974 (HUD Code), in one or more sections, which, in the traveling
147 mode, is eight body feet or more in width or 40 body feet or more in length, or when
148 erected on site, is 400 or more square feet, and which is built on a permanent chassis and
149 designed to be used as a dwelling with or without a permanent foundation when
150 connected to the required utilities, and includes the plumbing, heating, air-conditioning,
151 and electrical systems.
- 152 (37) "Manufacturer" means a person engaged in the business of constructing,
153 manufacturing, assembling, producing, or importing new or unused vehicles, vessels, or
154 outboard motors for the purpose of sale or trade.
- 155 (38) "Military vehicle" means a vehicle of any size or weight that was manufactured for use
156 by armed forces and that is maintained in a condition that represents the vehicle's
157 military design and markings regardless of current ownership or use.
- 158 (39) "Mobile home" means a transportable factory built housing unit built prior to June 15,
159 1976, in accordance with a state mobile home code which existed prior to the Federal
160 Manufactured Housing and Safety Standards Act (HUD Code).
- 161 (40) "Motor fuel" means the same as that term is defined in Section 59-13-102.
- 162 (41)(a) "Motor vehicle" means a self-propelled vehicle intended primarily for use and
163 operation on the highways.
- 164 (b) "Motor vehicle" includes a roadable aircraft.
- 165 (c) "Motor vehicle" does not include:
- 166 (i) an off-highway vehicle; or
- 167 (ii) a motor assisted scooter as defined in Section 41-6a-102.

- 168 (42) "Motorboat" means the same as that term is defined in Section 73-18-2.
- 169 (43) "Motorcycle" means:
- 170 (a) a motor vehicle having a saddle for the use of the rider and designed to travel on not
- 171 more than three wheels in contact with the ground; or
- 172 (b) an autocyte.
- 173 (44) "Natural gas" means a fuel of which the primary constituent is methane.
- 174 (45)(a) "Nonresident" means a person who is not a resident of this state as defined by
- 175 Section 41-1a-202, and who does not engage in intrastate business within this state
- 176 and does not operate in that business any motor vehicle, trailer, or semitrailer within
- 177 this state.
- 178 (b) A person who engages in intrastate business within this state and operates in that
- 179 business any motor vehicle, trailer, or semitrailer in this state or who, even though
- 180 engaging in interstate commerce, maintains a vehicle in this state as the home station
- 181 of that vehicle is considered a resident of this state, insofar as that vehicle is
- 182 concerned in administering this chapter.
- 183 (46) "Odometer" means a device for measuring and recording the actual distance a vehicle
- 184 travels while in operation, but does not include any auxiliary odometer designed to be
- 185 periodically reset.
- 186 (47) "Off-highway implement of husbandry" means the same as that term is defined in
- 187 Section 41-22-2.
- 188 (48) "Off-highway motorcycle" means the same as that term is defined in Section 41-22-2.
- 189 [~~48~~] (49) "Off-highway vehicle" means the same as that term is defined in Section 41-22-2.
- 190 [~~49~~] (50)(a) "Operate" means:
- 191 (i) to navigate a vessel; or
- 192 (ii) collectively, the activities performed in order to perform the entire dynamic
- 193 driving task for a given motor vehicle by:
- 194 (A) a human driver as defined in Section 41-26-102.1; or
- 195 (B) an engaged automated driving system.
- 196 (b) "Operate" includes testing of an automated driving system.
- 197 [~~50~~] (51) "Original issue license plate" means a license plate that is of a format and type
- 198 issued by the state in the same year as the model year of a vehicle that is a model year
- 199 1973 or older.
- 200 [~~51~~] (52) "Outboard motor" means a detachable self-contained propulsion unit, excluding
- 201 fuel supply, used to propel a vessel.

- 202 ~~[(52)]~~ (53)(a) "Owner" means a person, other than a lienholder, holding title to a vehicle,
203 vessel, or outboard motor whether or not the vehicle, vessel, or outboard motor is
204 subject to a security interest.
- 205 (b) If a vehicle is the subject of an agreement for the conditional sale or installment sale
206 or mortgage of the vehicle with the right of purchase upon performance of the
207 conditions stated in the agreement and with an immediate right of possession vested
208 in the conditional vendee or mortgagor, or if the vehicle is the subject of a security
209 agreement, then the conditional vendee, mortgagor, or debtor is considered the owner
210 for the purposes of this chapter.
- 211 (c) If a vehicle is the subject of an agreement to lease, the lessor is considered the owner
212 until the lessee exercises the lessee's option to purchase the vehicle.
- 213 ~~[(53)]~~ (54) "Park model recreational vehicle" means a unit that:
- 214 (a) is designed and marketed as temporary living quarters for recreational, camping,
215 travel, or seasonal use;
- 216 (b) is not permanently affixed to real property for use as a permanent dwelling;
- 217 (c) requires a special highway movement permit for transit; and
- 218 (d) is built on a single chassis mounted on wheels with a gross trailer area not exceeding
219 400 square feet in the setup mode.
- 220 ~~[(54)]~~ (55) "Personalized license plate" means a license plate that has displayed on it a
221 combination of letters, numbers, or both as requested by the owner of the vehicle and
222 assigned to the vehicle by the division.
- 223 ~~[(55)]~~ (56)(a) "Pickup truck" means a two-axle motor vehicle with motive power
224 manufactured, remanufactured, or materially altered to provide an open cargo area.
- 225 (b) "Pickup truck" includes a motor vehicle with the open cargo area covered with a
226 camper, camper shell, tarp, removable top, or similar structure.
- 227 ~~[(56)]~~ (57) "Plug-in hybrid electric motor vehicle" means a hybrid electric motor vehicle
228 that has the capability to charge the battery or batteries used for vehicle propulsion from
229 an off-vehicle electric source, such that the off-vehicle source cannot be connected to the
230 vehicle while the vehicle is in motion.
- 231 ~~[(57)]~~ (58) "Pneumatic tire" means a tire in which compressed air is designed to support the
232 load.
- 233 ~~[(58)]~~ (59) "Preceding year" means a period of 12 consecutive months fixed by the division
234 that is within 16 months immediately preceding the commencement of the registration or
235 license year in which proportional registration is sought. The division in fixing the

236 period shall conform it to the terms, conditions, and requirements of any applicable
237 agreement or arrangement for the proportional registration of vehicles.

238 ~~[(59)]~~ (60) "Public garage" means a building or other place where vehicles or vessels are
239 kept and stored and where a charge is made for the storage and keeping of vehicles and
240 vessels.

241 ~~[(60)]~~ (61) "Receipt of surrender of ownership documents" means the receipt of surrender of
242 ownership documents described in Section 41-1a-503.

243 ~~[(61)]~~ (62) "Reconstructed vehicle" means a vehicle of a type required to be registered in
244 this state that is materially altered from its original construction by the removal,
245 addition, or substitution of essential parts, new or used.

246 ~~[(62)]~~ (63) "Recreational vehicle" means the same as that term is defined in Section
247 13-14-102.

248 ~~[(63)]~~ (64) "Registration" means a document issued by a jurisdiction that allows operation of
249 a vehicle or vessel on the highways or waters of this state for the time period for which
250 the registration is valid and that is evidence of compliance with the registration
251 requirements of the jurisdiction.

252 ~~[(64)]~~ (65) "Registration decal" means the decal issued by the division that is evidence of
253 compliance with the division's registration requirements.

254 ~~[(65)]~~ (66)(a) "Registration year" means a 12 consecutive month period commencing
255 with the completion of the applicable registration criteria.

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

258 ~~[(66)]~~ (67) "Repair or replacement" means the restoration of vehicles, vessels, or outboard
259 motors to a sound working condition by substituting any inoperative part of the vehicle,
260 vessel, or outboard motor, or by correcting the inoperative part.

261 ~~[(67)]~~ (68) "Replica vehicle" means:

262 (a) a street rod that meets the requirements under Subsection 41-21-1(3)(a)(i)(B); or
263 (b) a custom vehicle that meets the requirements under Subsection 41-6a-1507
264 (1)(a)(i)(B).

265 ~~[(68)]~~ (69) "Restored-modified vehicle" means a motor vehicle that has been restored and
266 modified with modern parts and technology, including emission control technology and
267 an on-board diagnostic system.

268 ~~[(69)]~~ (70) "Road tractor" means a motor vehicle designed and used for drawing other
269 vehicles and constructed so it does not carry any load either independently or any part of

- 270 the weight of a vehicle or load that is drawn.
- 271 ~~[(70)]~~ (71) "Roadable aircraft" means the same as that term is defined in Section 72-10-102.
- 272 ~~[(71)]~~ (72) "Sailboat" means the same as that term is defined in Section 73-18-2.
- 273 ~~[(72)]~~ (73) "Security interest" means an interest that is reserved or created by a security
274 agreement to secure the payment or performance of an obligation and that is valid
275 against third parties.
- 276 ~~[(73)]~~ (74) "Semitrailer" means a vehicle without motive power designed for carrying
277 persons or property and for being drawn by a motor vehicle and constructed so that
278 some part of its weight and its load rests or is carried by another vehicle.
- 279 ~~[(74)]~~ (75) "Special group license plate" means a type of license plate designed for a
280 particular group of people or a license plate authorized and issued by the division in
281 accordance with Section 41-1a-418 or Part 16, Sponsored Special Group License Plates.
- 282 ~~[(75)]~~ (76)(a) "Special interest vehicle" means a vehicle used for general transportation
283 purposes and that is:
- 284 (i) 20 years or older from the current year; or
- 285 (ii) a make or model of motor vehicle recognized by the division director as having
286 unique interest or historic value.
- 287 (b) In making a determination under Subsection ~~[(75)(a)]~~ (76)(a), the division director
288 shall give special consideration to:
- 289 (i) a make of motor vehicle that is no longer manufactured;
- 290 (ii) a make or model of motor vehicle produced in limited or token quantities;
- 291 (iii) a make or model of motor vehicle produced as an experimental vehicle or one
292 designed exclusively for educational purposes or museum display; or
- 293 (iv) a motor vehicle of any age or make that has not been substantially altered or
294 modified from original specifications of the manufacturer and because of its
295 significance is being collected, preserved, restored, maintained, or operated by a
296 collector or hobbyist as a leisure pursuit.
- 297 ~~[(76)]~~ (77)(a) "Special mobile equipment" means a vehicle:
- 298 (i) not designed or used primarily for the transportation of persons or property;
- 299 (ii) not designed to operate in traffic; and
- 300 (iii) only incidentally operated or moved over the highways.
- 301 (b) "Special mobile equipment" includes:
- 302 (i) farm tractors;
- 303 (ii) off-road motorized construction or maintenance equipment including backhoes,

304 bulldozers, compactors, graders, loaders, road rollers, tractors, and trenchers; and
305 (iii) ditch-digging apparatus.

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

308 [~~(77)~~] (78) "Specially constructed vehicle" means a vehicle of a type required to be
309 registered in this state, not originally constructed under a distinctive name, make, model,
310 or type by a generally recognized manufacturer of vehicles, and not materially altered
311 from its original construction.

312 [~~(78)~~] (79)(a) "Standard license plate" means a license plate for general issue described
313 in Subsection 41-1a-402(1).

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

316 [~~(79)~~] (80) "State impound yard" means a yard for the storage of a vehicle, vessel, or
317 outboard motor that meets the requirements of rules made by the commission as
318 described in Subsection 41-1a-1101(7).

319 [~~(80)~~] (81) "Street-legal all-terrain vehicle" or "street-legal ATV" means the same as that
320 term is defined in Section 41-6a-102.

321 [~~(81)~~] (82) "Symbol decal" means the decal that is designed to represent a special group and
322 displayed on a special group license plate.

323 [~~(82)~~] (83) "Title" means the right to or ownership of a vehicle, vessel, or outboard motor.

324 [~~(83)~~] (84)(a) "Total fleet miles" means the total number of miles operated in all
325 jurisdictions during the preceding year by power units.

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

329 [~~(84)~~] (85) "Tow truck motor carrier" means the same as that term is defined in Section
330 72-9-102.

331 [~~(85)~~] (86) "Tow truck operator" means the same as that term is defined in Section 72-9-102.

332 [~~(86)~~] (87) "Trailer" means a vehicle without motive power designed for carrying persons or
333 property and for being drawn by a motor vehicle and constructed so that no part of its
334 weight rests upon the towing vehicle.

335 [~~(87)~~] (88) "Transferee" means a person to whom the ownership of property is conveyed by
336 sale, gift, or any other means except by the creation of a security interest.

337 [~~(88)~~] (89) "Transferor" means a person who transfers the person's ownership in property by

338 sale, gift, or any other means except by creation of a security interest.
 339 [(89)] (90) "Travel trailer," "camping trailer," or "fifth wheel trailer" means a portable
 340 vehicle without motive power, designed as a temporary dwelling for travel, recreational,
 341 or vacation use that does not require a special highway movement permit when drawn
 342 by a self-propelled motor vehicle.

343 [(90)] (91) "Truck tractor" means a motor vehicle designed and used primarily for drawing
 344 other vehicles and not constructed to carry a load other than a part of the weight of the
 345 vehicle and load that is drawn.

346 [(91)] (92) "Vehicle" includes a motor vehicle, trailer, semitrailer, off-highway vehicle,
 347 camper, park model recreational vehicle, manufactured home, and mobile home.

348 [(92)] (93) "Vessel" means the same as that term is defined in Section 73-18-2.

349 [(93)] (94) "Vintage vehicle" means the same as that term is defined in Section 41-21-1.

350 [(94)] (95) "Waters of this state" means the same as that term is defined in Section 73-18-2.

351 [(95)] (96) "Weighmaster" means a person, association of persons, or corporation permitted
 352 to weigh vehicles under this chapter.

353 Section 2. Section **41-1a-203** is amended to read:

354 **41-1a-203 . Prerequisites for registration, transfer of ownership, or registration**
 355 **renewal.**

356 (1)(a)(i) Except as provided in Subsections (1)(b) and (1)(c), the division shall mail
 357 a notification to the owner of a vehicle at least 30 days before the date the
 358 vehicle's registration is due to expire.

359 (ii) The division shall ensure that mailing of notifications described in Section
 360 (1)(a)(i) begins as soon as practicable.

361 (b)(i) The division shall provide a process for a vehicle owner to choose to receive
 362 electronic notification of the pending expiration of a vehicle's registration.

363 (ii) If a vehicle owner chooses electronic notification, the division shall electronically
 364 notify~~[by email]~~ the owner of a vehicle at least 30 days before the date the
 365 vehicle's registration is due to expire.

366 (iii) If a motor vehicle is registered on a month-to-month basis as described in
 367 Section 41-1a-215.4, in lieu of notification by mail, the division shall notify the
 368 motor vehicle owner each month via electronic notification of:

369 (A) the pending expiration and automatic renewal of the vehicle's registration; and

370 (B) whether the fee payment and renewal of the motor vehicle's registration were
 371 successfully completed.

- 372 (c) If at the time the owner renews the vehicle registration, the previous registration
373 period has been expired at least 270 days, the division is not required to comply with
374 the notification requirement described in this Subsection (1) for the next registration
375 period.
- 376 (2) Except as otherwise provided, before registration of a vehicle, an owner shall:
- 377 (a) obtain an identification number inspection under Section 41-1a-204;
- 378 (b) obtain a certificate of emissions inspection, if required in the current year, as
379 provided under Section 41-6a-1642;
- 380 (c) pay property taxes, the in lieu fee, or receive a property tax clearance under Section
381 41-1a-206 or 41-1a-207;
- 382 (d) pay the automobile driver education tax required by Section 41-1a-208;
- 383 (e) pay the applicable registration fee under Part 12, Fee and Tax Requirements;
- 384 (f) pay the uninsured motorist identification fee under Section 41-1a-1218, if applicable;
- 385 (g) pay the motor carrier fee under Section 41-1a-1219, if applicable;
- 386 (h) pay any applicable local emissions compliance fee under Section 41-1a-1223;
- 387 (i) pay the taxes applicable under Title 59, Chapter 12, Sales and Use Tax Act; and
- 388 (j) for a roadable aircraft, provide proof of registration of the roadable aircraft as an
389 aircraft under Section 72-10-109.
- 390 (3) In addition to the requirements in Subsection (1), an owner of a vehicle that has not
391 been previously registered or that is currently registered under a previous owner's name
392 shall apply for a valid certificate of title in the owner's name before registration.
- 393 (4) The division may not issue a new registration, transfer of ownership, or registration
394 renewal under Section 73-18-7 for a vessel or outboard motor that is subject to this
395 chapter unless a certificate of title has been or is in the process of being issued in the
396 same owner's name.
- 397 (5) The division may not issue a new registration, transfer of ownership, or registration
398 renewal under Section 41-22-3 for an off-highway vehicle that is subject to this chapter
399 unless a certificate of title has been or is in the process of being issued in the same
400 owner's name.
- 401 (6) The division may not issue a registration renewal for a motor vehicle if the division has
402 received a hold request for the motor vehicle for which a registration renewal has been
403 requested as described in:
- 404 (a) Section 72-1-213.1; or
- 405 (b) Section 72-6-118.

406 Section 3. Section **41-1a-206** is amended to read:

407 **41-1a-206 . Payment of property taxes or in lieu fees before registration.**

408 (1) Except as provided in Subsection (2), the division before issuing any registration shall
409 require from every applicant for the registration[~~a certificate from the county assessor in~~
410 ~~which the vehicle has situs for taxation~~] verification that:

- 411 (a) the property tax or in lieu fee on the vehicle for the current registration period has
412 been paid;
- 413 (b) in the assessor's opinion the tax or in lieu fee is a lien on real property sufficient to
414 secure the payment of the tax; or
- 415 (c) the vehicle is exempt by law from payment of property tax or the in lieu fee for the
416 current registration period.

417 (2) The requirements of Subsection (1) do not apply to the registration of ambulances,
418 peace officer patrol vehicles, fire engines, passenger cars and trucks owned and used by
419 the United States government or by the state of Utah or by any of its political
420 subdivisions, and motor vehicles assessed by the commission under Section 59-2-201.

421 Section 4. Section **41-1a-209** is amended to read:

422 **41-1a-209 . Application for registration -- Contents.**

- 423 (1) An owner of a vehicle subject to registration under this part shall apply to the division
424 for registration on forms furnished by the division.
- 425 (2) The application for registration shall include:
- 426 (a) the signature of an owner of the vehicle to be registered;
- 427 (b) the name, bona fide residence and mailing address of the owner, or business address
428 of the owner if the owner is a firm, association, or corporation;
- 429 (c) a description of the vehicle including the make, model, type of body, the model year
430 as specified by the manufacturer, the number of cylinders, and the identification
431 number of the vehicle;
- 432 (d) other information required by the division to enable it to determine whether the
433 owner is lawfully entitled to register the vehicle; [~~and~~]
- 434 (e) an indication if the applicant is applying for automatic registration renewal as
435 described in Section 41-1a-216[~~-~~] ; and
- 436 (f) an indication specifying the type of vehicle registration for which the applicant is
437 applying.

438 Section 5. Section **41-1a-215** is amended to read:

439 **41-1a-215 . Staggered registration dates -- Exceptions.**

- 440 (1)(a) Except as provided under Subsections (2) and (3), every vehicle registration,
441 every registration card, and every registration plate issued under this chapter for the
442 first registration of the vehicle in this state, continues in effect for a period of 12
443 months beginning with the first day of the calendar month of registration and does
444 not expire until the last day of the same month in the following year.
- 445 (b) If the last day of the registration period falls on a day in which the appropriate state
446 or county offices are not open for business, the registration of the vehicle is extended
447 to midnight of the next business day.
- 448 (2) The provisions of Subsection (1) do not apply to the following:
- 449 (a) registration issued to government vehicles under Section 41-1a-221;
450 (b) registration issued to apportioned vehicles under Section 41-1a-301;
451 (c) multiyear registration issued under Section 41-1a-222;
452 (d) lifetime trailer registration issued under Section 41-1a-1206;
453 (e) a month-to-month registration issued under Section 41-1a-215.4;
454 ~~[(e)]~~ (f) partial year registration issued under Section 41-1a-1207;
455 ~~[(f)]~~ (g) a six-month registration issued under Section 41-1a-215.5; or
456 ~~[(g)]~~ (h) plates issued to a dealer, dismantler, manufacturer, remanufacturer, and
457 transporter under ~~[Title 41, Chapter 3, Part 5, Special Dealer License Plates]~~ Chapter
458 3, Part 5, Special Dealer License Plates.
- 459 (3)(a) Upon application of the owner or lessee of a fleet of commercial vehicles not
460 apportioned under Section 41-1a-301 and required to be registered in this state, the
461 State Tax Commission may permit the vehicles to be registered for a registration
462 period commencing on the first day of March, June, September, or December of any
463 year and expiring on the last day of March, June, September, or December in the
464 following year.
- 465 (b) Upon application of the owner or lessee of a fleet of commercial vehicles
466 apportioned under Section 41-1a-301 and required to be registered in this state, the
467 State Tax Commission may permit the vehicles to be registered for a registration
468 period commencing on the first day of January, April, July, or October of any year
469 and expiring on the last day of March, June, September, or December in the
470 following year.
- 471 (4) When the expiration of a registration plate is extended by affixing a registration decal to
472 it, the expiration of the decal governs the expiration date of the plate.
- 473 Section 6. Section **41-1a-215.4** is enacted to read:

474 **41-1a-215.4 . Month-to-month vehicle registration.**

475 (1)(a) A person may register a vehicle described in Subsection (1)(b)(i) on a
476 month-to-month basis if the person enrolls in:

477 (i) automatic registration renewal described in Subsection 41-1a-216(2)(d); and

478 (ii) electronic notification of registration renewal as described in Subsection
479 41-1a-203(1)(b)(iii).

480 (b)(i) Except as provided in Subsection (1)(b)(ii), all vehicles are eligible for
481 month-to-month registration under this section.

482 (ii) The following vehicles are not eligible for month-to-month registration under this
483 section:

484 (A) a motorboat or sailboat required to be registered under Section 73-18-7;

485 (B) a vehicle registered pursuant to Part 3, Proportional Registration;

486 (C) a vehicle registered as part of a fleet;

487 (D) an off-highway vehicle;

488 (E) a street-legal all-terrain vehicle registered in accordance with Section
489 41-1a-1509; and

490 (F) a park model recreational vehicle.

491 (2) A month-to-month registration period begins on the first day of the calendar month and
492 expires on the last day of the same calendar month.

493 (3)(a) A vehicle owner seeking month-to-month registration satisfies the requirements
494 described in Section 41-1a-203 by:

495 (i) at the time of registration:

496 (A) obtaining an identification number inspection under Section 41-1a-204, if
497 required; and

498 (B) paying the taxes applicable under Title 59, Chapter 12, Sales and Use Tax
499 Act, if applicable;

500 (ii) if required, obtaining a certificate of emissions inspection as provided under
501 Section 41-6a-1642; and

502 (iii) paying the following fees and taxes each month if applicable for the type of
503 vehicle being registered:

504 (A) property taxes or the in lieu fee described in Section 41-1a-206, 41-1a-207, or
505 Title 59, Chapter 2, Part 4, Assessment of Transitory Personal Property and
506 Interstate Carriers;

507 (B) the automobile driver education fee described in Section 41-1a-1204;

- 508 (C) the relevant registration fees described in Section 41-1a-1206;
509 (D) the uninsured motorist identification fee described in Section 41-1a-1218;
510 (E) the motor carrier fee described in Section 41-1a-1219;
511 (F) the local option highway construction and transportation corridor preservation
512 fee described in Section 41-1a-1222; and
513 (G) the local emissions compliance fee described in Section 41-1a-1223.
- 514 (b) In addition to any electronic payment fee charged as described in Section 41-1a-1221,
515 the cost of the monthly charge described in Subsection (3)(a)(iii) is equal to:
516 (i) for the first 12 months a vehicle is registered on a month-to-month basis, 10.5% of
517 the annual cost of the applicable fee or tax for the same vehicle registered for a
518 12-month period rounded up to the nearest one cent; or
519 (ii) beginning on the thirteenth month, and for each month thereafter that a vehicle is
520 registered on a month-to-month basis, 9.25% of the annual cost of the applicable
521 fee or tax for the same vehicle registered for a 12-month period rounded up to the
522 nearest one cent.
- 523 (c) The first time a vehicle is registered on a month-to-month basis, the person
524 registering the vehicle:
525 (i) shall register directly with the division; and
526 (ii) may not register through a dealer.
- 527 (4)(a) If a person registers a vehicle on a month-to-month basis, the registration and
528 payment of fees and taxes as provided in this section shall continue each month
529 through an automated transaction, and the person may not cancel or stop payment
530 unless the person electronically notifies the division that:
531 (i) the person has sold the vehicle or returned a leased vehicle;
532 (ii) the vehicle is destroyed;
533 (iii) the person has registered the vehicle in another state; or
534 (iv) the person has registered the vehicle under a different type of vehicle registration.
- 535 (b) The division may not issue a refund of an automatic payment required for a
536 month-to-month registration as described in this section if a person fails to notify the
537 division of change in registration status as described and required in Subsection
538 (4)(a).
- 539 (5) For a vehicle registered on a month-to-month basis, the registration is revoked if:
540 (a) the person that registers the vehicle fails to make the monthly payment as required in
541 this section; or

542 (b) the payment method is canceled or declined.
543 (6) If a vehicle registration is revoked under Subsection (5), and the division reasonably
544 determines that the owner of the vehicle has not acted in good faith to ensure timely
545 payment, the division may prohibit the vehicle from being registered on a
546 month-to-month basis by the same owner for one year.

547 Section 7. Section **41-1a-216** is amended to read:

548 **41-1a-216 . Renewal of registration.**

549 (1) The division may receive applications for registration renewal and issue new
550 registration cards at any time prior to the expiration of the registration, subject to the
551 availability of renewal materials.

552 (2)(a) Except as provided in Subsections (2)(c), ~~(2)(d)~~, and (3), the new registration
553 shall retain the same expiration month as recorded on the original registration even if
554 the registration has expired.

555 (b) Except as provided in [~~Subsection~~] Subsections (2)(c)[;] and (2)(d) the year of
556 registration expiration shall be changed to reflect the renewed registration period.

557 (c) If the application for renewal of registration is for a six-month registration period
558 under Section 41-1a-215.5, the new registration shall be for a six-month registration
559 period that begins with the first day of the calendar month following the last day of
560 the expiration month of the previous registration period as recorded on the original
561 registration even if the registration has expired.

562 (d) If a vehicle is registered on a month-to-month basis as described in Section
563 41-1a-215.4 , the registration shall:

564 (i) automatically renew each month if:

565 (A) the owner of the vehicle has complied with the requirements under this part;

566 (B) the motor vehicle is in compliance with the emissions inspection requirement
567 described in Section 41-6a-1642; and

568 (C) payment under Section 41-1a-1206 is made electronically each month; and

569 (ii) be for a one-month registration period that begins with the first day of each
570 calendar month and ends on the last day of each respective calendar month.

571 (3) Subsection (2) does not apply if the owner can verify to the satisfaction of the division
572 that the vehicle registration was not renewed prior to its expiration due to the fact that
573 the vehicle was in storage, inoperable, or otherwise out of service.

574 (4) If the registration renewal application is an application generated by the division
575 through its automated system, the owner need not surrender the last registration card or

- 576 duplicate.
- 577 (5) A vehicle with an "EX" or "UHP" license plate, owned by an entity described in Section
578 41-1a-407, is exempt from registration renewal requirements.
- 579 (6) The division shall establish a process by which an individual may request automatic
580 renewal of registration.
- 581 (7) An individual may request automatic renewal of registration as provided by the division.
- 582 (8) If the vehicle is subject to an emissions inspection as described in Section 41-6a-1642
583 for the year for which a vehicle automatic registration is requested, the automatic
584 renewal is not effective until the vehicle has passed an emissions inspection as required
585 in Section 41-6a-1642.
- 586 (9) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
587 commission may make rules establishing procedures for an individual to apply for and
588 the division to administer automatic renewal of registration and automatic payment of
589 fees as required in this chapter and relevant taxes.

590 Section 8. Section **41-1a-222** is amended to read:

591 **41-1a-222 . Application for multiyear registration -- Payment of taxes -- Penalties.**

- 592 (1) The owner of any intrastate fleet of commercial vehicles which is based in the state may
593 apply to the commission for registration in accordance with this section.
- 594 (a) The application shall be made on a form prescribed by the commission.
- 595 (b)(i) Upon payment of required fees and meeting other requirements prescribed by
596 the commission, the division shall issue, to each vehicle for which application has
597 been made, a multiyear license plate and registration card.
- 598 [(+) (ii) The registration decal and the registration card shall bear an expiration date
599 fixed by the division and are valid until ownership of the vehicle to which they are
600 issued is transferred by the applicant or until the expiration date, whichever comes
601 first.
- 602 [(ii) (iii) An annual renewal application must be made by the owner if registration
603 identification has been issued on an annual installment fee basis and the required
604 fees must be paid on an annual basis.
- 605 [(iii) (iv) License plates and registration cards issued pursuant to this section are
606 valid for an eight-year period, commencing with the year of initial application in
607 this state.
- 608 (c) When application for registration or renewal is made on an installment payment
609 basis, the applicant shall submit acceptable evidence of a surety bond in a form, and

610 with a surety, approved by the commission and in an amount equal to the total annual
 611 fees required for all vehicles registered to the applicant in accordance with this
 612 section.

613 (2) Each vehicle registered as part of a fleet of commercial vehicles must be titled in the
 614 name of the fleet.

615 (3) Each owner who registers fleets pursuant to this section shall pay the taxes or in lieu
 616 fees otherwise due pursuant to:

617 (a) Section 41-1a-206;

618 (b) Section 41-1a-207;

619 (c) Subsection 41-1a-301(12);

620 (d) Section 59-2-405.1;

621 (e) Section 59-2-405.2; or

622 (f) Section 59-2-405.3.

623 (4) An owner who fails to comply with the provisions of this section is subject to the
 624 penalties in Section 41-1a-1301 and, if the commission so determines, will result in the
 625 loss of the privileges granted in this section.

626 Section 9. Section **41-1a-402** is amended to read:

627 **41-1a-402 . Standard license plates -- Required colors, numerals, and letters --**

628 **Expiration.**

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

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

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

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

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

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

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

640 (c) The division shall offer:

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

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

- 644 (d) The division may not offer more than four standard license plate designs at any one
645 time.
- 646 (2) Before the division may offer a design described in Subsection (1)(b), the division shall:
- 647 (a) consult with the Utah Department of Cultural and Community Engagement regarding
648 the proposed design;
- 649 (b) identify which current standard license plate design will be replaced by the proposed
650 design; and
- 651 (c) submit the proposed design to the commission.
- 652 (3)(a) If the commission receives a submission for a proposed design of a standard
653 license plate as described in Subsection (2)(c), or a sponsored special group license
654 plate as described in Section 41-1a-419 and Part 16, Sponsored Special Group
655 License Plates, the commission shall notify:
- 656 (i) the governor;
- 657 (ii) the speaker of the House of Representatives; and
- 658 (iii) the president of the Senate.
- 659 (b) After receiving a notification described in Subsection (3)(a):
- 660 (i) the governor shall appoint an individual to the license plate design review board
661 described in Subsection (3)(c);
- 662 (ii) the speaker of the House of Representatives shall appoint a member of the House
663 of Representatives to the license plate design review board described in
664 Subsection (3)(c); and
- 665 (iii) the president of the Senate shall appoint a member of the Senate to the license
666 plate design review board described in Subsection (3)(c).
- 667 (c)(i) The license plate design review board, comprised of the members appointed as
668 described in Subsection (3)(b), shall review proposed license plate designs.
- 669 (ii) The member of the license plate design review board appointed by the governor
670 shall serve as chair and convene the license plate design review board.
- 671 (iii) The license plate design review board shall:
- 672 (A) review each proposed license plate design; and
- 673 (B) vote whether to approve or reject the proposed license plate design.
- 674 (iv) If all three members of the license plate design review board are not present, the
675 license plate design review board may not consider or vote on a proposed license
676 plate design.
- 677 (v) The license plate design review board shall notify the commission and the

- 678 division regarding the results of the vote to approve each proposed license plate
679 design.
- 680 (d) The license plate design review board is not subject to Title 52, Chapter 4, Open and
681 Public Meetings Act.
- 682 (e) If the license plate design review board approves a proposed license plate design, the
683 division may begin the processes necessary for production and distribution of the
684 license plate.
- 685 (4)(a) Except as provided in Subsection (4)(b), the division may not order or produce a
686 standard license plate that is discontinued under this section.
- 687 (b) The division may issue a discontinued standard license plate until the division
688 exhausts the discontinued standard license plate's remaining stock.
- 689 (5)(a) Each license plate shall have displayed on it:
- 690 (i) the registration number assigned to the vehicle for which the license plate is issued;
691 (ii) the name of the state; and
692 (iii) unless exempted by Section 41-1a-301 or 41-1a-407, a registration decal
693 showing the date of expiration displayed in accordance with Subsection (8).
- 694 (b) No later than July 1, 2025, each license plate:
- 695 (i) shall have an embossed edge around the perimeter of the plate; and
696 (ii) may not have embossed registration numbers or characters.
- 697 (6) If registration is extended by affixing a registration decal to the license plate, the
698 expiration date of the registration decal governs the expiration date of the license plate.
- 699 (7)(a)(i) Except as provided under Subsection (7)(b), Subsection 41-1a-215(2), and
700 Section 41-1a-216, a license plate shall be renewed annually.
- 701 (ii)(A) The division shall issue the vehicle owner a month registration decal and a
702 year registration decal upon the vehicle's first registration with the division.
- 703 (B) The division shall issue the vehicle owner only a year registration decal upon
704 subsequent renewals of registration to validate registration renewal.
- 705 (b)(i) Beginning on January 1, 2025, the division shall issue to the vehicle owner one
706 registration decal displaying both the month and year.
- 707 (ii) For a vehicle registered on a month-to-month basis pursuant to Section
708 41-1a-215.4, the division shall issue to the vehicle owner a registration decal with
709 features to identify the vehicle as a vehicle registered on a month-to-month basis.
- 710 (8)(a) Except as otherwise provided in Subsection (8)(b) and by rule:
- 711 (i) the month registration decal issued in accordance with Subsection (7) shall be

- 712 displayed on the license plate in the left position; and
- 713 (ii) the year registration decal issued in accordance with Subsection (7) shall be
- 714 displayed on the license plate in the right position.
- 715 (b) Beginning on January 1, 2025, the registration decal shall be displayed on the upper
- 716 right position.
- 717 (9) The current year registration decal issued in accordance with Subsection (7) shall be
- 718 placed over or in place of the previous year registration decal.
- 719 (10) If a license plate or registration decal is lost or destroyed, a replacement shall be issued
- 720 upon application and payment of the fees required under Section 41-1a-1211 or
- 721 41-1a-1212.
- 722 (11)(a) A violation of this section is an infraction.
- 723 (b) A court shall waive a fine for a violation under this section if:
- 724 (i) the registration for the vehicle was current at the time of the citation; and
- 725 (ii) the person to whom the citation was issued provides, within 21 business days,
- 726 evidence that the license plate and registration decal are properly displayed in
- 727 compliance with this section.
- 728 (12) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
- 729 division may make rules regarding the placement and positioning of registration decal
- 730 on a license plate issued by the division.
- 731 Section 10. Section **41-1a-1201** is amended to read:
- 732 **41-1a-1201 . Disposition of fees.**
- 733 (1) All fees received and collected under this part shall be transmitted daily to the state
- 734 treasurer.
- 735 (2) Except as provided in Subsections (3), (5), (6), (7), (8), and (9) and Sections 41-1a-1205,
- 736 41-1a-1220, 41-1a-1221, 41-1a-1222, 41-1a-1223, and 41-1a-1603, all fees collected
- 737 under this part shall be deposited into the Transportation Fund.
- 738 (3) Funds generated under Subsections 41-1a-1211(1)(b)(ii), (6)(b)(ii), (7), and (9), and
- 739 Section 41-1a-1212 shall be deposited into the License Plate Restricted Account created
- 740 in Section 41-1a-122.
- 741 (4)(a) Except as provided in Subsections (3) and (4)(b) and Section 41-1a-1205, the
- 742 expenses of the commission in enforcing and administering this part shall be
- 743 provided for by legislative appropriation from the revenues of the Transportation
- 744 Fund.
- 745 (b) Three dollars of the registration fees imposed under Subsections 41-1a-1206(2)(a)

746 and (b) for each vehicle registered for a six-month registration period under Section
 747 41-1a-215.5 may be used by the commission to cover the costs incurred in enforcing
 748 and administering this part.

749 (c) Sixty cents of the registration fees imposed under Subsection 41-1a-1206(1) for each
 750 vehicle registered on a month-to-month basis under Section 41-1a-215.4 may be used
 751 by the commission to cover the costs incurred in enforcing and administering this
 752 part.

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

756 (5)(a) [The] Except as provided in Subsection (5)(c), the following portions of the
 757 registration fees imposed under Section 41-1a-1206 for each vehicle shall be
 758 deposited into the Transportation Investment Fund of 2005 created in Section
 759 72-2-124:

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

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

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

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

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

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

768 (vii) \$17 of the registration fee imposed under Subsection 41-1a-1206(1)(j).

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

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

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

774 (c) The following portions of the registration fees imposed under Section 41-1a-1206
 775 and collected for each vehicle registered on a month-to-month basis under Section
 776 41-1a-215.4, for the first 12 months the vehicle is registered on a month-to-month
 777 basis, shall be deposited into the Transportation Investment Fund of 2005 created in
 778 Section 72-2-124:

779 (i) \$3.15 of the registration fees imposed under Subsections 41-1a-1206(1)(a), (1)(b),

- 780 (1)(f), (4), and (7);
- 781 (ii) \$2.21 of the registration fees imposed under Subsections 41-1a-1206(1)(c)(i) and
- 782 (1)(c)(ii);
- 783 (iii) 26 cents of the registration fee imposed under Subsection 41-1a-1206(1)(e)(ii);
- 784 (iv) \$2.42 of the registration fee imposed under Subsection 41-1a-1206(1)(d)(i);
- 785 (v) \$2.57 of the registration fee imposed under Subsection 41-1a-1206(1)(e)(i); and
- 786 (vi) 11 cents of the registration fee imposed under Subsection 41-1a-1206(1)(d)(ii).
- 787 (d) The following portions of the registration fees imposed under Section 41-1a-1206
- 788 and collected for each vehicle registered on a month-to-month basis under Section
- 789 41-1a-215.4, for any month after the first 12 months the vehicle is registered on a
- 790 month-to-month basis, shall be deposited into the Transportation Investment Fund of
- 791 2005 created in Section 72-2-124:
- 792 (i) \$2.78 of the registration fees imposed under Subsections 41-1a-1206(1)(a), (1)(b),
- 793 (1)(f), (4), and (7);
- 794 (ii) \$1.94 of the registration fees imposed under Subsections 41-1a-1206(1)(c)(i) and
- 795 (1)(c)(ii);
- 796 (iii) 23 cents of the registration fee imposed under Subsection 41-1a-1206(1)(e)(ii);
- 797 (iv) \$2.13 of the registration fee imposed under Subsection 41-1a-1206(1)(d)(i);
- 798 (v) \$2.26 of the registration fee imposed under Subsection 41-1a-1206(1)(e)(i); and
- 799 (vi) nine cents of the registration fee imposed under Subsection 41-1a-1206(1)(d)(ii).
- 800 (6)(a) [~~Ninety-four~~] Except as provided in Subsections (6)(b) through (d), 94 cents of
- 801 each registration fee imposed under Subsections 41-1a-1206(1)(a) and (b) for each
- 802 vehicle shall be deposited into the Public Safety Restricted Account created in
- 803 Section 53-3-106.
- 804 (b) Seventy-one cents of each registration fee imposed under Subsections 41-1a-1206
- 805 (2)(a) and (b) for each vehicle registered for a six-month registration period under
- 806 Section 41-1a-215.5 shall be deposited into the Public Safety Restricted Account
- 807 created in Section 53-3-106.
- 808 (c) Ten cents of each registration fee imposed under Subsections 41-1a-1206(1)(a) and
- 809 (b) for each vehicle registered on a month-to-month basis in the initial 12 months
- 810 under Section 41-1a-215.4 shall be deposited into the Public Safety Restricted
- 811 Account created in Section 53-3-106.
- 812 (d) Nine cents of each registration fee imposed under Subsections 41-1a-1206(1)(a) and
- 813 (b) for each vehicle registered on a month-to-month basis for any subsequent months

814 after month 12 under Section 41-1a-215.4 shall be deposited into the Public Safety
815 Restricted Account created in Section 53-3-106.

816 (7)(a) [~~One~~] Except as provided in Subsections (7)(b) through (d), one dollar of each
817 registration fee imposed under Subsections 41-1a-1206(1)(a) and (b) for each vehicle
818 shall be deposited into the Motor Vehicle Safety Impact Restricted Account created
819 in Section 53-8-214.

820 (b) One dollar of each registration fee imposed under Subsections 41-1a-1206(2)(a) and
821 (b) for each vehicle registered for a six-month registration period under Section
822 41-1a-215.5 shall be deposited into the Motor Vehicle Safety Impact Restricted
823 Account created in Section 53-8-214.

824 (c) Eleven cents of each registration fee imposed under Subsections 41-1a-1206(1)(a)
825 and (b), for each vehicle registered on a month-to-month basis in the initial 12
826 months under Section 41-1a-215.4 shall be deposited into the Motor Vehicle Safety
827 Impact Restricted Account created in Section 53-8-214.

828 (d) Nine cents of each registration fee imposed under Subsections 41-1a-1206(1)(a) and
829 (b), for each vehicle registered on a month-to-month basis in any subsequent month
830 after month 12 under Section 41-1a-215.4 shall be deposited into the Motor Vehicle
831 Safety Impact Restricted Account created in Section 53-8-214.

832 (8)(a) [~~Fifty~~] Except as provided in Subsection (8)(b), 50 cents of each registration fee
833 imposed under Subsection 41-1a-1206(1)(a) for each motorcycle shall be deposited
834 into the Brain and Spinal Cord Injury Fund created in Section 26B-1-318.

835 (b) Five cents of each registration fee imposed under Subsection 41-1a-1206 (1)(a) for
836 each motorcycle registered on a month-to-month basis under Section 41-1a-215.4
837 shall be deposited into the Neuro-Rehabilitation Fund created in Section 26B-1-319.

838 (9)(a)(i) [~~Beginning on January 1, 2024,~~] Except as provided in Subsections
839 (9)(a)(ii) and (iii), and subject to Subsection (9)(b), \$2 of each registration fee
840 imposed under Section 41-1a-1206 shall be deposited into the Rural
841 Transportation Infrastructure Fund created in Section 72-2-133.

842 (ii) For a vehicle registered on a month-to-month basis in the initial 12 months of
843 registration under Section 41-1a-215.4, subject to Subsection (9)(b), 21 cents of
844 each registration fee imposed under Section 41-1a-1206 shall be deposited into the
845 Rural Transportation Infrastructure Fund created in Section 72-2-133.

846 (iii) For a vehicle registered on a month-to-month basis in any subsequent month
847 after month 12 under Section 41-1a-215.4, subject to Subsection (9)(b), 19 cents

848 of each registration fee imposed under Section 41-1a-1206 shall be deposited into
849 the Rural Transportation Infrastructure Fund created in Section 72-2-133.

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

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

856 (ii) 0.

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

859 Section 11. Section **41-6a-1642** is amended to read:

860 **41-6a-1642 . Emissions inspection -- County program.**

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

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

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

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

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

876 (i) the federal government;

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

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

879 (2)(a) A vehicle owner subject to Subsection (1) shall obtain a motor vehicle emissions
880 inspection and maintenance program certificate of emissions inspection as described
881 in Subsection (1), but the program may not deny vehicle registration based solely on

882 the presence of a defeat device covered in the Volkswagen partial consent decrees or
883 a United States Environmental Protection Agency-approved vehicle modification in
884 the following vehicles:

- 885 (i) a 2.0-liter diesel engine motor vehicle in which its lifetime nitrogen oxide
886 emissions are mitigated in the state pursuant to a partial consent decree, including:
887 (A) Volkswagen Jetta, model years 2009, 2010, 2011, 2012, 2013, 2014, and 2015;
888 (B) Volkswagen Jetta Sportwagen, model years 2009, 2010, 2011, 2012, 2013,
889 and 2014;
890 (C) Volkswagen Golf, model years 2010, 2011, 2012, 2013, 2014, and 2015;
891 (D) Volkswagen Golf Sportwagen, model year 2015;
892 (E) Volkswagen Passat, model years 2012, 2013, 2014, and 2015;
893 (F) Volkswagen Beetle, model years 2013, 2014, and 2015;
894 (G) Volkswagen Beetle Convertible, model years 2013, 2014, and 2015; and
895 (H) Audi A3, model years 2010, 2011, 2012, 2013, and 2015; and
896 (ii) a 3.0-liter diesel engine motor vehicle in which its lifetime nitrogen oxide
897 emissions are mitigated in the state to a settlement, including:
898 (A) Volkswagen Touareg, model years 2009, 2010, 2011, 2012, 2013, 2014, 2015,
899 and 2016;
900 (B) Audi Q7, model years 2009, 2010, 2011, 2012, 2013, 2014, 2015, and 2016;
901 (C) Audi A6 Quattro, model years 2014, 2015, and 2016;
902 (D) Audi A7 Quattro, model years 2014, 2015, and 2016;
903 (E) Audi A8, model years 2014, 2015, and 2016;
904 (F) Audi A8L, model years 2014, 2015, and 2016;
905 (G) Audi Q5, model years 2014, 2015, and 2016; and
906 (H) Porsche Cayenne Diesel, model years 2013, 2014, 2015, and 2016.
907 (b)(i) An owner of a restored-modified vehicle subject to Subsection (1) shall obtain
908 a motor vehicle emissions inspection and maintenance program certificate of
909 emissions inspection as described in Subsection (1).
910 (ii) A county emissions program may not refuse to perform an emissions inspection
911 or indicate a failed emissions test of the vehicle based solely on a modification to
912 the engine or component of the motor vehicle if:
913 (A) the modification is not likely to result in the motor vehicle having increased
914 emissions relative to the emissions of the motor vehicle before the
915 modification; and

- 916 (B) the motor vehicle modification is a change to an engine that is newer than the
917 engine with which the motor vehicle was originally equipped, or the engine
918 includes technology that increases the facility of the administration of an
919 emissions test, such as an on-board diagnostics system.
- 920 (iii) The first time an owner seeks to obtain an emissions inspection as a prerequisite
921 to registration of a restored-modified vehicle:
- 922 (A) the owner shall present the signed statement described in Subsection
923 41-1a-226(4); and
- 924 (B) the county emissions program shall perform the emissions test.
- 925 (iv) If a motor vehicle is registered as a restored-modified vehicle and the registration
926 certificate is notated as described in Subsection 41-1a-226(4), a county emissions
927 program may not refuse to perform an emissions test based solely on the
928 restored-modified status of the motor vehicle.
- 929 (3)(a) The legislative body of a county identified in Subsection (1), in consultation with
930 the Air Quality Board created under Section 19-1-106, shall make regulations or
931 ordinances regarding:
- 932 (i) emissions standards;
- 933 (ii) test procedures;
- 934 (iii) inspections stations;
- 935 (iv) repair requirements and dollar limits for correction of deficiencies; and
- 936 (v) certificates of emissions inspections.
- 937 (b) In accordance with Subsection (3)(a), a county legislative body:
- 938 (i) shall make regulations or ordinances to attain or maintain ambient air quality
939 standards in the county, consistent with the state implementation plan and federal
940 requirements;
- 941 (ii) may allow for a phase-in of the program by geographical area; and
- 942 (iii) shall comply with the analyzer design and certification requirements contained in
943 the state implementation plan prepared under Title 19, Chapter 2, Air
944 Conservation Act.
- 945 (c) The county legislative body and the Air Quality Board shall give preference to an
946 inspection and maintenance program that:
- 947 (i) is decentralized, to the extent the decentralized program will attain and maintain
948 ambient air quality standards and meet federal requirements;
- 949 (ii) is the most cost effective means to achieve and maintain the maximum benefit

- 950 with regard to ambient air quality standards and to meet federal air quality
951 requirements as related to vehicle emissions; and
- 952 (iii) provides a reasonable phase-out period for replacement of air pollution emission
953 testing equipment made obsolete by the program.
- 954 (d) The provisions of Subsection (3)(c)(iii) apply only to the extent the phase-out:
955 (i) may be accomplished in accordance with applicable federal requirements; and
956 (ii) does not otherwise interfere with the attainment and maintenance of ambient air
957 quality standards.
- 958 (4) The following vehicles are exempt from an emissions inspection program and the
959 provisions of this section:
- 960 (a) an implement of husbandry as defined in Section 41-1a-102;
961 (b) a motor vehicle that:
962 (i) meets the definition of a farm truck under Section 41-1a-102; and
963 (ii) has a gross vehicle weight rating of 12,001 pounds or more;
- 964 (c) a vintage vehicle as defined in Section 41-21-1:
965 (i) if the vintage vehicle has a model year of 1982 or older; or
966 (ii) for a vintage vehicle that has a model year of 1983 or newer, if the owner
967 provides proof of vehicle insurance that is a type specific to a vehicle collector;
- 968 (d) a custom vehicle as defined in Section 41-6a-1507;
- 969 (e) a vehicle registered as a novel vehicle under Section 41-27-201;
- 970 (f) to the extent allowed under the current federally approved state implementation plan,
971 in accordance with the federal Clean Air Act, 42 U.S.C. Sec. 7401, et seq., a motor
972 vehicle that is less than two years old on January 1 based on the age of the vehicle as
973 determined by the model year identified by the manufacturer;
- 974 (g) a pickup truck, as defined in Section 41-1a-102, with a gross vehicle weight rating of
975 12,000 pounds or less, if the registered owner of the pickup truck provides a signed
976 statement to the legislative body stating the truck is used:
977 (i) by the owner or operator of a farm located on property that qualifies as land in
978 agricultural use under Sections 59-2-502 and 59-2-503; and
979 (ii) exclusively for the following purposes in operating the farm:
980 (A) for the transportation of farm products, including livestock and its products,
981 poultry and its products, floricultural and horticultural products; and
982 (B) in the transportation of farm supplies, including tile, fence, and every other
983 thing or commodity used in agricultural, floricultural, horticultural, livestock,

- 984 and poultry production and maintenance;
- 985 (h) a motorcycle as defined in Section 41-1a-102;
- 986 (i) an electric motor vehicle as defined in Section 41-1a-102;
- 987 (j) a motor vehicle with a model year of 1967 or older; and
- 988 (k) a roadable aircraft as defined in Section 72-10-102.
- 989 (5) The county shall issue to the registered owner who signs and submits a signed statement
990 under Subsection (4)(g) a certificate of exemption from emissions inspection
991 requirements for purposes of registering the exempt vehicle.
- 992 (6) A legislative body of a county described in Subsection (1) may exempt from an
993 emissions inspection program a diesel-powered motor vehicle with a:
- 994 (a) gross vehicle weight rating of more than 14,000 pounds; or
995 (b) model year of 1997 or older.
- 996 (7) The legislative body of a county required under federal law to utilize a motor vehicle
997 emissions inspection program shall require:
- 998 (a) a computerized emissions inspection for a diesel-powered motor vehicle that has:
- 999 (i) a model year of 2007 or newer;
- 1000 (ii) a gross vehicle weight rating of 14,000 pounds or less; and
1001 (iii) a model year that is five years old or older;
- 1002 (b) a visual inspection of emissions equipment for a diesel-powered motor vehicle:
- 1003 (i) with a gross vehicle weight rating of 14,000 pounds or less;
1004 (ii) that has a model year of 1998 or newer; and
1005 (iii) that has a model year that is five years old or older.
- 1006 (8)(a) Subject to Subsection (8)(c), the legislative body of each county required under
1007 federal law to utilize a motor vehicle emissions inspection and maintenance program
1008 or in which an emissions inspection and maintenance program is necessary to attain
1009 or maintain any national ambient air quality standard may require each college or
1010 university located in a county subject to this section to require its students and
1011 employees who park a motor vehicle not registered in a county subject to this section
1012 to provide proof of compliance with an emissions inspection accepted by the county
1013 legislative body if the motor vehicle is parked on the college or university campus or
1014 property.
- 1015 (b) College or university parking areas that are metered or for which payment is required
1016 per use are not subject to the requirements of this Subsection (8).
- 1017 (c) The legislative body of a county shall make the reasons for implementing the

- 1018 provisions of this Subsection (8) part of the record at the time that the county
1019 legislative body takes its official action to implement the provisions of this
1020 Subsection (8).
- 1021 (9)(a) An emissions inspection station shall issue a certificate of emissions inspection
1022 for each motor vehicle that meets the inspection and maintenance program
1023 requirements established in regulations or ordinances made under Subsection (3).
- 1024 (b) The frequency of the emissions inspection shall be determined based on the age of
1025 the vehicle as determined by model year and shall be required annually subject to the
1026 provisions of Subsection (9)(c).
- 1027 (c)(i) To the extent allowed under the current federally approved state
1028 implementation plan, in accordance with the federal Clean Air Act, 42 U.S.C. Sec.
1029 7401 et seq., the legislative body of a county identified in Subsection (1) shall
1030 only require the emissions inspection every two years for each vehicle.
- 1031 (ii) The provisions of Subsection (9)(c)(i) apply only to a vehicle that is less than six
1032 years old on January 1.
- 1033 (iii) For a county required to implement a new vehicle emissions inspection and
1034 maintenance program on or after December 1, 2012, under Subsection (1), but for
1035 which no current federally approved state implementation plan exists, a vehicle
1036 shall be tested at a frequency determined by the county legislative body, in
1037 consultation with the Air Quality Board created under Section 19-1-106, that is
1038 necessary to comply with federal law or attain or maintain any national ambient
1039 air quality standard.
- 1040 (iv) If a county legislative body establishes or changes the frequency of a vehicle
1041 emissions inspection and maintenance program under Subsection (9)(c)(iii), the
1042 establishment or change shall take effect on January 1 if the State Tax
1043 Commission receives notice meeting the requirements of Subsection (9)(c)(v)
1044 from the county before October 1.
- 1045 (v) The notice described in Subsection (9)(c)(iv) shall:
- 1046 (A) state that the county will establish or change the frequency of the vehicle
1047 emissions inspection and maintenance program under this section;
- 1048 (B) include a copy of the ordinance establishing or changing the frequency; and
- 1049 (C) if the county establishes or changes the frequency under this section, state how
1050 frequently the emissions testing will be required.
- 1051 (d) If an emissions inspection is only required every two years for a vehicle under

- 1052 Subsection (9)(c), the inspection shall be required for the vehicle in:
- 1053 (i) odd-numbered years for vehicles with odd-numbered model years; or
- 1054 (ii) in even-numbered years for vehicles with even-numbered model years.
- 1055 (10)(a) Except as provided in Subsections (9)(b), (c), and (d), the emissions inspection
- 1056 required under this section may be made no more than two months before the
- 1057 renewal of registration.
- 1058 (b)(i) If the title of a used motor vehicle is being transferred, the owner may use an
- 1059 emissions inspection certificate issued for the motor vehicle during the previous
- 1060 11 months to satisfy the requirement under this section.
- 1061 (ii) If the transferor is a licensed and bonded used motor vehicle dealer, the owner
- 1062 may use an emissions inspection certificate issued for the motor vehicle in a
- 1063 licensed and bonded motor vehicle dealer's name during the previous 11 months to
- 1064 satisfy the requirement under this section.
- 1065 (c) If the title of a leased vehicle is being transferred to the lessee of the vehicle, the
- 1066 lessee may use an emissions inspection certificate issued during the previous 11
- 1067 months to satisfy the requirement under this section.
- 1068 (d) If the motor vehicle is part of a fleet of 101 or more vehicles, the owner may not use
- 1069 an emissions inspection made more than 11 months before the renewal of registration
- 1070 to satisfy the requirement under this section.
- 1071 (e) If the application for renewal of registration is for a six-month registration period
- 1072 under Section 41-1a-215.5, the owner may use an emissions inspection certificate
- 1073 issued during the previous eight months to satisfy the requirement under this section.
- 1074 (f) If the vehicle is registered on a month-to-month basis as described in Section
- 1075 41-1a-215.4, the owner may use an emissions inspection certificate issued during the
- 1076 previous 12 months to satisfy the requirement under this section.
- 1077 (11)(a) A county identified in Subsection (1) shall collect information about and
- 1078 monitor the program.
- 1079 (b) A county identified in Subsection (1) shall supply this information to an appropriate
- 1080 legislative committee, as designated by the Legislative Management Committee, at
- 1081 times determined by the designated committee to identify program needs, including
- 1082 funding needs.
- 1083 (12) If approved by the county legislative body, a county that had an established emissions
- 1084 inspection fee as of January 1, 2002, may increase the established fee that an emissions
- 1085 inspection station may charge by \$2.50 for each year that is exempted from emissions

- 1086 inspections under Subsection (9)(c) up to a \$7.50 increase.
- 1087 (13)(a) Except as provided in Subsection 41-1a-1223(1)(c), a county identified in
1088 Subsection (1) may impose a local emissions compliance fee on each motor vehicle
1089 registration within the county in accordance with the procedures and requirements of
1090 Section 41-1a-1223.
- 1091 (b) A county that imposes a local emissions compliance fee may use revenues generated
1092 from the fee for the establishment and enforcement of an emissions inspection and
1093 maintenance program in accordance with the requirements of this section.
- 1094 (c) A county that imposes a local emissions compliance fee may use revenues generated
1095 from the fee to promote programs to maintain a local, state, or national ambient air
1096 quality standard.
- 1097 (14)(a) If a county has reason to believe that a vehicle owner has provided an address as
1098 required in Section 41-1a-209 to register or attempt to register a motor vehicle in a
1099 county other than the county of the bona fide residence of the owner in order to avoid
1100 an emissions inspection required under this section, the county may investigate and
1101 gather evidence to determine whether the vehicle owner has used a false address or
1102 an address other than the vehicle owner's bona fide residence or place of business.
- 1103 (b) If a county conducts an investigation as described in Subsection (14)(a) and
1104 determines that the vehicle owner has used a false or improper address in an effort to
1105 avoid an emissions inspection as required in this section, the county may impose a
1106 civil penalty of \$1,000.
- 1107 (15) A county legislative body described in Subsection (1) may exempt a motor vehicle
1108 from an emissions inspection if:
- 1109 (a) the motor vehicle is 30 years old or older;
- 1110 (b) the county determines that the motor vehicle was driven less than 1,500 miles during
1111 the preceding 12-month period; and
- 1112 (c) the owner provides to the county legislative body a statement signed by the owner
1113 that states the motor vehicle:
- 1114 (i) is primarily a collector's item used for:
- 1115 (A) participation in club activities;
- 1116 (B) exhibitions;
- 1117 (C) tours; or
- 1118 (D) parades; or
- 1119 (ii) is only used for occasional transportation.

1120 Section 12. Section **41-22-2** is amended to read:

1121 **41-22-2 . Definitions.**

1122 As used in this chapter:

1123 (1) "Advisory council" means an advisory council appointed by the Division of Outdoor
1124 Recreation that has within the advisory council's duties advising on policies related to
1125 the use of off-highway vehicles.

1126 (2) "All-terrain type I vehicle" means any motor vehicle 52 inches or less in width, having
1127 an unladen dry weight of 1,500 pounds or less, traveling on three or more low pressure
1128 tires, having a seat designed to be straddled by the operator, and designed for or capable
1129 of travel over unimproved terrain.

1130 (3)(a) "All-terrain type II vehicle" means any motor vehicle 80 inches or less in width,
1131 traveling on four or more low pressure tires, having a steering wheel, non-straddle
1132 seating, a rollover protection system, and designed for or capable of travel over
1133 unimproved terrain, and is:

1134 (i) an electric-powered vehicle; or

1135 (ii) a vehicle powered by an internal combustion engine and has an unladen dry
1136 weight of 3,500 pounds or less.

1137 (b) "All-terrain type II vehicle" does not include golf carts, any vehicle designed to carry
1138 a person with a disability, any vehicle not specifically designed or modified primarily
1139 for recreational use on unimproved terrain, or farm tractors as defined under Section
1140 41-1a-102.

1141 (4)(a) "All-terrain type III vehicle" means any other motor vehicle, not defined in
1142 Subsection (2), (3), (12), or [~~(22)~~] (23), designed for or capable of travel over
1143 unimproved terrain.

1144 (b) "All-terrain type III vehicle" does not include golf carts, any vehicle designed to
1145 carry a person with a disability, any vehicle not specifically designed or modified
1146 primarily for recreational use on unimproved terrain, or farm tractors as defined
1147 under Section 41-1a-102.

1148 (5) "Commission" means the Outdoor Adventure Commission.

1149 (6) "Cross-country" means across natural terrain and off an existing highway, road, route,
1150 or trail.

1151 (7) "Dealer" means a person engaged in the business of selling off-highway vehicles at
1152 wholesale or retail.

1153 (8) "Division" means the Division of Outdoor Recreation.

- 1154 (9) "Low pressure tire" means any pneumatic tire six inches or more in width designed for
1155 use on wheels with rim diameter of 14 inches or less and utilizing an operating pressure
1156 of 10 pounds per square inch or less as recommended by the vehicle manufacturer.
- 1157 (10) "Manufacturer" means a person engaged in the business of manufacturing off-highway
1158 vehicles.
- 1159 (11)(a) "Motor vehicle" means every vehicle which is self-propelled.
- 1160 (b) "Motor vehicle" includes an off-highway vehicle.
- 1161 (12) "Motorcycle" means every motor vehicle having a saddle for the use of the operator
1162 and designed to travel on not more than two tires.
- 1163 (13) "Off-highway implement of husbandry" means every all-terrain type I vehicle,
1164 all-terrain type II vehicle, all-terrain type III vehicle, motorcycle, or snowmobile that is
1165 used by the owner or the owner's agent for agricultural operations.
- 1166 (14) "Off-highway motorcycle" means a motorcycle that is designed primarily to be
1167 operated off-highway and is registered only for off-highway use.
- 1168 [~~14~~] (15) "Off-highway vehicle" means any snowmobile, all-terrain type I vehicle,
1169 all-terrain type II vehicle, all-terrain type III vehicle, or off-highway motorcycle.
- 1170 [~~15~~] (16) "Operate" means to control the movement of or otherwise use an off-highway
1171 vehicle.
- 1172 [~~16~~] (17) "Operator" means the person who is in actual physical control of an off-highway
1173 vehicle.
- 1174 [~~17~~] (18) "Organized user group" means an off-highway vehicle organization incorporated
1175 as a nonprofit corporation in the state under Title 16, Chapter 6a, Utah Revised
1176 Nonprofit Corporation Act, for the purpose of promoting the interests of off-highway
1177 vehicle recreation.
- 1178 [~~18~~] (19) "Owner" means a person, other than a person with a security interest, having a
1179 property interest or title to an off-highway vehicle and entitled to the use and possession
1180 of that vehicle.
- 1181 [~~19~~] (20) "Public land" means land owned or administered by any federal or state agency
1182 or any political subdivision of the state.
- 1183 [~~20~~] (21) "Register" means the act of assigning a registration number to an off-highway
1184 vehicle.
- 1185 [~~21~~] (22) "Roadway" is used as defined in Section 41-6a-102.
- 1186 [~~22~~] (23) "Snowmobile" means any motor vehicle designed for travel on snow or ice and
1187 steered and supported in whole or in part by skis, belts, cleats, runners, or low pressure

1188 tires, and equipped with a saddle or seat for the use of the rider.

1189 [~~(23)~~] (24) "Street or highway" means the entire width between boundary lines of every way
1190 or place of whatever nature, when any part of it is open to the use of the public for
1191 vehicular travel.

1192 [~~(24)~~] (25) "Street-legal all-terrain vehicle" or "street-legal ATV" has the same meaning as
1193 defined in Section 41-6a-102.

1194 Section 13. Section **59-2-405** is amended to read:

1195 **59-2-405 . Uniform fee on tangible personal property required to be registered**
1196 **with the state -- Distribution of revenues -- Appeals.**

1197 (1) The property described in Subsection (2), except Subsection (2)(b)(ii), is exempt from
1198 ad valorem property taxes pursuant to Utah Constitution, Article XIII, Section 2,
1199 Subsection (6).

1200 (2)(a) Except as provided in Subsection (2)(b), there is levied as provided in this part a
1201 statewide uniform fee in lieu of the ad valorem tax on:

1202 (i) motor vehicles required to be registered with the state that weigh 12,001 pounds or
1203 more;

1204 (ii) motorcycles as defined in Section 41-1a-102 that are required to be registered
1205 with the state;

1206 (iii) watercraft required to be registered with the state;

1207 (iv) recreational vehicles required to be registered with the state; and

1208 (v) all other tangible personal property required to be registered with the state before
1209 it is used on a public highway, on a public waterway, on public land, or in the air.

1210 (b) The following tangible personal property is exempt from the statewide uniform fee
1211 imposed by this section:

1212 (i) aircraft;

1213 (ii) state-assessed commercial vehicles;

1214 (iii) tangible personal property subject to a uniform fee imposed by:

1215 (A) Section 59-2-405.1;

1216 (B) Section 59-2-405.2; or

1217 (C) Section 59-2-405.3; and

1218 (iv) personal property that is exempt from state or county ad valorem property taxes
1219 under the laws of this state or of the federal government.

1220 [~~(3) Beginning on January 1, 1999, the uniform fee is 1.5% of the fair market value of the~~
1221 ~~personal property, as established by the commission.]~~

- 1222 (3)(a) On January 1 of each year, the commission shall establish the uniform fee, which
 1223 shall be 1.5% of the fair market value of the personal property.
- 1224 (b) For a vehicle described in Subsection (2)(a) that is registered on a month-to-month
 1225 basis as described in Section 41-1a-215.4, the uniform fee for purposes of this section
 1226 is 9.25% of the amount established by the commission in accordance with Subsection
 1227 (3)(a).
- 1228 (4) Notwithstanding Section 59-2-407, property subject to the uniform fee that is brought
 1229 into the state and is required to be registered in Utah shall, as a condition of registration,
 1230 be subject to the uniform fee unless all property taxes or uniform fees imposed by the
 1231 state of origin have been paid for the current calendar year.
- 1232 (5)(a) The revenues collected in each county from the uniform fee shall be distributed
 1233 by the county to each taxing entity in which the property described in Subsection (2)
 1234 is located in the same proportion in which revenue collected from ad valorem real
 1235 property tax is distributed.
- 1236 (b) Each taxing entity shall distribute the revenues received under Subsection (5)(a) in
 1237 the same proportion in which revenue collected from ad valorem real property tax is
 1238 distributed.
- 1239 (6) An appeal relating to the uniform fee imposed on the tangible personal property
 1240 described in Subsection (2) shall be filed pursuant to Section 59-2-1005.
- 1241 Section 14. Section **59-2-405.1** is amended to read:
- 1242 **59-2-405.1 . Uniform fee on certain vehicles weighing 12,000 pounds or less --**
 1243 **Distribution of revenues -- Appeals.**
- 1244 (1) The property described in Subsection (2) is exempt from ad valorem property taxes
 1245 pursuant to Utah Constitution, Article XIII, Section 2, Subsection (6).
- 1246 (2)(a) Except as provided in Subsection (2)(b), there is levied as provided in this part a
 1247 statewide uniform fee in lieu of the ad valorem tax on:
- 1248 (i) motor vehicles as defined in Section 41-1a-102 that:
 1249 (A) are required to be registered with the state; and
 1250 (B) weigh 12,000 pounds or less; and
- 1251 (ii) state-assessed commercial vehicles required to be registered with the state that
 1252 weigh 12,000 pounds or less.
- 1253 (b) The following tangible personal property is exempt from the statewide uniform fee
 1254 imposed by this section:
 1255 (i) aircraft;

- 1256 (ii) tangible personal property subject to a uniform fee imposed by:
- 1257 (A) Section 59-2-405;
- 1258 (B) Section 59-2-405.2; or
- 1259 (C) Section 59-2-405.3; and
- 1260 (iii) tangible personal property that is exempt from state or county ad valorem
- 1261 property taxes under the laws of this state or of the federal government.

1262 (3)(a) Except as provided in Subsections (3)(b) [~~and (e)~~] through (d), beginning on

1263 January 1, 1999, the uniform fee for purposes of this section is as follows:

Age of Vehicle	Uniform Fee
12 or more years	\$10
9 or more years but less than 12 years	\$50
6 or more years but less than 9 years	\$80
3 or more years but less than 6 years	\$110
Less than 3 years	\$150

1270 (b) For registrations under Section 41-1a-215.5, the uniform fee for purposes of this

1271 section is as follows:

Age of Vehicle	Uniform Fee
12 or more years	\$7.75
9 or more years but less than 12 years	\$38.50
6 or more years but less than 9 years	\$61.50
3 or more years but less than 6 years	\$84.75
Less than 3 years	\$115.50

1278 (c) For a vehicle registered on a month-to-month basis as described in Section

1279 41-1a-215.4, the uniform fee for purposes of this section is 9.25% of the amount

1280 stated in Subsection (3)(a).

1281 [~~(e)~~] (d) Notwithstanding Subsections (3)(a) [~~and (b)~~] through (c), beginning on

1282 September 1, 2001, for a motor vehicle issued a temporary sports event registration

1283 certificate in accordance with Section 41-3-306, the uniform fee for purposes of this

1284 section is \$5 for the event period specified on the temporary sports event registration

1285 certificate regardless of the age of the motor vehicle.

1286 (4) Notwithstanding Section 59-2-407, property subject to the uniform fee that is brought

1287 into the state and is required to be registered in Utah shall, as a condition of registration,
1288 be subject to the uniform fee unless all property taxes or uniform fees imposed by the
1289 state of origin have been paid for the current calendar year.

1290 (5)(a) The revenues collected in each county from the uniform fee shall be distributed
1291 by the county to each taxing entity in which the property described in Subsection (2)
1292 is located in the same proportion in which revenue collected from ad valorem real
1293 property tax is distributed.

1294 (b) Each taxing entity shall distribute the revenues received under Subsection (5)(a) in
1295 the same proportion in which revenue collected from ad valorem real property tax is
1296 distributed.

1297 Section 15. Section **59-2-405.2** is amended to read:

1298 **59-2-405.2 . Definitions -- Uniform statewide fee on certain tangible personal**
1299 **property -- Distribution of revenues -- Rulemaking authority -- Determining the**
1300 **length of a vessel.**

1301 (1) As used in this section:

1302 (a)(i) Except as provided in Subsection (1)(a)(ii), "all-terrain vehicle" means a motor
1303 vehicle that:

1304 (A) is an:

1305 (I) all-terrain type I vehicle as defined in Section 41-22-2;

1306 (II) all-terrain type II vehicle as defined in Section 41-22-2; or

1307 (III) all-terrain type III vehicle as defined in Section 41-22-2;

1308 (B) is required to be registered in accordance with Title 41, Chapter 22,
1309 Off-highway Vehicles; and

1310 (C) has:

1311 (I) an engine with more than 150 cubic centimeters displacement;

1312 (II) a motor that produces more than five horsepower; or

1313 (III) an electric motor; and

1314 (ii) notwithstanding Subsection (1)(a)(i), "all-terrain vehicle" does not include a
1315 snowmobile.

1316 (b) "Camper" means a camper:

1317 (i) as defined in Section 41-1a-102; and

1318 (ii) that is required to be registered in accordance with Title 41, Chapter 1a, Part 2,
1319 Registration.

1320 (c)(i) "Canoe" means a vessel that:

- 1321 (A) is long and narrow;
- 1322 (B) has curved sides; and
- 1323 (C) is tapered:
- 1324 (I) to two pointed ends; or
- 1325 (II) to one pointed end and is blunt on the other end; and
- 1326 (ii) "canoe" includes:
- 1327 (A) a collapsible inflatable canoe;
- 1328 (B) a kayak;
- 1329 (C) a racing shell;
- 1330 (D) a rowing scull; or
- 1331 (E) notwithstanding the definition of vessel in Subsection (1)(cc), a canoe with an
- 1332 outboard motor.
- 1333 (d) "Dealer" [~~is as~~] means the same as that term is defined in Section 41-1a-102.
- 1334 (e) "Jon boat" means a vessel that:
- 1335 (i) has a square bow; and
- 1336 (ii) has a flat bottom.
- 1337 (f) "Motor vehicle" [~~is as~~] means the same as that term is defined in Section 41-22-2.
- 1338 (g) "Other motorcycle" means a motor vehicle that:
- 1339 (i) is:
- 1340 (A) a motorcycle as defined in Section 41-1a-102; and
- 1341 (B) designed primarily for use and operation over unimproved terrain;
- 1342 (ii) is required to be registered in accordance with Title 41, Chapter 1a, Part 2,
- 1343 Registration; and
- 1344 (iii) has:
- 1345 (A) an engine with more than 150 cubic centimeters displacement; or
- 1346 (B) a motor that produces more than five horsepower.
- 1347 (h)(i) "Other trailer" means a portable vehicle without motive power that is primarily
- 1348 used:
- 1349 (A) to transport tangible personal property; and
- 1350 (B) for a purpose other than a commercial purpose; and
- 1351 (ii) in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
- 1352 for purposes of Subsection (1)(h)(i)(B), the commission may by rule define what
- 1353 constitutes a purpose other than a commercial purpose.
- 1354 (i) "Outboard motor" [~~is as~~] means the same as that term is defined in Section 41-1a-102.

- 1355 (j) "Park model recreational vehicle" [is-as] means the same as that term is defined in
1356 Section 41-1a-102.
- 1357 (k) "Personal watercraft" means a personal watercraft:
1358 (i) as defined in Section 73-18-2; and
1359 (ii) that is required to be registered in accordance with Title 73, Chapter 18, State
1360 Boating Act.
- 1361 (l)(i) "Pontoon" means a vessel that:
1362 (A) is:
1363 (I) supported by one or more floats; and
1364 (II) propelled by either inboard or outboard power; and
1365 (B) is not:
1366 (I) a houseboat; or
1367 (II) a collapsible inflatable vessel; and
1368 (ii) in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
1369 the commission may by rule define the term "houseboat."
- 1370 (m) "Qualifying adjustment, exemption, or reduction" means an adjustment, exemption,
1371 or reduction:
1372 (i) of all or a portion of a qualifying payment;
1373 (ii) granted by a county during the refund period; and
1374 (iii) received by a qualifying person.
- 1375 (n)(i) "Qualifying payment" means the payment made:
1376 (A) of a uniform statewide fee in accordance with this section:
1377 (I) by a qualifying person;
1378 (II) to a county; and
1379 (III) during the refund period; and
1380 (B) on an item of qualifying tangible personal property; and
1381 (ii) if a qualifying person received a qualifying adjustment, exemption, or reduction
1382 for an item of qualifying tangible personal property, the qualifying payment for
1383 that qualifying tangible personal property is equal to the difference between:
1384 (A) the payment described in this Subsection (1)(n) for that item of qualifying
1385 tangible personal property; and
1386 (B) the amount of the qualifying adjustment, exemption, or reduction.
- 1387 (o) "Qualifying person" means a person that paid a uniform statewide fee:
1388 (i) during the refund period;

- 1389 (ii) in accordance with this section; and
- 1390 (iii) on an item of qualifying tangible personal property.
- 1391 (p) "Qualifying tangible personal property" means a:
- 1392 (i) qualifying vehicle; or
- 1393 (ii) qualifying watercraft.
- 1394 (q) "Qualifying vehicle" means:
- 1395 (i) an all-terrain vehicle with an engine displacement that is 100 or more cubic
- 1396 centimeters but 150 or less cubic centimeters;
- 1397 (ii) an other motorcycle with an engine displacement that is 100 or more cubic
- 1398 centimeters but 150 or less cubic centimeters;
- 1399 (iii) a small motor vehicle with an engine displacement that is 100 or more cubic
- 1400 centimeters but 150 or less cubic centimeters;
- 1401 (iv) a snowmobile with an engine displacement that is 100 or more cubic centimeters
- 1402 but 150 or less cubic centimeters; or
- 1403 (v) a street motorcycle with an engine displacement that is 100 or more cubic
- 1404 centimeters but 150 or less cubic centimeters.
- 1405 (r) "Qualifying watercraft" means a:
- 1406 (i) canoe;
- 1407 (ii) collapsible inflatable vessel;
- 1408 (iii) jon boat;
- 1409 (iv) pontoon;
- 1410 (v) sailboat; or
- 1411 (vi) utility boat.
- 1412 (s) "Refund period" means the time period:
- 1413 (i) beginning on January 1, 2006; and
- 1414 (ii) ending on December 29, 2006.
- 1415 (t) "Sailboat" means a sailboat as defined in Section 73-18-2.
- 1416 (u)(i) "Small motor vehicle" means a motor vehicle that:
- 1417 (A) is required to be registered in accordance with Title 41, Motor Vehicles; and
- 1418 (B) has:
- 1419 (I) an engine with 150 or less cubic centimeters displacement; or
- 1420 (II) a motor that produces five or less horsepower; and
- 1421 (ii) in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
- 1422 the commission may by rule develop a process for an owner of a motor vehicle to

- 1423 certify whether the motor vehicle has:
- 1424 (A) an engine with 150 or less cubic centimeters displacement; or
- 1425 (B) a motor that produces five or less horsepower.
- 1426 (v) "Snowmobile" means a motor vehicle that:
- 1427 (i) is a snowmobile as defined in Section 41-22-2;
- 1428 (ii) is required to be registered in accordance with Title 41, Chapter 22, Off-highway
- 1429 Vehicles; and
- 1430 (iii) has:
- 1431 (A) an engine with more than 150 cubic centimeters displacement; or
- 1432 (B) a motor that produces more than five horsepower.
- 1433 (w) "Street-legal all-terrain vehicle" means the same as that term is defined in Section
- 1434 41-6a-102.
- 1435 (x) "Street motorcycle" means a motor vehicle that:
- 1436 (i) is:
- 1437 (A) a motorcycle as defined in Section 41-1a-102; and
- 1438 (B) designed primarily for use and operation on highways;
- 1439 (ii) is required to be registered in accordance with Title 41, Chapter 1a, Part 2,
- 1440 Registration; and
- 1441 (iii) has:
- 1442 (A) an engine with more than 150 cubic centimeters displacement; or
- 1443 (B) a motor that produces more than five horsepower.
- 1444 (y) "Tangible personal property owner" means a person that owns an item of qualifying
- 1445 tangible personal property.
- 1446 (z) "Tent trailer" means a portable vehicle without motive power that:
- 1447 (i) is constructed with collapsible side walls that:
- 1448 (A) fold for towing by a motor vehicle; and
- 1449 (B) unfold at a campsite;
- 1450 (ii) is designed as a temporary dwelling for travel, recreational, or vacation use;
- 1451 (iii) is required to be registered in accordance with Title 41, Chapter 1a, Part 2,
- 1452 Registration; and
- 1453 (iv) does not require a special highway movement permit when drawn by a
- 1454 self-propelled motor vehicle.
- 1455 (aa)(i) Except as provided in Subsection (1)(aa)(ii), "travel trailer" means a travel
- 1456 trailer:

- 1457 (A) as defined in Section 41-1a-102; and
1458 (B) that is required to be registered in accordance with Title 41, Chapter 1a, Part
1459 2, Registration; and
1460 (ii) notwithstanding Subsection (1)(aa)(i), "travel trailer" does not include:
1461 (A) a camper; or
1462 (B) a tent trailer.
1463 (bb)(i) "Utility boat" means a vessel that:
1464 (A) has:
1465 (I) two or three bench seating;
1466 (II) an outboard motor; and
1467 (III) a hull made of aluminum, fiberglass, or wood; and
1468 (B) does not have:
1469 (I) decking;
1470 (II) a permanent canopy; or
1471 (III) a floor other than the hull; and
1472 (ii) notwithstanding Subsection (1)(bb)(i), "utility boat" does not include a collapsible
1473 inflatable vessel.
1474 (cc) "Vessel" means a vessel:
1475 (i) as defined in Section 73-18-2, including an outboard motor of the vessel; and
1476 (ii) that is required to be registered in accordance with Title 73, Chapter 18, State
1477 Boating Act.
1478 (2)(a) In accordance with Utah Constitution, Article XIII, Section 2, Subsection (6), [
1479 ~~beginning on January 1, 2006,~~]the tangible personal property described in
1480 Subsection (2)(b) is:
1481 (i) exempt from the tax imposed by Section 59-2-103; and
1482 (ii) in lieu of the tax imposed by Section 59-2-103, subject to uniform statewide fees
1483 as provided in this section.
1484 (b) The following tangible personal property applies to Subsection (2)(a) if that tangible
1485 personal property is required to be registered with the state:
1486 (i) an all-terrain vehicle;
1487 (ii) a camper;
1488 (iii) an other motorcycle;
1489 (iv) an other trailer;
1490 (v) a personal watercraft;

- 1491 (vi) a small motor vehicle;
- 1492 (vii) a snowmobile;
- 1493 (viii) a street motorcycle;
- 1494 (ix) a tent trailer;
- 1495 (x) a travel trailer;
- 1496 (xi) a park model recreational vehicle; and
- 1497 (xii) a vessel if that vessel is less than 31 feet in length as determined under
- 1498 Subsection [~~(8)~~] (9).

1499 (3) Except as provided in Subsection (4) or (5) and for purposes of this section, the uniform
 1500 statewide fees are:

1501 (a) for a snowmobile:

1502

1503	Age of Snowmobile	Uniform Statewide Fee
1504	12 or more years	\$10
1505	9 or more years but less than 12 years	\$20
1506	6 or more years but less than 9 years	\$30
1507	3 or more years but less than 6 years	\$35
1508	Less than 3 years	\$45

1509 (b) for an all-terrain vehicle that is not a street-legal all-terrain vehicle or another
 1510 motorcycle:

1511	Age of All-Terrain Vehicle or Other Motorcycle Uniform Statewide Fee	Uniform Statewide Fee
1512	12 or more years	\$4
1513	9 or more years but less than 12 years	\$8
1514	6 or more years but less than 9 years	\$12
1515	3 or more years but less than 6 years	\$14
1516	Less than 3 years	\$18

1517 (c) for a street-legal all-terrain vehicle:

1518	Age of Street-Legal All-Terrain Vehicle	Uniform Statewide Fee
1519	12 or more years	\$4
1520	9 or more years but less than 12 years	\$14

1521	6 or more years but less than 9 years	\$20
1522	3 or more years but less than 6 years	\$28
1523	Less than 3 years	\$38

1524 (d) for a camper or a tent trailer:

1525	Age of Camper or Tent Trailer	Uniform Statewide Fee
1526	12 or more years	\$10
1527	9 or more years but less than 12 years	\$25
1528	6 or more years but less than 9 years	\$35
1529	3 or more years but less than 6 years	\$50
1530	Less than 3 years	\$70

1531 (e) for an other trailer:

1532	Age of Other Trailer	Uniform Statewide Fee
1533	12 or more years	\$10
1534	9 or more years but less than 12 years	\$15
1535	6 or more years but less than 9 years	\$20
1536	3 or more years but less than 6 years	\$25
1537	Less than 3 years	\$30

1538 (f) for a personal watercraft:

1539	Age of Personal Watercraft	Uniform Statewide Fee
1540	12 or more years	\$10
1541	9 or more years but less than 12 years	\$25
1542	6 or more years but less than 9 years	\$35
1543	3 or more years but less than 6 years	\$45
1544	Less than 3 years	\$55

1545 (g) for a small motor vehicle:

1546	Age of Small Motor Vehicle	Uniform Statewide Fee
1547	6 or more years	\$10
1548	3 or more years but less than 6 years	\$15
1549	Less than 3 years	\$25

1550 (h) for a street motorcycle:

1551	Age of Street Motorcycle	Uniform Statewide Fee
1552	12 or more years	\$10
1553	9 or more years but less than 12 years	\$35
1554	6 or more years but less than 9 years	\$50
1555	3 or more years but less than 6 years	\$70
1556	Less than 3 years	\$95

1557 (i) for a travel trailer or park model recreational vehicle:

1558	Age of Travel Trailer or Park Model Recreational Vehicle	Uniform Statewide Fee
1559	12 or more years	\$20
1560	9 or more years but less than 12 years	\$65
1561	6 or more years but less than 9 years	\$90
1562	3 or more years but less than 6 years	\$135
1563	Less than 3 years	\$175

1564 (j) \$10 regardless of the age of the vessel if the vessel is:

1565 (i) less than 15 feet in length;

1566 (ii) a canoe;

1567 (iii) a jon boat; or

1568 (iv) a utility boat;

1569 (k) for a collapsible inflatable vessel, pontoon, or sailboat, regardless of age:

1570	Length of Vessel	Uniform Statewide Fee
1571	15 feet or more in length but less than 19 feet in length	\$15
1572	19 feet or more in length but less than 23 feet in length	\$25
1573	23 feet or more in length but less than 27 feet in length	\$40
1574	27 feet or more in length but less than 31 feet in length	\$75

1575 (l) for a vessel, other than a canoe, collapsible inflatable vessel, jon boat, pontoon,
1576 sailboat, or utility boat, that is 15 feet or more in length but less than 19 feet in length:

1577	Age of Vessel	Uniform Statewide Fee
1578	12 or more years	\$25
1579	9 or more years but less than 12 years	\$65

1580	6 or more years but less than 9 years	\$80
1581	3 or more years but less than 6 years	\$110
1582	Less than 3 years	\$150

1583 (m) for a vessel, other than a canoe, collapsible inflatable vessel, jon boat, pontoon,
 1584 sailboat, or utility boat, that is 19 feet or more in length but less than 23 feet in length:

1585	Age of Vessel	Uniform Statewide Fee
1586	12 or more years	\$50
1587	9 or more years but less than 12 years	\$120
1588	6 or more years but less than 9 years	\$175
1589	3 or more years but less than 6 years	\$220
1590	Less than 3 years	\$275

1591 (n) for a vessel, other than a canoe, collapsible inflatable vessel, jon boat, pontoon,
 1592 sailboat, or utility boat, that is 23 feet or more in length but less than 27 feet in length:

1593	Age of Vessel	Uniform Statewide Fee
1594	12 or more years	\$100
1595	9 or more years but less than 12 years	\$180
1596	6 or more years but less than 9 years	\$240
1597	3 or more years but less than 6 years	\$310
1598	Less than 3 years	\$400

1599 (o) for a vessel, other than a canoe, collapsible inflatable vessel, jon boat, pontoon,
 1600 sailboat, or utility boat, that is 27 feet or more in length but less than 31 feet in length:

1601	Age of Vessel	Uniform Statewide Fee
1602	12 or more years	\$120
1603	9 or more years but less than 12 years	\$250
1604	6 or more years but less than 9 years	\$350
1605	3 or more years but less than 6 years	\$500
1606	Less than 3 years	\$700

1607 (4) For registrations under Section 41-1a-215.5, the uniform fee for purposes of this section
 1608 is as follows:

1609 (a) for a street motorcycle:

Age of Street Motorcycle	Uniform Statewide Fee
12 or more years	\$7.75
9 or more years but less than 12 years	\$27
6 or more years but less than 9 years	\$38.50
3 or more years but less than 6 years	\$54
Less than 3 years	\$73

1616 (b) for a small motor vehicle:

Age of Small Motor Vehicle	Uniform Statewide Fee
6 or more years	\$7.75
3 or more years but less than 6 years	\$11.50
Less than 3 years	\$19.25

1621 (5) For a vehicle registered on a month-to-month basis as described in Section 41-1a-215.4,
 1622 the uniform statewide fee for purposes of this section is 9.25% of the amount stated in
 1623 Subsection (3) or (4).

1624 ~~[(5)] (6)~~ Notwithstanding Section 59-2-407, tangible personal property subject to the
 1625 uniform statewide fees imposed by this section that is brought into the state shall, as a
 1626 condition of registration, be subject to the uniform statewide fees unless all property
 1627 taxes or uniform fees imposed by the state of origin have been paid for the current
 1628 calendar year.

1629 ~~[(6)] (7)(a)~~ Except as provided in Subsection ~~[(7)] (8)~~, the revenues collected in each
 1630 county from the uniform statewide fees imposed by this section shall be distributed
 1631 by the county to each taxing entity in which each item of tangible personal property
 1632 subject to the uniform statewide fees is located in the same proportion in which
 1633 revenues collected from the ad valorem property tax are distributed.

1634 (b) Each taxing entity described in Subsection ~~[(6)(a)] (7)(a)~~ that receives revenues from
 1635 the uniform statewide fees imposed by this section shall distribute the revenues in the
 1636 same proportion in which revenues collected from the ad valorem property tax are
 1637 distributed.

1638 ~~[(7)] (8)~~ The commission shall deposit 50% of the revenue collected from the statewide
 1639 uniform fee on a vessel that is imposed under this section into the Utah Boating Grant
 1640 Account created in Section 73-18-22.3. The remaining 50% is subject to the

- 1641 requirements of Subsection ~~[(6)]~~ (7).
- 1642 ~~[(8)]~~ (9)(a) For purposes of the uniform statewide fee imposed by this section, the length
1643 of a vessel shall be determined as provided in this Subsection ~~[(8)]~~ (9).
- 1644 (b)(i) Except as provided in Subsection ~~[(8)(b)(ii)]~~ (9)(b)(ii), the length of a vessel
1645 shall be measured as follows:
- 1646 (A) the length of a vessel shall be measured in a straight line; and
1647 (B) the length of a vessel is equal to the distance between the bow of the vessel
1648 and the stern of the vessel.
- 1649 (ii) Notwithstanding Subsection ~~[(8)(b)(i)]~~ (9)(b)(i), the length of a vessel may not
1650 include the length of:
- 1651 (A) a swim deck;
1652 (B) a ladder;
1653 (C) an outboard motor; or
1654 (D) an appurtenance or attachment similar to Subsections ~~[(8)(b)(ii)(A)]~~
1655 (9)(b)(ii)(A) through (C) as determined by the commission by rule.
- 1656 (iii) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
1657 the commission may by rule define what constitutes an appurtenance or
1658 attachment similar to Subsections ~~[(8)(b)(ii)(A)]~~ (9)(b)(ii)(A) through (C).
- 1659 (c) The length of a vessel:
- 1660 (i)(A) for a new vessel, is the length:
- 1661 (I) listed on the manufacturer's statement of origin if the length of the vessel
1662 measured under Subsection ~~[(8)(b)]~~ (9)(b) is equal to the length of the vessel
1663 listed on the manufacturer's statement of origin; or
1664 (II) listed on a form submitted to the commission by a dealer in accordance
1665 with Subsection ~~[(8)(d)]~~ (9)(d) if the length of the vessel measured under
1666 Subsection ~~[(8)(b)]~~ (9)(d) is not equal to the length of the vessel listed on the
1667 manufacturer's statement of origin; or
1668 (B) for a vessel other than a new vessel, is the length:
- 1669 (I) corresponding to the model number if the length of the vessel measured
1670 under Subsection ~~[(8)(b)]~~ (9)(b) is equal to the length of the vessel
1671 determined by reference to the model number; or
1672 (II) listed on a form submitted to the commission by an owner of the vessel in
1673 accordance with Subsection ~~[(8)(d)]~~ (9)(d) if the length of the vessel
1674 measured under Subsection ~~[(8)(b)]~~ (9)(b) is not equal to the length of the

- 1675 vessel determined by reference to the model number; and
- 1676 (ii)(A) is determined at the time of the:
- 1677 (I) first registration as defined in Section 41-1a-102 that occurs on or after
- 1678 January 1, 2006; or
- 1679 (II) first renewal of registration that occurs on or after January 1, 2006; and
- 1680 (B) may be determined after the time described in Subsection [~~(8)(e)(ii)(A)~~]
- 1681 (9)(c)(ii)(A) only if the commission requests that a dealer or an owner submit a
- 1682 form to the commission in accordance with Subsection [~~(8)(d)~~] (9)(d).
- 1683 (d)(i) A form under Subsection [~~(8)(e)~~] (9)(c) shall:
- 1684 (A) be developed by the commission;
- 1685 (B) be provided by the commission to:
- 1686 (I) a dealer; or
- 1687 (II) an owner of a vessel;
- 1688 (C) provide for the reporting of the length of a vessel;
- 1689 (D) be submitted to the commission at the time the length of the vessel is
- 1690 determined in accordance with Subsection [~~(8)(e)(ii)~~] (9)(c)(ii);
- 1691 (E) be signed by:
- 1692 (I) if the form is submitted by a dealer, that dealer; or
- 1693 (II) if the form is submitted by an owner of the vessel, an owner of the vessel;
- 1694 and
- 1695 (F) include a certification that the information set forth in the form is true.
- 1696 (ii) A certification made under Subsection [~~(8)(d)(i)(F)~~] (9)(d)(i)(F) is considered as if
- 1697 made under oath and subject to the same penalties as provided by law for perjury.
- 1698 (iii)(A) A dealer or an owner that submits a form to the commission under
- 1699 Subsection [~~(8)(e)~~] (9)(c) is considered to have given the dealer's or owner's
- 1700 consent to an audit or review by:
- 1701 (I) the commission;
- 1702 (II) the county assessor; or
- 1703 (III) the commission and the county assessor.
- 1704 (B) The consent described in Subsection [~~(8)(d)(iii)(A)~~] (9)(d)(iii)(A) is a
- 1705 condition to the acceptance of any form.
- 1706 [~~(9)~~] (10)(a) A county that collected a qualifying payment from a qualifying person
- 1707 during the refund period shall issue a refund to the qualifying person as described in
- 1708 Subsection [~~(9)(b)~~] (10)(b) if:

- 1709 (i) the difference described in Subsection [~~(9)(b)~~] (10)(b) is \$1 or more; and
- 1710 (ii) the qualifying person submitted a form in accordance with Subsections [~~(9)(e)~~]
- 1711 (10)(c) and (d).
- 1712 (b) The refund amount shall be calculated as follows:
- 1713 (i) for a qualifying vehicle, the refund amount is equal to the difference between:
- 1714 (A) the qualifying payment the qualifying person paid on the qualifying vehicle
- 1715 during the refund period; and
- 1716 (B) the amount of the statewide uniform fee:
- 1717 (I) for that qualifying vehicle; and
- 1718 (II) that the qualifying person would have been required to pay:
- 1719 (Aa) during the refund period; and
- 1720 (Bb) in accordance with this section had Laws of Utah 2006, Fifth Special
- 1721 Session, Chapter 3, Section 1, been in effect during the refund period;
- 1722 and
- 1723 (ii) for a qualifying watercraft, the refund amount is equal to the difference between:
- 1724 (A) the qualifying payment the qualifying person paid on the qualifying watercraft
- 1725 during the refund period; and
- 1726 (B) the amount of the statewide uniform fee:
- 1727 (I) for that qualifying watercraft;
- 1728 (II) that the qualifying person would have been required to pay:
- 1729 (Aa) during the refund period; and
- 1730 (Bb) in accordance with this section had Laws of Utah 2006, Fifth Special
- 1731 Session, Chapter 3, Section 1, been in effect during the refund period.
- 1732 (c) Before the county issues a refund to the qualifying person in accordance with
- 1733 Subsection [~~(9)(a)~~] (10)(a) the qualifying person shall submit a form to the county to
- 1734 verify the qualifying person is entitled to the refund.
- 1735 (d)(i) A form under Subsection [~~(9)(e) or (10)~~] (10)(c) or (11) shall:
- 1736 (A) be developed by the commission;
- 1737 (B) be provided by the commission to the counties;
- 1738 (C) be provided by the county to the qualifying person or tangible personal
- 1739 property owner;
- 1740 (D) provide for the reporting of the following:
- 1741 (I) for a qualifying vehicle:
- 1742 (Aa) the type of qualifying vehicle; and

- 1743 (Bb) the amount of cubic centimeters displacement;
- 1744 (II) for a qualifying watercraft:
- 1745 (Aa) the length of the qualifying watercraft;
- 1746 (Bb) the age of the qualifying watercraft; and
- 1747 (Cc) the type of qualifying watercraft;
- 1748 (E) be signed by the qualifying person or tangible personal property owner; and
- 1749 (F) include a certification that the information set forth in the form is true.
- 1750 (ii) A certification made under Subsection [~~(9)(d)(i)(F)~~] (10)(d)(i)(F) is considered as
- 1751 if made under oath and subject to the same penalties as provided by law for
- 1752 perjury.
- 1753 (iii)(A) A qualifying person or tangible personal property owner that submits a
- 1754 form to a county under Subsection [~~(9)(e) or (10)~~] (10)(c) or (11) is considered
- 1755 to have given the qualifying person's consent to an audit or review by:
- 1756 (I) the commission;
- 1757 (II) the county assessor; or
- 1758 (III) the commission and the county assessor.
- 1759 (B) The consent described in Subsection [~~(9)(d)(iii)(A)~~] (10)(d)(iii)(A) is a
- 1760 condition to the acceptance of any form.
- 1761 (e) The county shall make changes to the commission's records with the information
- 1762 received by the county from the form submitted in accordance with Subsection [~~(9)(e)~~]
- 1763 (10)(c).
- 1764 [~~(10)~~] (11) A county shall change its records regarding an item of qualifying tangible
- 1765 personal property if the tangible personal property owner submits a form to the county in
- 1766 accordance with Subsection [~~(9)(d)~~] (10)(d).
- 1767 [~~(11)~~] (12)(a) For purposes of this Subsection [~~(11)~~] (12), "owner of tangible personal
- 1768 property" means a person that was required to pay a uniform statewide fee:
- 1769 (i) during the refund period;
- 1770 (ii) in accordance with this section; and
- 1771 (iii) on an item of tangible personal property subject to the uniform statewide fees
- 1772 imposed by this section.
- 1773 (b) A county that collected revenues from uniform statewide fees imposed by this
- 1774 section during the refund period shall notify an owner of tangible personal property:
- 1775 (i) of the tangible personal property classification changes made to this section
- 1776 pursuant to Laws of Utah 2006, Fifth Special Session, Chapter 3, Section 1;

1777 (ii) that the owner of tangible personal property may obtain and file a form to modify
 1778 the county's records regarding the owner's tangible personal property; and

1779 (iii) that the owner may be entitled to a refund pursuant to Subsection [~~(9)~~] (10).

1780 Section 16. Section **59-2-405.3** is amended to read:

1781 **59-2-405.3 . Uniform statewide fee on motor homes -- Distribution of revenues.**

1782 (1) For purposes of this section, "motor home" means:

1783 (a) a motor home, as defined in Section 13-14-102, that is required to be registered with
 1784 the state; or

1785 (b) a self-propelled vehicle that is:

1786 (i) modified for primary use as a temporary dwelling for travel, recreational, or
 1787 vacation use; and

1788 (ii) required to be registered with the state.

1789 (2) In accordance with Utah Constitution, Article XIII, Section 2, Subsection (6), a motor
 1790 home is:

1791 (a) exempt from the tax imposed by Section 59-2-103; and

1792 (b) in lieu of the tax imposed by Section 59-2-103, subject to a uniform statewide fee
 1793 described in Subsection (3).

1794 (3)(a) [The] Except as provided in Subsection (3)(b), the uniform statewide fee for a
 1795 motor home is:

Age of Motor Home	Uniform Statewide Fee
15 or more years	\$90
12 or more years but less than 15 years	\$180
9 or more years but less than 12 years	\$315
6 or more years but less than 9 years	\$425
3 or more years but less than 6 years	\$540
Less than 3 years	\$690

1803 (b) For a vehicle registered on a month-to-month basis as described in Section
 1804 41-1a-215.4, the uniform statewide fee for purposes of this section is 9.25% of the
 1805 amount stated in Subsection (3)(a).

1806 (4) Notwithstanding Section 59-2-407, a motor home subject to the uniform statewide fee
 1807 imposed by this section that is brought into the state shall, as a condition of registration,
 1808 be subject to the uniform statewide fee unless all property taxes or uniform fees imposed

1809 by the state of origin have been paid for the current calendar year.

1810 (5)(a) Each county shall distribute the revenue collected by the county from the uniform
1811 statewide fee imposed by this section to each taxing entity in which each motor home
1812 subject to the uniform statewide fee is located in the same proportion in which
1813 revenue collected from the ad valorem property tax is distributed.

1814 (b) Each taxing entity described in Subsection (5)(a) that receives revenue from the
1815 uniform statewide fee imposed by this section shall distribute the revenue in the same
1816 proportion in which revenue collected from the ad valorem property tax is distributed.

1817 (6) An appeal relating to the uniform statewide fee imposed on a motor home by this
1818 section shall be filed pursuant to Section 59-2-1005.

1819 Section 17. Section **59-2-407** is amended to read:

1820 **59-2-407 . Administration of uniform fees.**

1821 (1)(a) Except as provided in Subsection 59-2-405(4) or 59-2-405.3(4), the uniform fee
1822 authorized in Sections 59-2-405, 59-2-405.3, and 72-10-110.5 shall be assessed at the
1823 same time and in the same manner as ad valorem personal property taxes under
1824 Chapter 2, Part 13, Collection of Taxes, except that in listing personal property
1825 subject to the uniform fee with real property as permitted by Section 59-2-1302, the
1826 assessor or, if this duty has been reassigned in an ordinance under Section 17-16-5.5,
1827 the treasurer shall list only the amount of the uniform fee due, and not the taxable
1828 value of the property subject to the uniform fee.

1829 (b) Except as provided in Subsections 59-2-405.1(4), [~~59-2-405.2(5)~~] 59-2-405.2(6), and
1830 59-2-405.3(4), the uniform fee imposed by Section 59-2-405.1, 59-2-405.2, or
1831 59-2-405.3 shall be assessed at the time of:

1832 (i) registration as defined in Section 41-1a-102; and

1833 (ii) renewal of registration.

1834 (2) The remedies for nonpayment of the uniform fees authorized by Sections 59-2-405,
1835 59-2-405.1, 59-2-405.2, 59-2-405.3, and 72-10-110.5 shall be the same as those
1836 provided in Chapter 2, Part 13, Collection of Taxes, for nonpayment of ad valorem
1837 personal property taxes.

1838 (3) Any disclosure of information to a county for purposes of distributing a uniform fee
1839 under this part is not subject to Title 77, Chapter 38, Part 6, Safe at Home Program.

1840 Section 18. Section **73-18-22.3** is amended to read:

1841 **73-18-22.3 . Utah Boating Grant Account -- Grant program administered by the**
1842 **Division of Outdoor Recreation.**

- 1843 (1) There is created within the General Fund a restricted account known as the "Utah
1844 Boating Grant Account."
- 1845 (2) The Utah Boating Grant Account shall consist of:
- 1846 (a) revenue deposited into the Utah Boating Grant Account under Subsection [
1847 ~~59-2-405.2(7)~~] 59-2-405.2(8) from the statewide uniform fee on a vessel that is less
1848 than 31 feet in length and required to be registered with the state;
- 1849 (b) legislative appropriations;
- 1850 (c) contributions, grants, gifts, transfers, bequests, and donations specifically directed to
1851 the Utah Boating Grant Account; and
- 1852 (d) interest and earnings on the Utah Boating Grant Account.
- 1853 (3) An entity eligible for a grant funded through the Utah Boating Grant Account is:
- 1854 (a) a water conservancy district;
- 1855 (b) a state agency;
- 1856 (c) a county; or
- 1857 (d) a municipality, as defined in Section 10-1-104.
- 1858 (4) Subject to appropriation, money in the Utah Boating Grant Account may be used for:
- 1859 (a) construction, repair, and replacement of a publicly owned boating facility, including
1860 a boat ramp, courtesy dock, or parking lot;
- 1861 (b) resource protection of waterway shorelines to prevent or minimize erosion created by
1862 vessel wave action;
- 1863 (c) drought access mitigation;
- 1864 (d) alternative access development for non-motorized vessels to decrease conflicts,
1865 congestion, and safety concerns on existing motorboat access ramps;
- 1866 (e) search and rescue equipment; and
- 1867 (f) the payment of the administrative costs of the Division of Outdoor Recreation in
1868 administering a grant under this section.
- 1869 (5) The Division of Outdoor Recreation shall administer the grants under this section
1870 pursuant to rules made, after notifying the Outdoor Adventure Commission, in
1871 accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.
- 1872 (6) The Division of Outdoor Recreation shall consult with the advisory committee
1873 described in Section 73-18-3.5 before issuing a grant under this section.

1874 Section 19. **Effective Date.**

1875 This bill takes effect on January 1, 2026.