Part 1
Administration

41-1a-101 Short title.

This chapter is known as the "Motor Vehicle Act."

Renumbered and Amended by Chapter 1, 1992 General Session

Superseded 1/1/2027

41-1a-102 Definitions.

As used in this chapter:

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

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

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

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

(5) "Alternative fuel vehicle" means:

(a) an electric motor vehicle;

(b) a hybrid electric motor vehicle;

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

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

(i) motor fuel;

(ii) diesel fuel;

(iii) natural gas; or

(iv) propane.

(6) "Amateur radio operator" means a person licensed by the Federal Communications Commission to engage in private and experimental two-way radio operation on the amateur band radio frequencies.

(7) "Autocycle" means the same as that term is defined in Section 53-3-102.

(8) "Automated driving system" means the same as that term is defined in Section 41-26-102.1.

(9) "Branded title" means a title certificate that is labeled:

(a) rebuilt and restored to operation;

(b) flooded and restored to operation; or

(c) not restored to operation.

(10) "Camper" means a structure designed, used, and maintained primarily to be mounted on or affixed to a motor vehicle that contains a floor and is designed to provide a mobile dwelling, sleeping place, commercial space, or facilities for human habitation or for camping.

(11) "Certificate of title" means a document issued by a jurisdiction to establish a record of ownership between an identified owner and the described vehicle, vessel, or outboard motor.

(12) "Certified scale weigh ticket" means a weigh ticket that has been issued by a weighmaster.

(13) "Classic vehicle" means the same as that term is defined in Section 41-28-101.

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

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

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

(15) "Commission" means the State Tax Commission.

(16) "Consumer price index" means the same as that term is defined in Section 59-13-102.

(17) "Dealer" means a person engaged or licensed to engage in the business of buying, selling, or exchanging new or used vehicles, vessels, or outboard motors either outright or on conditional sale, bailment, lease, chattel mortgage, or otherwise or who has an established place of business for the sale, lease, trade, or display of vehicles, vessels, or outboard motors.
(18) "Design review board" means the design review board created in Section 41-1a-1611.
(19) "Diesel fuel" means the same as that term is defined in Section 59-13-102.
(20) "Division" means the Motor Vehicle Division of the commission, created in Section 41-1a-106.
(21) "Dynamic driving task" means the same as that term is defined in Section 41-26-102.1.
(22) "Electric motor vehicle" means a motor vehicle that is powered solely by an electric motor drawing current from a rechargeable energy storage system.
(23) "Essential parts" means the integral and body parts of a vehicle of a type required to be registered in this state, the removal, alteration, or substitution of which would tend to conceal the identity of the vehicle or substantially alter the vehicle's appearance, model, type, or mode of operation.
(24) "Farm tractor" means a motor vehicle designed and used primarily as a farm implement for drawing plows, mowing machines, and other implements of husbandry.
(25)
(a) "Farm truck" means a truck used by the owner or operator of a farm solely for the owner's or operator's own use in the transportation of:
(i) farm products, including livestock and its products, poultry and its products, and floricultural and horticultural products;
(ii) farm supplies, including tile, fence, and any other thing or commodity used in agricultural, floricultural, horticultural, livestock, and poultry production; and
(iii) livestock, poultry, and other animals and things used for breeding, feeding, or other purposes connected with the operation of a farm.
(b) "Farm truck" does not include the operation of trucks by commercial processors of agricultural products.
(26) "Fleet" means:
(a) one or more commercial vehicles; or
(b) for purposes of Section 41-1a-215, one or more personal vehicles.
(27) "Foreign vehicle" means a vehicle of a type required to be registered, brought into this state from another state, territory, or country other than in the ordinary course of business by or through a manufacturer or dealer, and not registered in this state.
(28) "Gross combined weight rating" means the sum of gross vehicle weight rating of a vehicle and the weight of any trailer attached to the vehicle and fully loaded.
(29) "Gross vehicle weight rating" means the same as that term is defined in Section 59-2-102.
(30) "Highway" or "street" means the entire width between property lines of every way or place of whatever nature when any part of it is open to the public, as a matter of right, for purposes of vehicular traffic.
(31) "Hybrid electric motor vehicle" means a motor vehicle that draws propulsion energy from onboard sources of stored energy that are both:
(a) an internal combustion engine or heat engine using consumable fuel; and
(b) a rechargeable energy storage system where energy for the storage system comes solely from sources onboard the vehicle.
(32)
(a) "Identification number" means the identifying number assigned by the manufacturer or by the division for the purpose of identifying the vehicle, vessel, or outboard motor.

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

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

(34)

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

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

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

(36) "Jurisdiction" means a state, district, province, political subdivision, territory, or possession of the United States or any foreign country.

(37) "Lienholder" means a person with a security interest in particular property.

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

(39) "Manufacturer" means a person engaged in the business of constructing, manufacturing, assembling, producing, or importing new or unused vehicles, vessels, or outboard motors for the purpose of sale or trade.

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

(41) "Mobile home" means a transportable factory built housing unit built before June 15, 1976, in accordance with a state mobile home code which existed before the Federal Manufactured Housing and Safety Standards Act (HUD Code).

(42) "Motor fuel" means the same as that term is defined in Section 59-13-102.

(43)

(a) "Motor vehicle" means a self-propelled vehicle intended primarily for use and operation on the highways.

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

(c) "Motor vehicle" does not include:

(i) an off-highway vehicle; or

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

(44) "Motorboat" means the same as that term is defined in Section 73-18c-102.

(45) "Motorcycle" means the same as that term is defined in Section 41-6a-102.

(46) "Natural gas" means a fuel of which the primary constituent is methane.

(47)

(a) "Nonresident" means a person who is not a resident of this state as defined by Section 41-1a-202, and who does not engage in intrastate business within this state and does not operate in that business any motor vehicle, trailer, or semitrailer within this state.

(b) A person who engages in intrastate business within this state and operates in that business any motor vehicle, trailer, or semitrailer in this state or who, even though engaging in

interstate commerce, maintains a vehicle in this state as the home station of that vehicle is considered a resident of this state, for purposes of administering this chapter.

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

(49) "Off-highway implement of husbandry" means the same as that term is defined in Section 41-22-2.

(50) "Off-highway vehicle" means the same as that term is defined in Section 41-22-2.

(51)

(a) "Operate" means:

(i) to navigate a vessel; or

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

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

(B) an engaged automated driving system.

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

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

(53) "Outboard motor" means a detachable self-contained propulsion unit, excluding fuel supply, used to propel a vessel.

(54)

(a) "Owner" means a person, other than a lienholder, holding title to a vehicle, vessel, or outboard motor whether the vehicle, vessel, or outboard motor is subject to a security interest.

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

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

(55) "Park model recreational vehicle" means a unit that:

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

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

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

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

(56) "Personal vehicle" means a vehicle that is not a commercial vehicle.

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

(58)

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

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

(59) "Plug-in hybrid electric motor vehicle" means a hybrid electric motor vehicle that has the capability to charge the battery or batteries used for vehicle propulsion from an off-vehicle

electric source, such that the off-vehicle source cannot be connected to the vehicle while the vehicle is in motion.

(60) "Pneumatic tire" means a tire in which compressed air is designed to support the load.

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

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

(63) "Receipt of surrender of ownership documents" means the receipt of surrender of ownership documents described in Section 41-1a-503.

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

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

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

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

(68)

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

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

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

(70) "Required contribution" means the same as that term is defined in Section 41-1a-1601.

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

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

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

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

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

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

(77) "Shipping weight" means the weight of the vehicle when it is built without any optional equipment as reported by the manufacturer, except that if a shipping weight is not reported by the manufacturer of a vehicle, the division may determine the shipping weight using the best information available.

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

(79) "Special group symbol" means the unique symbol that is designed to represent a special group and displayed on a special group license plate.
(80)
(a) "Special mobile equipment" means a vehicle:
(i) not designed or used primarily for the transportation of persons or property;
(ii) not designed to operate in traffic; and
(iii) only incidentally operated or moved over the highways.
(b) "Special mobile equipment" includes:
(i) farm tractors;
(ii) off-road motorized construction or maintenance equipment including backhoes, bulldozers, compactors, graders, loaders, road rollers, tractors, and trenchers; and
(iii) ditch-digging apparatus.
(c) "Special mobile equipment" does not include a commercial vehicle as defined under Section 72-9-102.
(81) "Specially constructed vehicle" means a vehicle of a type required to be registered in this state, not originally constructed under a distinctive name, make, model, or type by a generally recognized manufacturer of vehicles, and not materially altered from its original construction.
(82)
(a) "Standard license plate" means a license plate for general issue described in Subsection 41-1a-402(1).
(b) "Standard license plate" includes a license plate for general issue that the division issues before January 1, 2024.
(83) "State impound yard" means a yard for the storage of a vehicle, vessel, or outboard motor that meets the requirements of rules made by the commission as described in Subsection 41-1a-1101(7).
(84) "Street-legal all-terrain vehicle" or "street-legal ATV" means the same as that term is defined in Section 41-6a-102.
(85) "Title" means the right to or ownership of a vehicle, vessel, or outboard motor.
(86)
(a) "Total fleet miles" means the total number of miles operated in all jurisdictions during the preceding year by power units.
(b) If fleets are composed entirely of trailers or semitrailers, "total fleet miles" means the number of miles that those vehicles were towed on the highways of all jurisdictions during the preceding year.
(87) "Tow truck motor carrier" means the same as that term is defined in Section 72-9-102.
(88) "Tow truck operator" means the same as that term is defined in Section 72-9-102.
(89) "Trailer" means a vehicle:
(a) without motive power; and
(b) designed for:
(i) carrying persons or property; and
(ii) being drawn by a motor vehicle.
(90) "Transferee" means a person to whom the ownership of property is conveyed by sale, gift, or any other means except by the creation of a security interest.
(91) "Transferor" means a person who transfers the person's ownership in property by sale, gift, or any other means except by creation of a security interest.
(92) "Travel trailer," "camping trailer," or "fifth wheel trailer" means a portable vehicle without motive power, designed as a temporary dwelling for travel, recreational, or vacation use that

does not require a special highway movement permit when drawn by a self-propelled motor vehicle.
(93) "Truck tractor" means a motor vehicle designed and used primarily for drawing other vehicles and not constructed to carry a load other than a part of the weight of the vehicle and load that is drawn.
(94) "Vehicle" includes a motor vehicle, trailer, semitrailer, off-highway vehicle, camper, park model recreational vehicle, manufactured home, and mobile home.
(95) "Vessel" means the same as that term is defined in Section 73-18-2.
(96) "Waters of this state" means the same as that term is defined in Section 73-18-2.
(97) "Weighmaster" means a person, association of persons, or corporation permitted to weigh vehicles under this chapter.

Amended by Chapter 292, 2026 General Session

Effective 1/1/2027
41-1a-102 Definitions.
As used in this chapter:
(1) "Actual miles" means the actual distance a vehicle has traveled while in operation.
(2) "All-terrain type I vehicle" means the same as that term is defined in Section 41-22-2.
(3) "All-terrain type II vehicle" means the same as that term is defined in Section 41-22-2.
(4) "All-terrain type III vehicle" means the same as that term is defined in Section 41-22-2.
(5) "Alternative fuel vehicle" means:
(a) an electric motor vehicle;
(b) a hybrid electric motor vehicle;
(c) a plug-in hybrid electric motor vehicle; or
(d) a motor vehicle powered exclusively by a fuel other than:
(i) motor fuel;
(ii) diesel fuel;
(iii) natural gas; or
(iv) propane.
(6) "Amateur radio operator" means a person licensed by the Federal Communications Commission to engage in private and experimental two-way radio operation on the amateur band radio frequencies.
(7) "Autocycle" means the same as that term is defined in Section 53-3-102.
(8) "Automated driving system" means the same as that term is defined in Section 41-26-102.1.
(9) "Brand" means a label on a title certificate identifying a motor vehicle as:
(a) fire damaged;
(b) flood damaged;
(c) gray market;
(d) hail damaged;
(e) stolen/recovered; or
(f) rebuilt and restored.
(10) "Branded title" means a title certificate that is labeled with a brand.
(11) "Camper" means a structure designed, used, and maintained primarily to be mounted on or affixed to a motor vehicle that contains a floor and is designed to provide a mobile dwelling, sleeping place, commercial space, or facilities for human habitation or for camping.
(12) "Certificate of title" means a document issued by a jurisdiction to establish a record of ownership between an identified owner and the described vehicle, vessel, or outboard motor.

(13) "Certified scale weigh ticket" means a weigh ticket that has been issued by a weighmaster.
(14) "Classic vehicle" means the same as that term is defined in Section 41-28-101.
(15) "Commercial vehicle" means a motor vehicle, trailer, or semitrailer used or maintained for the transportation of persons or property that operates:
(a) as a carrier for hire, compensation, or profit; or
(b) as a carrier to transport the vehicle owner's goods or property in furtherance of the owner's commercial enterprise.
(16) "Commission" means the State Tax Commission.
(17) "Compliant gray market" means a motor vehicle that was branded as gray market and has been altered to meet federal and state motor vehicle safety and emissions standards.
(18) "Consumer Price Index" means the same as that term is defined in Section 59-13-102.
(19) "Dealer" means a person engaged or licensed to engage in the business of buying, selling, or exchanging new or used vehicles, vessels, or outboard motors either outright or on conditional sale, bailment, lease, chattel mortgage, or otherwise or who has an established place of business for the sale, lease, trade, or display of vehicles, vessels, or outboard motors.
(20) "Design review board" means the design review board created in Section 41-1a-1611.
(21) "Diesel fuel" means the same as that term is defined in Section 59-13-102.
(22) "Division" means the Motor Vehicle Division of the commission, created in Section 41-1a-106.
(23) "Dynamic driving task" means the same as that term is defined in Section 41-26-102.1.
(24) "Electric motor vehicle" means a motor vehicle that is powered solely by an electric motor drawing current from a rechargeable energy storage system.
(25) "Essential parts" means the integral and body parts of a vehicle of a type required to be registered in this state, the removal, alteration, or substitution of which would tend to conceal the identity of the vehicle or substantially alter the vehicle's appearance, model, type, or mode of operation.
(26) "Farm tractor" means a motor vehicle designed and used primarily as a farm implement for drawing plows, mowing machines, and other implements of husbandry.
(27)
(a) "Farm truck" means a truck used by the owner or operator of a farm solely for the owner's or operator's own use in the transportation of:
(i) farm products, including livestock and its products, poultry and its products, and floricultural and horticultural products;
(ii) farm supplies, including tile, fence, and any other thing or commodity used in agricultural, floricultural, horticultural, livestock, and poultry production; and
(iii) livestock, poultry, and other animals and things used for breeding, feeding, or other purposes connected with the operation of a farm.
(b) "Farm truck" does not include the operation of trucks by commercial processors of agricultural products.
(28) "Fire damaged" means a motor vehicle that was damaged by fire to a degree that an insurance company declared the motor vehicle a total loss.
(29) "Fleet" means:
(a) one or more commercial vehicles; or
(b) for purposes of Section 41-1a-215, one or more personal vehicles.
(30) "Flood damaged" means a motor vehicle that an insurance company declared a total loss due to:
(a) immersion in a liquid; or
(b) contamination with toxic fluid.

(31) "Foreign vehicle" means a vehicle of a type required to be registered, brought into this state from another state, territory, or country other than in the ordinary course of business by or through a manufacturer or dealer, and not registered in this state.
(32) "Gray market" means a motor vehicle:
(a) manufactured outside of the United States;
(b) not intended by the manufacturer for sale in the United States; and
(c) that does not meet federal or state motor vehicle safety or emissions standards.
(33) "Hail damaged" means a motor vehicle that was damaged by exposure to falling hail to a degree that an insurance company declared the motor vehicle a total loss.
(34) "Gross combined weight rating" means the sum of gross vehicle weight rating of a vehicle and the weight of any trailer attached to the vehicle and fully loaded.
(35) "Gross vehicle weight rating" means the same as that term is defined in Section 59-2-102.
(36) "Highway" or "street" means the entire width between property lines of every way or place of whatever nature when any part of it is open to the public, as a matter of right, for purposes of vehicular traffic.
(37) "Hybrid electric motor vehicle" means a motor vehicle that draws propulsion energy from onboard sources of stored energy that are both:
(a) an internal combustion engine or heat engine using consumable fuel; and
(b) a rechargeable energy storage system where energy for the storage system comes solely from sources onboard the vehicle.
(38)
(a) "Identification number" means the identifying number assigned by the manufacturer or by the division for the purpose of identifying the vehicle, vessel, or outboard motor.
(b) "Identification number" includes a vehicle identification number, state assigned identification number, hull identification number, and motor serial number.
(39) "Implement of husbandry" means a vehicle designed or adapted and used exclusively for an agricultural operation and only incidentally operated or moved upon the highways.
(40)
(a) "In-state miles" means the total number of miles operated in this state during the preceding year by fleet power units.
(b) If a fleet is composed entirely of trailers or semitrailers, "in-state miles" means the total number of miles that those vehicles were towed on Utah highways during the preceding year.
(41) "Interstate vehicle" means a commercial vehicle operated in more than one state, province, territory, or possession of the United States or foreign country.
(42) "Jurisdiction" means a state, district, province, political subdivision, territory, or possession of the United States or any foreign country.
(43) "Lienholder" means a person with a security interest in particular property.
(44) "Manufactured home" means a transportable factory built housing unit constructed on or after June 15, 1976, according to the Federal Home Construction and Safety Standards Act of 1974 (HUD Code), in one or more sections, which, in the traveling mode, is eight body feet or more in width or 40 body feet or more in length, or when erected on site, is 400 or more square feet, and which is built on a permanent chassis and designed to be used as a dwelling with or without a permanent foundation when connected to the required utilities, and includes the plumbing, heating, air-conditioning, and electrical systems.
(45) "Manufacturer" means a person engaged in the business of constructing, manufacturing, assembling, producing, or importing new or unused vehicles, vessels, or outboard motors for the purpose of sale or trade.

(46) "Military vehicle" means a vehicle of any size or weight that was manufactured for use by armed forces and that is maintained in a condition that represents the vehicle's military design and markings regardless of current ownership or use.
(47) "Mobile home" means a transportable factory built housing unit built before June 15, 1976, in accordance with a state mobile home code which existed before the Federal Manufactured Housing and Safety Standards Act (HUD Code).
(48) "Motor fuel" means the same as that term is defined in Section 59-13-102.
(49)
(a) "Motor vehicle" means a self-propelled vehicle intended primarily for use and operation on the highways.
(b) "Motor vehicle" includes a roadable aircraft and a street-legal all-terrain vehicle.
(c) "Motor vehicle" does not include:
(i) an off-highway vehicle; or
(ii) a motor assisted scooter as defined in Section 41-6a-102.
(50) "Motorboat" means the same as that term is defined in Section 73-18c-102.
(51) "Motorcycle" means the same as that term is defined in Section 41-6a-102.
(52) "Natural gas" means a fuel of which the primary constituent is methane.
(53)
(a) "Nonresident" means a person who is not a resident of this state as defined by Section 41-1a-202, and who does not engage in intrastate business within this state and does not operate in that business any motor vehicle, trailer, or semitrailer within this state.
(b) A person who engages in intrastate business within this state and operates in that business any motor vehicle, trailer, or semitrailer in this state or who, even though engaging in interstate commerce, maintains a vehicle in this state as the home station of that vehicle is considered a resident of this state, for purposes of administering this chapter.
(54) "Odometer" means a device for measuring and recording the actual distance a vehicle travels while in operation, but does not include any auxiliary odometer designed to be periodically reset.
(55) "Odometer discrepancy" means that a written odometer disclosure statement described in Section 41-1a-902 indicates that the motor vehicle's odometer does not match the actual amount of miles or kilometers driven by the motor vehicle.
(56) "Off-highway implement of husbandry" means the same as that term is defined in Section 41-22-2.
(57) "Off-highway vehicle" means the same as that term is defined in Section 41-22-2.
(58)
(a) "Operate" means:
(i) to navigate a vessel; or
(ii) collectively, the activities performed in order to perform the entire dynamic driving task for a given motor vehicle by:
(A) a human driver as defined in Section 41-26-102.1; or
(B) an engaged automated driving system.
(b) "Operate" includes testing of an automated driving system.
(59) "Original issue license plate" means a license plate that is of a format and type issued by the state in the same year as the model year of a vehicle that is a model year 1973 or older.
(60) "Outboard motor" means a detachable self-contained propulsion unit, excluding fuel supply, used to propel a vessel.
(61)

(a) "Owner" means a person, other than a lienholder, holding title to a vehicle, vessel, or outboard motor whether the vehicle, vessel, or outboard motor is subject to a security interest.
(b) If a vehicle is the subject of an agreement for the conditional sale or installment sale or mortgage of the vehicle with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee or mortgagor, or if the vehicle is the subject of a security agreement, then the conditional vendee, mortgagor, or debtor is considered the owner for the purposes of this chapter.
(c) If a vehicle is the subject of an agreement to lease, the lessor is considered the owner until the lessee exercises the lessee's option to purchase the vehicle.

(62) "Park model recreational vehicle" means a unit that:
(a) is designed and marketed as temporary living quarters for recreational, camping, travel, or seasonal use;
(b) is not permanently affixed to real property for use as a permanent dwelling;
(c) requires a special highway movement permit for transit; and
(d) is built on a single chassis mounted on wheels with a gross trailer area not exceeding 400 square feet in the setup mode.

(63) "Personal vehicle" means a vehicle that is not a commercial vehicle.

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

(65)
(a) "Pickup truck" means a two-axle motor vehicle with motive power manufactured, remanufactured, or materially altered to provide an open cargo area.
(b) "Pickup truck" includes a motor vehicle with the open cargo area covered with a camper, camper shell, tarp, removable top, or similar structure.

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

(67) "Pneumatic tire" means a tire in which compressed air is designed to support the load.

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

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

(70) "Rebuilt and restored" means a motor vehicle that qualifies for a brand of rebuilt and restored under Section 41-1a-1004.

(71) "Receipt of surrender of ownership documents" means the receipt of surrender of ownership documents described in Section 41-1a-503.

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

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

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

(75) "Registration decal" means the decal issued by the division that is evidence of compliance with the division's registration requirements.
(76)
(a) "Registration year" means a 12 consecutive month period commencing with the completion of the applicable registration criteria.
(b) For administration of a multistate agreement for proportional registration the division may prescribe a different 12-month period.
(77) "Repair or replacement" means the restoration of vehicles, vessels, or outboard motors to a sound working condition by substituting any inoperative part of the vehicle, vessel, or outboard motor, or by correcting the inoperative part.
(78) "Required contribution" means the same as that term is defined in Section 41-1a-1601.
(79) "Restored-modified vehicle" means a motor vehicle that has been restored and modified with modern parts and technology, including emission control technology and an on-board diagnostic system.
(80) "Road tractor" means a motor vehicle designed and used for drawing other vehicles and constructed so it does not carry any load either independently or any part of the weight of a vehicle or load that is drawn.
(81) "Roadable aircraft" means the same as that term is defined in Section 72-10-102.
(82) "Sailboat" means the same as that term is defined in Section 73-18-2.
(83) "Security interest" means an interest that is reserved or created by a security agreement to secure the payment or performance of an obligation and that is valid against third parties.
(84) "Semitrailer" means the same as the term "trailer."
(85) "Shipping weight" means the weight of the vehicle when it is built without any optional equipment as reported by the manufacturer, except that if a shipping weight is not reported by the manufacturer of a vehicle, the division may determine the shipping weight using the best information available.
(86) "Special group license plate" means a type of license plate designed for a particular group of people or a license plate authorized and issued by the division in accordance with Section 41-1a-418 or Part 16, Sponsored Special Group License Plates.
(87) "Special group symbol" means the unique symbol that is designed to represent a special group and displayed on a special group license plate.
(88)
(a) "Special mobile equipment" means a vehicle:
(i) not designed or used primarily for the transportation of persons or property;
(ii) not designed to operate in traffic; and
(iii) only incidentally operated or moved over the highways.
(b) "Special mobile equipment" includes:
(i) farm tractors;
(ii) off-road motorized construction or maintenance equipment including backhoes, bulldozers, compactors, graders, loaders, road rollers, tractors, and trenchers; and
(iii) ditch-digging apparatus.
(c) "Special mobile equipment" does not include a commercial vehicle as defined under Section 72-9-102.
(89) "Specially constructed vehicle" means a vehicle of a type required to be registered in this state, not originally constructed under a distinctive name, make, model, or type by a generally recognized manufacturer of vehicles, and not materially altered from its original construction.
(90)

(a) "Standard license plate" means a license plate for general issue described in Subsection 41-1a-402(1).
(b) "Standard license plate" includes a license plate for general issue that the division issues before January 1, 2024.
(91) "State impound yard" means a yard for the storage of a vehicle, vessel, or outboard motor that meets the requirements of rules made by the commission as described in Subsection 41-1a-1101(7).
(92) "Stolen/recovered" means a motor vehicle that:
(a) was reported stolen;
(b) was recovered; and
(c) an insurance company declared the vehicle a total loss.
(93) "Street-legal all-terrain vehicle" or "street-legal ATV" means the same as that term is defined in Section 41-6a-102.
(94) "Title" means the right to or ownership of a vehicle, vessel, or outboard motor.
(95)
(a) "Total fleet miles" means the total number of miles operated in all jurisdictions during the preceding year by power units.
(b) If fleets are composed entirely of trailers or semitrailers, "total fleet miles" means the number of miles that those vehicles were towed on the highways of all jurisdictions during the preceding year.
(96) "Tow truck motor carrier" means the same as that term is defined in Section 72-9-102.
(97) "Tow truck operator" means the same as that term is defined in Section 72-9-102.
(98) "Trailer" means a vehicle:
(a) without motive power; and
(b) designed for:
(i) carrying persons or property; and
(ii) being drawn by a motor vehicle.
(99) "Transferee" means a person to whom the ownership of property is conveyed by sale, gift, or any other means except by the creation of a security interest.
(100) "Transferor" means a person who transfers the person's ownership in property by sale, gift, or any other means except by creation of a security interest.
(101) "Travel trailer," "camping trailer," or "fifth wheel trailer" means a portable vehicle without motive power, designed as a temporary dwelling for travel, recreational, or vacation use that does not require a special highway movement permit when drawn by a self-propelled motor vehicle.
(102) "Truck tractor" means a motor vehicle designed and used primarily for drawing other vehicles and not constructed to carry a load other than a part of the weight of the vehicle and load that is drawn.
(103) "Vehicle" includes a motor vehicle, trailer, semitrailer, off-highway vehicle, camper, park model recreational vehicle, manufactured home, and mobile home.
(104) "Vessel" means the same as that term is defined in Section 73-18-2.
(105) "Waters of this state" means the same as that term is defined in Section 73-18-2.
(106) "Weighmaster" means a person, association of persons, or corporation permitted to weigh vehicles under this chapter.

Amended by Chapter 305, 2026 General Session

41-1a-103 Commission to administer chapter.

The commission shall administer and enforce this chapter.

Renumbered and Amended by Chapter 1, 1992 General Session

41-1a-104 Commission powers.

The commission may:

(1) enter into agreements with other jurisdictions:
  (a) relating to proportional registration to facilitate administration;
  (b) for the exchange of information for audit and enforcement activities; and
  (c) for cooperation with other jurisdictions;
(2) confer and advise with the proper officers, officials, and legislative bodies of other jurisdictions to promote agreements under which the registration of vehicles owned in this state is recognized by the other jurisdictions;
(3) make and enforce rules necessary to effectuate this chapter; and
(4) adopt an official seal for the use of the division.

Renumbered and Amended by Chapter 1, 1992 General Session

41-1a-105 Commission to create forms.

The commission shall prescribe and provide suitable forms of applications, certificates of title, registration cards, and all other forms necessary to carry out the provisions of this chapter.

Renumbered and Amended by Chapter 1, 1992 General Session

41-1a-106 Division created.

There is created within the commission the Motor Vehicle Division with the duties and powers provided in Sections 41-1a-107 through 41-1a-119.

Enacted by Chapter 1, 1992 General Session

41-1a-107 Commission, division, and officers to enforce chapter -- Duties.

The commission and the officers and inspectors of the division designated by the commission, peace officers, and others authorized by the division or by law shall:

(1) enforce the provisions of this chapter and of all other laws regulating the registration of motor vehicles, trailers, or semitrailers; and
(2) inspect any motor vehicle, trailer, or semitrailer of a type required to be registered in any public garage or repair shop or in any place where the motor vehicle, trailer, or semitrailer is held for sale or wrecking, for the purpose of locating and investigating the title and registration of stolen motor vehicles, trailers, and semitrailers.

Renumbered and Amended by Chapter 1, 1992 General Session

41-1a-108 Division inspection of applications for registration, certificate of title, or license plate.

(1) The division shall examine and determine the genuineness, regularity, and legality of each application for:
  (a) registration of a vehicle;
  (b) a certificate of title for a vehicle, vessel, or outboard motor;

(c) a license plate; and
(d) any other request lawfully made to the division.
(2) The division may investigate or require additional information on any application or request necessary to implement this chapter.
(3) When the division is satisfied as to the genuineness, regularity, and legality of an application and that the applicant is entitled to register the vehicle and to the issuance of a certificate of title, the division shall register the vehicle, issue a certificate of title and issue a license plate.

Amended by Chapter 251, 2024 General Session

41-1a-109 Grounds for division refusing registration or certificate of title.
(1) The division shall refuse registration or issuance of a certificate of title or any transfer of registration upon any of the following grounds:
(a) the application contains any false or fraudulent statement;
(b) the applicant has failed to furnish required information or reasonable additional information requested by the division;
(c) the applicant is not entitled to the issuance of a certificate of title or registration of the vehicle under this chapter;
(d) the division has reasonable grounds to believe that the vehicle is a stolen vehicle or that the granting of registration or the issuance of a certificate of title would constitute a fraud against the rightful owner or other person having a valid lien upon the vehicle;
(e) the registration of the vehicle is suspended or revoked for any reason provided in the motor vehicle laws of this state; or
(f) the required fees have not been paid.
(2) The division shall also refuse registration or any transfer of registration if the vehicle is mechanically unfit or unsafe to be operated or moved upon the highways.
(3) The division shall refuse registration or any transfer of registration of a vehicle upon notification by the Department of Transportation that the vehicle or owner is not in compliance with Title 72, Chapter 9, Motor Carrier Safety Act.
(4) The division may not register a vehicle if the registration of the vehicle is revoked under Subsection 41-1a-110(2) until the applicant provides proof:
(a) of owner's or operator's security in a form allowed under Section 41-12a-302;
(b) of exemption from the owner's or operator's security requirements; or
(c) that the applicant was not an owner of the vehicle at the time of the alleged violation or on the day following the time limit provided after the second notice under Subsection 41-12a-804(2).

Amended by Chapter 382, 2026 General Session

Superseded 1/1/2027
41-1a-110 Authority of division to suspend or revoke registration, certificate of title, license plate, or permit.
(1) Except as provided in Subsections (3) and (4), the division may suspend or revoke a registration, certificate of title, license plate, or permit if:
(a) the division is satisfied that a registration, certificate of title, license plate, or permit was fraudulently procured or erroneously issued;
(b) the division determines that a registered vehicle is mechanically unfit or unsafe to be operated or moved upon the highways;
(c) a registered vehicle has been dismantled;

(d) the division determines that the required fee has not been paid and the fee is not paid upon reasonable notice and demand;
(e) a registration decal, license plate, or permit is knowingly displayed upon a vehicle other than the one for which issued;
(f) the division determines that the owner has committed any offense under this chapter involving the registration, certificate of title, registration card, license plate, registration decal, or permit; or
(g) the division receives notification by the Department of Transportation that the owner has committed any offence under Title 72, Chapter 9, Motor Carrier Safety Act.

(2)
(a) The division shall revoke the registration of a vehicle if the division receives notification by the:
(i) Department of Public Safety that a person:
(A) has been convicted of operating a registered motor vehicle in violation of Section 41-12a-301 or 41-12a-302; or
(B) is under an administrative action taken by the Department of Public Safety for operating a registered motor vehicle in violation of Section 41-12a-301;
(ii) designated agent that the owner of a motor vehicle:
(A) has failed to provide satisfactory proof of owner's or operator's security to the designated agent after the second notice provided under Section 41-12a-804; or
(B) provided a false or fraudulent statement to the designated agent; or
(iii) designated agent that, during the months of April through October, the owner of a motorboat:
(A) has failed to provide satisfactory proof of owner's or operator's security to the designated agent after the second notice provided under Section 41-12a-804; or
(B) provided a false or fraudulent statement to the designated agent.
(b) The division shall notify the Driver License Division if the division revokes the registration of a vehicle under Subsection (2)(a)(ii)(A).

(3) The division may not suspend or revoke the registration of a vessel or outboard motor unless authorized under Section 73-18-7.3.
(4) The division may not suspend or revoke the registration of an off-highway vehicle unless authorized under Section 41-22-17.
(5) The division shall charge a registration reinstatement fee under Section 41-1a-1220, if the registration is revoked under Subsection (2).
(6) Except as provided in Subsections (3), (4), and (7), the division may suspend or revoke a registered vehicle's registration if the division is notified by a local health department, as defined in Section 26A-1-102, that the registered vehicle is unable to meet state or local air emissions standards or violates Subsection 41-6a-1626(2)(a) or (b).
(7) The division may not suspend or revoke a registered vehicle's registration under Subsection (6) if the registered vehicle has a manufacturer's gross vehicle weight rating that is greater than 26,000 pounds.

Amended by Chapter 382, 2026 General Session

Effective 1/1/2027

41-1a-110 Authority of division to suspend or revoke registration, certificate of title, license plate, or permit.

(1) Except as provided in Subsections (3) and (4), the division may suspend or revoke a registration, certificate of title, license plate, or permit if:
(a) the division is satisfied that a registration, certificate of title, license plate, or permit was fraudulently procured or erroneously issued;
(b) the division determines that a registered vehicle is mechanically unfit or unsafe to be operated or moved upon the highways;
(c) a registered vehicle has been dismantled;
(d) the division determines that the required fee has not been paid and the fee is not paid upon reasonable notice and demand;
(e) a registration decal, license plate, or permit is knowingly displayed upon a vehicle other than the one for which issued;
(f) the division determines that the owner has committed any offense under this chapter involving the registration, certificate of title, registration card, license plate, registration decal, or permit;
(g) the division receives notification by the Department of Transportation that the owner has committed any offence under Title 72, Chapter 9, Motor Carrier Safety Act; or
(h) the division determines a vehicle owner used an improper address to avoid an emissions inspection as described in Subsection 41-6a-1642(14).
(2)
(a) The division shall revoke the registration of a vehicle if the division receives notification by the:
(i) Department of Public Safety that a person:
(A) has been convicted of operating a registered motor vehicle in violation of Section 41-12a-301 or 41-12a-302; or
(B) is under an administrative action taken by the Department of Public Safety for operating a registered motor vehicle in violation of Section 41-12a-301;
(ii) designated agent that the owner of a motor vehicle:
(A) has failed to provide satisfactory proof of owner's or operator's security to the designated agent after the second notice provided under Section 41-12a-804; or
(B) provided a false or fraudulent statement to the designated agent; or
(iii) designated agent that, during the months of April through October, the owner of a motorboat:
(A) has failed to provide satisfactory proof of owner's or operator's security to the designated agent after the second notice provided under Section 41-12a-804; or
(B) provided a false or fraudulent statement to the designated agent.
(b) The division shall notify the Driver License Division if the division revokes the registration of a vehicle under Subsection (2)(a)(ii)(A).
(3) The division may not suspend or revoke the registration of a vessel or outboard motor unless authorized under Section 73-18-7.3.
(4) The division may not suspend or revoke the registration of an off-highway vehicle unless authorized under Section 41-22-17.
(5) The division shall charge a registration reinstatement fee under Section 41-1a-1220, if the registration is revoked under Subsection (2).
(6) Except as provided in Subsections (3), (4), and (7), the division may suspend or revoke a registered vehicle's registration if the division is notified by a local health department, as defined in Section 26A-1-102, that the registered vehicle is unable to meet state or local air emissions standards or violates Subsection 41-6a-1626(2)(a) or (b).

(7) The division may not suspend or revoke a registered vehicle's registration under Subsection (6) if the registered vehicle has a manufacturer's gross vehicle weight rating that is greater than 26,000 pounds.

Amended by Chapter 276, 2026 General Session

41-1a-111 Cancellation, suspension, or revocation of registration -- Return of registration items.

If the division cancels, suspends, or revokes a registration, certificate of title, license plate, or permit under this chapter, the owner or person in possession of it shall immediately return the canceled, suspended, or revoked item to the division.

Renumbered and Amended by Chapter 1, 1992 General Session

41-1a-112 Authority to administer oaths.

Officers and employees of the division designated by the commission for the purpose of administering the motor vehicle laws may administer oaths and acknowledge signatures and shall do so without fee.

Renumbered and Amended by Chapter 1, 1992 General Session

41-1a-113 Power to summon witnesses and take testimony -- Service of summons -- Witness fees -- Failure to appear.

(1) The commission and officers of the division designated by the commission may summon witnesses to give testimony under oath or to give written deposition upon any matter under the jurisdiction of the division.
(2) The summons may require the production of relevant books, papers, or records.
(3) Every summons shall be served at least five days before the return date, either by personal service made by any person over 18 years of age or by registered mail, but return acknowledgment is required to prove the latter service.
(4) The fees for the attendance and travel of witnesses are the same as for witnesses before the district court.
(5) Failure to obey a summons served is a class C misdemeanor.

Renumbered and Amended by Chapter 1, 1992 General Session

41-1a-114 Method of giving notice.

(1) If the division is required to give any notice under this chapter or other law regulating the operation of vehicles, vessels, and outboard motors, unless a different method of giving the notice is expressly prescribed, the notice shall be given either by:
  (a) personal delivery to the person to be notified; or
  (b) deposit in the United States mail of the notice in an envelope with postage prepaid, addressed to the person at the address shown by the records of the division.
(2) Notice by mail is complete upon the expiration of four days after deposit of the notice.
(3) Proof of the giving of notice in either manner specified in Subsection (1) may be made by the certificate of any officer or employee of the division or affidavit of any person over 18 years of age, naming the person to whom the notice was given and specifying the time, place, and manner of giving the notice.

Renumbered and Amended by Chapter 1, 1992 General Session

41-1a-115 Division records -- Copies.

(1) The division shall file each application received.

(2) The division shall keep a record of each registration on a calendar year basis as follows:

(a) under a distinctive registration number assigned to the vehicle, vessel, or outboard motor;

(b) alphabetically, under the name of the owner of the vehicle, vessel, or outboard motor;

(c) under the identification number of the vehicle, vessel, or outboard motor; and

(d) in any manner the division finds desirable for compiling statistical information or of comparative value for use in determining registration fees in future years.

(3)

(a) The division shall maintain a current record of each certificate of title it issues.

(b)

(i) The division shall file and retain every surrendered certificate of title and every application for title to permit the tracing of title of the vehicles designated in them.

(ii) The retention period for division records shall be set by the Division of Archives and Records Service in accordance with Title 63G, Chapter 2, Government Records Access and Management Act.

(4)

(a) The commission and officers of the division the commission designates may prepare under the seal of the division and deliver upon request a certified copy of any record of the division, including microfilmed records, charging a fee, determined by the commission pursuant to Section 63J-1-504, for each document authenticated.

(b) The application shall include the requested information to identify the applicant.

(c) Each certified copy is admissible in any proceeding in any court in the same manner as the original.

(5) The division shall comply with Title 63G, Chapter 2, Government Records Access and Management Act.

Amended by Chapter 183, 2009 General Session

41-1a-116 Records -- Access to records -- Fees.

(1)

(a) All motor vehicle title and registration records of the division are protected unless the division determines based upon a written request by the subject of the record that the record is public.

(b) In addition to the provisions of this section, access to all division records is permitted for all purposes described in the federal Driver's Privacy Protection Act of 1994, 18 U.S.C. Chapter 123.

(2)

(a) Access to public records is determined by Section 63G-2-201.

(b) A record designated as public under Subsection (1)(a) may be used for advertising or solicitation purposes.

(3) Access to protected records, except as provided in Subsection (4), is determined by Section 63G-2-202.

(4)

(a) In addition to those persons granted access to protected records under Section 63G-2-202, the division shall disclose a protected record to a licensed private investigator, holding a

valid agency or registrant license, with a legitimate business need, a person with a bona fide security interest, or the owner of a mobile home park subject to Subsection (5), only upon receipt of a signed acknowledgment that the person receiving that protected record may not:

(i) resell or disclose information from that record to any other person except as permitted in the federal Driver's Privacy Protection Act of 1994; or

(ii) use information from that record for advertising or solicitation purposes.

(b) A legitimate business need under Subsection (4)(a) does not include the collection of a debt.

(5) The division may disclose the name or address, or both, of the lienholder or mobile home owner of record, or both of them, to the owner of a mobile home park, if all of the following conditions are met:

(a) a mobile home located within the mobile home park owner's park has been abandoned under Section 57-16-13 or the resident is in default under the resident's lease;

(b) the mobile home park owner has conducted a reasonable search, but is unable to determine the name or address, or both, of the lienholder or mobile home owner of record; and

(c) the mobile home park owner has submitted a written statement to the division explaining the mobile home park owner's efforts to determine the name or address, or both, of the lienholder or mobile home owner of record before the mobile home park owner contacted the division.

(6) The division may provide protected information to a statistic gathering entity under Subsection (4) only in summary form.

(7) A person allowed access to protected records under Subsection (4) may request motor vehicle title or registration information from the division regarding any person, entity, or motor vehicle by submitting a written application on a form provided by the division.

(8) The division may not disclose a protected record to an owner, a lessee, or an operator of a parking lot or structure.

(9) If a person regularly requests information for business purposes, the division may by rule allow the information requests to be made by telephone and fees as required under Subsection (10) charged to a division billing account to facilitate division service. The rules shall require that the:

(a) division determine if the nature of the business and the volume of requests merit the dissemination of the information by telephone;

(b) division determine if the credit rating of the requesting party justifies providing a billing account; and

(c) requestor submit to the division an application that includes names and signatures of persons authorized to request information by telephone and charge the fees to the billing account.

(10)

(a) The division shall charge a reasonable search fee determined under Section 63J-1-504 for the research of each record requested.

(b) Fees may not be charged for furnishing information to persons necessary for their compliance with this chapter.

(c) Law enforcement agencies have access to division records free of charge.

(11)

(a) It is a class B misdemeanor for a person to knowingly or intentionally access, use, disclose, or disseminate a record created or maintained by the division or any information contained in a record created or maintained by the division for a purpose prohibited or not permitted by statute, rule, regulation, or policy of a governmental entity.

(b) A person who discovers or becomes aware of any unauthorized use of records created or maintained by the division shall inform the director of the unauthorized use.

Amended by Chapter 270, 2019 General Session

41-1a-117 Adjudicative proceedings.

The commission and the division shall comply with the procedures and requirements of Title 63G, Chapter 4, Administrative Procedures Act, in all adjudicative proceedings conducted under this chapter.

Amended by Chapter 382, 2008 General Session

41-1a-118 Seizure of documents and plates -- Grounds -- Receipt.

(1) The division and peace officers may take possession of any certificate of title, registration card, registration decal, permit, license plate, or any other article issued by the division:
  (a) upon expiration, suspension, revocation, alteration, or cancellation of it;
  (b) that is fictitious;
  (c) that has been unlawfully or erroneously issued; or
  (d) that is unlawfully or erroneously displayed.
(2) A receipt shall be issued for any confiscated item.

Renumbered and Amended by Chapter 1, 1992 General Session

41-1a-119 Emergency procedures for collection of fees.

(1) If the commission finds that the owner or operator of a vehicle who is liable for the payment of any registration fee required by this chapter plans to depart quickly from the state, to remove the owner or operator's property from the state, to conceal the owner or operator's person or property, or do any other act tending to prejudice or render wholly or partially ineffectual proceedings to collect the registration fees, the commission shall follow the emergency procedures set forth in Title 63G, Chapter 4, Administrative Procedures Act, and declare that the registration fees are immediately due and payable.
(2) When the commission issues its emergency order, the registration fees are immediately due and payable after notice is given to the owner or operator of the vehicle.

Amended by Chapter 382, 2008 General Session

41-1a-120 Participation in Uninsured Motorist Identification Database Program.

(1)
  (a) Except as provided in Subsection (1)(b), the division shall provide the Department of Public Safety's designated agent, as defined in Section 41-12a-802, with a record of all current motor vehicle registrations before the seventh and twenty-first day of each calendar month.
  (b) The division is not required to provide the Department of Public Safety's designated agent as defined in Section 41-12a-802 a record of current motor vehicle registrations for vehicles that are registered under Section 41-1a-221, 41-1a-222, or 41-1a-301.
(2) The division shall perform the duties specified in:
  (a) Title 41, Chapter 12a, Part 8, Uninsured Motorist Identification Database Program; and
  (b) Sections 41-1a-109 and 41-1a-110.
(3) The division shall cooperate with the Department of Public Safety in making rules and developing procedures to use the Uninsured Motorist Identification Database.

Amended by Chapter 130, 2006 General Session

41-1a-121 Electronic Payment Fee Restricted Account.

(1) As used in this section, "account" means the Electronic Payment Fee Restricted Account created by this section.

(2) There is created within the General Fund a restricted account known as the Electronic Payment Fee Restricted Account.

(3)

(a) The account shall be funded from the fees imposed and collected under Sections 41-1a-1221, 41-3-604, 41-22-36, and 73-18-25.

(b) The fees described in Subsection (3)(a) shall be paid to the division, which shall deposit them in the account.

(4) The Legislature shall appropriate the funds in the account to the commission to cover the costs of electronic payments.

(5) In accordance with Section 63J-1-602.1, appropriations made to the division from the account are nonlapsing.

Amended by Chapter 469, 2018 General Session

41-1a-122 License Plate Restricted Account.

(1) As used in this section, "account" means the License Plate Restricted Account created by this section.

(2) There is created within the General Fund a restricted account known as the License Plate Restricted Account.

(3)

(a) The account shall be funded from the fees described in:

(i) Subsection 41-1a-1201(3);

(ii) Subsection 41-1a-1604(2)(c); and

(iii) other fees as provided in this chapter.

(b) The fees described in Subsection (3)(a) shall be paid to the division, which shall deposit them in the account.

(4) The Legislature shall appropriate the funds in the account to the commission to cover the costs of:

(a) issuing license plates and decals;

(b) processing applications for personalized license plates;

(c) centrally distributing license plates; and

(d) contracting with a vendor to design license plates.

(5)

(a) For fiscal year 2024-25, the commission may expend up to $100,000 for design and redesign of license plates.

(b) Beginning with the 2025-26 fiscal year, and each fiscal year thereafter, the commission may expend up to $50,000 for the design and redesign of license plates.

(6) In accordance with Section 63J-1-602.1, appropriations made to the division from the account are nonlapsing.

Amended by Chapter 251, 2024 General Session

Effective 1/1/2027

41-1a-124 Vehicle Registration Services Restricted Account.

(1) There is created in the General Fund a restricted account known as the "Vehicle Registration Services Restricted Account."
(2) The restricted account shall consist of deposits into the account from the fee described in Subsection 41-1a-1201(11).
(3) The commission shall use the restricted account to provide:
  (a) $500,000 in one-time funding to establish division services in a county that, in 2024:
    (i) provided motor vehicle registration services in the county on behalf of the division; and
    (ii) registered the highest number of vehicles among counties that provided motor vehicle registration services on behalf of the division; and
  (b) funding to counties of the third through sixth class that provide vehicle registration services on behalf of the division.
(4) A county described in Subsection (3)(b) is eligible each fiscal year for up to:
  (a) $3 per vehicle registered in the previous calendar year for a county of the third class;
  (b) $3.50 per vehicle registered in the previous calendar year for a county of the fourth class;
  (c) $4 per vehicle registered in the previous calendar year for a county of the fifth class; or
  (d) $5 per vehicle registered in the previous calendar year for a county of the sixth class.
(5) The distribution described in Subsection (3)(a) will not begin until:
  (a) the fiscal year 2027;
  (b) the restricted account has accrued at least $500,000; and
  (c) the commission has identified and secured office space.
(6) The distribution described in Subsection (3)(b) shall begin in fiscal year 2027.
(7) The commission shall provide funding in the order listed in Subsection (3).
(8) If there are insufficient funds for each county described in Subsection (3) to receive the amount described in Subsection (4), the commission shall reduce each county's funding proportionally.

Enacted by Chapter 256, 2026 General Session