

41-1a-1221 Fees to cover the cost of electronic payments.

- (1) As used in this section:
 - (a) "Electronic payment" means use of any form of payment processed through electronic means, including credit cards, debit cards, and automatic clearinghouse transactions.
 - (b) "Electronic payment fee" means the fee assessed to defray:
 - (i) the charge, discount fee, or processing fee charged by credit card companies or processing agents to process an electronic payment; or
 - (ii) costs associated with the purchase of equipment necessary for processing electronic payments.
- (2)
 - (a) The Motor Vehicle Division may collect an electronic payment fee on all registrations and renewals of registration under Subsections 41-1a-1206(1)(a), (1)(b), (2)(a), (2)(b), and (3).
 - (b) The fee described in Subsection (2)(a):
 - (i) shall be imposed regardless of the method of payment for a particular transaction; and
 - (ii) need not be separately identified from the fees imposed for registration and renewals of registration under Subsections 41-1a-1206(1)(a), (1)(b), (2)(a), (2)(b), and (3).
- (3) The division shall establish the fee according to the procedures and requirements of Section 63J-1-504.
- (4) A fee imposed under this section:
 - (a) shall be deposited in the Electronic Payment Fee Restricted Account created by Section 41-1a-121; and
 - (b) is not subject to Subsection 63J-2-202(2).

Amended by Chapter 397, 2012 General Session