

**VEHICLE SAFETY INSPECTION
CERTIFICATE AMENDMENTS**

1998 GENERAL SESSION

STATE OF UTAH

Sponsor: Gary F. Cox

AN ACT RELATING TO MOTOR VEHICLES; EXTENDING THE PERIOD A SAFETY INSPECTION CERTIFICATE MAY BE USED FOR REGISTRATION UNDER CERTAIN CIRCUMSTANCES.

This act affects sections of Utah Code Annotated 1953 as follows:

AMENDS:

41-1a-205, as last amended by Chapter 234, Laws of Utah 1993

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

Section 1. Section **41-1a-205** is amended to read:

41-1a-205. Safety inspection certificate required for renewal or registration of motor vehicle -- Exemptions.

(1) A safety inspection certificate, as required by Section 53-8-205, or proof of exemption from safety inspection shall be presented at the time of, and as a condition of, registration or renewal of registration of a motor vehicle.

(2) (a) ~~[The] Except as provided in Subsections (2)(b) and (c), the safety inspection required under this section may be made no more than two months prior to the renewal of registration[,-except as provided in Subsection (2)(b)].~~

(b) (i) ~~[To renew the registration] If the title of a used [car, the title of which has been transferred or is to be] motor vehicle is being transferred, a safety inspection certificate [received by the previous owner] issued for the motor vehicle during the [past] previous two months may be [presented to the division] used to satisfy the requirement under Subsection (1).~~

(ii) If the transferor is a licensed and bonded used motor vehicle dealer, a safety inspection certificate issued for the motor vehicle in a licensed and bonded motor vehicle dealer's name

1 during the previous six months may be [~~presented to the division~~] used to satisfy the requirement
2 under Subsection (1).

3 (c) If the title of a leased vehicle is being transferred to the lessee of the vehicle, a safety
4 inspection certificate issued during the previous six months may be used to satisfy the requirement
5 under Subsection (1).

6 (3) The following motor vehicles are exempt from this section:

7 (a) a new motor vehicle when registered the first time, provided a new car predelivery
8 inspection has been made by a dealer; and

9 (b) a motor vehicle required to be registered under this chapter that bears a dealer plate or
10 other special plate under Title 41, Chapter 3, Part 5, Special Dealer License Plates, except that if
11 the motor vehicle is propelled by its own power and is not being moved for repair or dismantling,
12 the motor vehicle shall comply with Section 41-6-155 regarding safe mechanical condition.

13 (4) (a) A safety inspection certificate shall be displayed on:

14 (i) all registered commercial motor vehicles with a gross vehicle weight rating of 26,000
15 pounds or more;

16 (ii) a motor vehicle with three or more axles, pulling a trailer, or pulling a trailer with
17 multiple axles;

18 (iii) a combination unit; and

19 (iv) a bus or van for hire.

20 (b) A commercial vehicle under Subsection (4)(a) is exempt from the requirements of
21 Subsection (1).

22 (5) A motor vehicle may be sold and the title assigned to the new owner without a valid
23 safety inspection, but the motor vehicle may not be registered in the new owner's name until the
24 motor vehicle complies with this section.

Legislative Review Note
as of 1-5-98 12:46 PM

A limited legal review of this bill raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel