

1 **MOTOR VEHICLE REGISTRATION FOR**
2 **FLEETS**

3 2002 GENERAL SESSION

4 STATE OF UTAH

5 **Sponsor: Dan R. Eastman**

6 **This act modifies the Motor Vehicles code to provide an extended time period for safety**
7 **inspection of vehicles prior to the registration of motor vehicle fleets. The act makes**
8 **technical changes. The act provides an immediate effective date.**

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

10 AMENDS:

11 **41-1a-205**, as last amended by Chapters 32, 128 and 238, Laws of Utah 1998

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

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

14 **41-1a-205. Safety inspection certificate required for renewal or registration of motor**
15 **vehicle -- Exemptions.**

16 (1) If required in the current year, a safety inspection certificate, as required by Section
17 53-8-205, or proof of exemption from safety inspection shall be presented at the time of, and as
18 a condition of, registration or renewal of registration of a motor vehicle.

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

22 (b) (i) If the title of a used motor vehicle is being transferred, a safety inspection certificate
23 issued for the motor vehicle during the previous two months may be used to satisfy the
24 requirement under Subsection (1).

25 (ii) If the transferor is a licensed and bonded used motor vehicle dealer, a safety inspection
26 certificate issued for the motor vehicle in a licensed and bonded motor vehicle dealer's name
27 during the previous six months may be used to satisfy the requirement under Subsection (1).



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

31 (d) If the motor vehicle is part of a fleet of § ~~500~~ 101 § or more vehicles, the safety inspection
32 required under this section may be made no more than 11 months prior to the renewal of
33 registration.

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

35 (a) a new motor vehicle when registered the first time, if:

36 (i) a new car predelivery inspection has been made by a dealer;

37 (ii) the dealer provides a written disclosure statement listing any known deficiency,
38 existing with the new motor vehicle at the time of delivery, that would cause the motor vehicle to
39 fail a safety inspection given in accordance with Section 53-8-205; and

40 (iii) the buyer signs the disclosure statement to acknowledge that the buyer has read and
41 understands the listed deficiencies; and

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

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

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

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

51 (iii) a combination unit; and

52 (iv) a bus or van for hire.

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

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

58 Section 2. **Effective date.**

59 If approved by two-thirds of all the members elected to each house, this act takes effect
60 upon approval by the governor, or the day following the constitutional time limit of Utah
61 Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto, the
62 date of veto override.

Legislative Review Note
as of 2-5-02 10:07 AM

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

Office of Legislative Research and General Counsel