

FEE INCREASE

2003 GENERAL SESSION

STATE OF UTAH

Sponsor: John W. Hickman

This act modifies the Motor Vehicles Code by increasing vehicle registration fees. This act increases the duplicate registration certificate fee and an original or duplicate title fee. This act provides that the increased fees are deposited in the Centennial Highway Fund. This act takes effect on July 1, 2003.

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

AMENDS:

41-1a-1201, as last amended by Chapter 1, Laws of Utah 2003

41-1a-1206, as last amended by Chapter 244, Laws of Utah 2000

41-1a-1208, as repealed and reenacted by Chapter 222, Laws of Utah 1993

41-1a-1210, as repealed and reenacted by Chapter 222, Laws of Utah 1993

72-2-118, as last amended by Chapter 147, Laws of Utah 2000

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

Section 1. Section **41-1a-1201** is amended to read:

41-1a-1201. Disposition of fees.

(1) All fees received and collected under this part shall be transmitted daily to the state treasurer.

(2) Except as provided in Subsections (3), (4), ~~and (6)~~, ~~and (7)~~, and Section 41-1a-422, and in Section 41-1a-1220, all fees collected under this part shall be deposited in the Transportation Fund.

(3) (a) Funds generated under Subsections 41-1a-1211(1)(a), (6)(a), and (7) and Section 41-1a-1212 may be used by the commission as a dedicated credit to cover the costs incurred in issuing license plates under Part 4, License Plates and Registration Indicia.

(b) Fees for statehood centennial license plates shall be collected and deposited in the



28 Transportation Fund, less production and administrative costs incurred by the commission.

29 (4) All funds available to the commission for purchase and distribution of license
30 plates and decals are nonlapsing.

31 (5) Except as provided in Subsection (3) and Section 41-1a-1205, the expenses of the
32 commission in enforcing and administering this part shall be provided for by legislative
33 appropriation from the revenues of the Transportation Fund.

34 (6) The following portions of the registration fees imposed under Section 41-1a-1206
35 for each vehicle shall be deposited in the Centennial Highway Fund created under Section
36 72-2-118:

37 (a) \$10 of the registration fees imposed under Subsections 41-1a-1206(1)(a), ~~[(1)(b)],~~
38 (2), and (5);

39 (b) \$1 of the registration fees imposed under Subsections 41-1a-1206(1)(c)(i),
40 (1)(c)(ii), and (1)(d)(ii);

41 (c) \$2 of the registration fee imposed under Subsection 41-1a-1206(1)(e)(ii);

42 (d) \$3 of the registration fee imposed under Subsection 41-1a-1206(1)(d)(i); and

43 (e) \$4.50 of the registration fee imposed under Subsection 41-1a-1206(1)(e)(i)[-]; and

44 ~~(f) \$ [1] \$11~~ § of the registration fee imposed under Subsection 41-1a-1206(1)(b).

45 (7) The following portions of each fee imposed shall be deposited in the Centennial
46 Highway Fund created under Section 72-2-118:

47 (a) \$1 of the duplicate certificate of registration fee imposed under Section 41-1a-1208;

48 and

49 (b) \$1 of the original or duplicate certificate of title fee imposed under Section
50 41-1a-1210.

51 Section 2. Section **41-1a-1206** is amended to read:

52 **41-1a-1206. Registration fees -- Fees by gross laden weight.**

53 (1) Except as provided in Subsection (2), at the time application is made for
54 registration or renewal of registration of a vehicle or combination of vehicles under this
55 chapter, a registration fee shall be paid to the division as follows:

56 (a) \$22.50 for each motorcycle;

57 (b) ~~[\$21]~~ \$22 for each motor vehicle of 12,000 pounds or less gross laden weight,
58 excluding motorcycles;

59 (c) unless the semitrailer or trailer is exempt from registration under Section 41-1a-202
60 or is registered under Section 41-1a-301:

61 (i) \$11 for each trailer or semitrailer over 750 pounds gross unladen weight; or

62 (ii) \$8.50 for each commercial trailer or commercial semitrailer of 750 pounds or less
63 gross unladen weight;

64 (d) (i) \$33 for each farm truck over 12,000 pounds, but not exceeding 14,000 pounds
65 gross laden weight; plus

66 (ii) \$9 for each 2,000 pounds over 14,000 pounds gross laden weight; and

67 (e) (i) \$49.50 for each motor vehicle or combination of motor vehicles, excluding farm
68 trucks, over 12,000 pounds, but not exceeding 14,000 pounds gross laden weight; plus

69 (ii) \$18.50 for each 2,000 pounds over 14,000 pounds gross laden weight.

70 (2) The initial registration fee for a vintage vehicle is \$20.

71 (3) If a motor vehicle is operated in combination with a semitrailer or trailer, each
72 motor vehicle shall register for the total gross laden weight of all units of the combination if the
73 total gross laden weight of the combination exceeds 12,000 pounds.

74 (4) (a) Registration fee categories under this section are based on the gross laden
75 weight declared in the licensee's application for registration.

76 (b) Gross laden weight shall be computed in units of 2,000 pounds. A fractional part
77 of 2,000 pounds is a full unit.

78 (5) The owner of a commercial trailer or commercial semitrailer may, as an alternative
79 to registering under Subsection (1)(c), apply for and obtain a special lifetime registration and
80 license plate for a fee of \$110.

81 (6) Except as provided in Section 41-6-163.6, a truck may not be registered as a farm
82 truck unless:

83 (a) the truck meets the definition of a farm truck under Section 41-1a-102; and

84 (b) (i) the truck has a gross vehicle weight rating of more than 12,000 pounds; or

85 (ii) the truck has a gross vehicle weight rating of 12,000 pounds or less and the owner
86 submits to the division a certificate of emissions inspection or a waiver in compliance with
87 Section 41-6-163.6.

88 (7) A violation of Subsection (6) is a class B misdemeanor that shall be punished by a
89 fine of not less than \$200.

90 (8) Trucks used exclusively to pump cement, bore wells, or perform crane services
91 with a crane lift capacity of five or more tons, are exempt from 50% of the amount of the fees
92 required for those vehicles under this section.

93 Section 3. Section **41-1a-1208** is amended to read:

94 **41-1a-1208. Fees for duplicate certificates of registration.**

95 A duplicate certificate of registration may be issued upon application and payment of
96 [~~\$4~~] \$5 to the division.

97 Section 4. Section **41-1a-1210** is amended to read:

98 **41-1a-1210. Fees for original and duplicate certificates of title.**

99 A fee of [~~\$6~~] \$7 shall be paid to the division for the issuance of each original and
100 duplicate certificate of title for a vehicle, vessel, or outboard motor.

101 Section 5. Section **72-2-118** is amended to read:

102 **72-2-118. Centennial Highway Fund.**

103 (1) There is created a special revenue fund entitled the Centennial Highway Fund.

104 (2) The fund consists of monies generated from the following revenue sources:

105 (a) any voluntary contributions received for the construction, major reconstruction, or
106 major renovation of state or federal highways;

107 (b) appropriations made to the fund by the Legislature;

108 (c) registration and title fees designated under [~~Subsection~~] Subsections 41-1a-1201(6)
109 and (7); and

110 (d) the sales and use tax amounts provided for in Section 59-12-103.

111 (3) (a) The fund shall earn interest.

112 (b) All interest earned on fund monies shall be deposited into the fund.

113 (4) The executive director may use fund monies, as prioritized by the Transportation
114 Commission, only to pay the costs of construction, major reconstruction, or major renovation
115 to state and federal highways.

116 Section 6. **Effective date.**

117 This act takes effect on July 1, 2003.

Legislative Review Note

as of 2-25-03 3:20 PM

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

Office of Legislative Research and General Counsel