

H.B. 51

NONRESIDENT USER FEE FOR OFF-HIGHWAY VEHICLE USERS

HOUSE FLOOR AMENDMENTS

AMENDMENT 1

JANUARY 26, 2004 9:54 AM

Representative **Karen W. Morgan** proposes the following amendments:

1. *Page 1, Line 17:*

- 17 ▶ eliminates the off-highway vehicle registration exemption for nonresidents; ~~[[and]]~~ =
 ▶ requires a nonresident off-highway vehicle owner in the state to apply for a decal and
 provide evidence of nonresident status, ownership of the off-highway vehicle, and current
 off-highway vehicle registration for the off-highway vehicle in the nonresident's own state
 with certain exceptions; and

2. *Page 2, Lines 50 through 53:*

- 50 (1) (a) Except as provided in Subsection (1)(b), any nonresident owning [a
51 ~~snowmobile]~~ an off-highway vehicle who operates or gives another person permission to
52 operate the [~~snowmobile]~~ off-highway vehicle on any public land, trail, street, or highway in
53 this state shall :
- (i) apply for a nonresident off-highway vehicle user decal;
 - (ii) pay an annual [~~snowmobile]~~ off-highway vehicle user fee ; and
 - (iii) provide evidence that:
 - (A) the person is a nonresident;
 - (B) the person is the owner of the off-highway vehicle; and
 - (C) if an off-highway vehicle registration is required by the nonresident's own state,
the off-highway vehicle registration is current for the off-highway vehicle in the
nonresident's own state .

3. *Page 3, Lines 60 through 64:*

- 60 ~~[(4)]~~ (3) ~~[[The person paying the fee]]~~ Upon compliance with the provisions of Subsection
 (1), the nonresident shall:
61 (a) receive a nonresident off-highway vehicle user decal indicating ~~[[the fee has been~~
 ~~paid]]~~ compliance with the provisions of Subsection (1) ~~[- The decal shall be displayed on~~
62 ~~the snowmobile in accordance with rules of the board.]; and~~
63 (b) display the decal on the off-highway vehicle in accordance with rules made by the
64 board.

4. *Page 3, Lines 65 through 73:*

65 (4) In accordance with Title 63, Chapter 46a, Utah Administrative Rulemaking Act, the
66 board may make rules establishing:
67 (a) procedures for:
68 (i) the payment of off-highway vehicle user fees; and
69 (ii) the display of a decal on an off-highway vehicle as required under Subsection (3);
70 ~~[[and]]~~ =
 (b) acceptable evidence indicating compliance with Subsection (1); and
71 ~~[[b)]]~~ (c) eligibility requirements for reciprocal operating privileges for out-of-state users.
72 (5) (a) ~~[Snowmobile] [[Off-highway]]~~ An off-highway vehicle ~~[[user fees may be~~
collected]] user decal may be issued and the off-highway vehicle user fee may be collected by the
division
73 or agents of the division.

5. *Page 4, Lines 90 through 91:*

90 (g) An agent may not issue ~~[a snowmobile]~~ an off-highway vehicle user ~~[[fee]]~~ decal to
91 any person unless the person furnishes evidence ~~[[that the person is a nonresident]]~~ of compliance
with the provisions of Subsection (1) .