

28 (a) establish an Uninsured Motorist Identification Database to verify compliance with
29 motor vehicle owner's or operator's security requirements under Section 41-12a-301 and other
30 provisions under this part;

31 (b) assist in reducing the number of uninsured motor vehicles on the highways of the
32 state;

33 (c) assist in increasing compliance with motor vehicle registration and sales and use tax
34 laws; ~~and~~

35 (d) assist in protecting a financial institution's bona fide security interest in a motor
36 vehicle~~[-]; and~~

37 (e) under the direction of the Department of Public Safety, assist in preventing,
38 identifying, and prosecuting crime.

39 (2) The program shall be administered by the department with the assistance of the
40 designated agent and the Motor Vehicle Division.

41 (3) (a) The department shall contract in accordance with Title 63, Chapter 56, Utah
42 Procurement Code, with a third party to establish and maintain an Uninsured Motorist
43 Identification Database for the purposes established under this part.

44 (b) The contract may not obligate the department to pay the third party more monies
45 than are available in the account.

46 (4) (a) The third party under contract under this section is the department's designated
47 agent, and shall develop and maintain a computer database from the information provided by:

48 (i) insurers under Section 31A-22-315;

49 (ii) the division under Subsection (6); and

50 (iii) the Motor Vehicle Division under Section 41-1a-120.

51 (b) (i) The database shall be developed and maintained in accordance with guidelines
52 established by the department so that state and local law enforcement agencies and financial
53 institutions as defined in Section 7-1-103 can efficiently access the records of the database,
54 including reports useful for the implementation of the provisions of this part.

55 (ii) (A) The reports shall be in a form and contain information approved by the
56 department.

57 (B) The reports may be made available through the Internet or through other electronic
58 medium, if the department determines that sufficient security is provided to ensure compliance

59 with Section 41-12a-805 regarding limitations on disclosure of information in the database.

60 (5) With information provided by the department and the Motor Vehicle Division, the
61 designated agent shall, at least monthly:

62 (a) update the database with the motor vehicle insurance information provided by the
63 insurers in accordance with Section 31A-22-315; and

64 (b) compare all current motor vehicle registrations against the database.

65 (6) The division shall provide the designated agent with the name, date of birth,
66 address, and driver license number of all persons on the driver license database.

67 (7) In accordance with Title 63, Chapter 46a, Utah Administrative Rulemaking Act, the
68 department shall make rules and develop procedures in cooperation with the Motor Vehicle
69 Division to use the database for the purpose of administering and enforcing this part.

70 (8) (a) The designated agent shall archive computer data files at least semi-annually for
71 auditing purposes.

72 (b) The internal audit unit of the tax commission provided under Section 59-1-206
73 shall audit the program at least annually. The audit shall include verification of:

74 (i) billings made by the designated agent; and

75 (ii) the accuracy of the designated agent's matching of vehicle registration with
76 insurance data.

Legislative Review Note
as of 1-18-05 12:50 PM

Based on a limited legal review, this legislation has not been determined to have a high probability of being held unconstitutional.

Office of Legislative Research and General Counsel

Fiscal Note
Bill Number SB0075

Public Safety Database Amendments

03-Feb-05

10:57 AM

State Impact

No fiscal impact.

Individual and Business Impact

As allowed under the provisions of this bill, any fiscal impact, including financial benefit, will be dependant on the actions taken by the Department of Public Safety.

Office of the Legislative Fiscal Analyst