



UTAH STATE SENATE

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January 30, 2007

Mr. President:

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **S.B. 181**, FEES TO COVER COST OF ELECTRONIC PAYMENTS, by Senator W. Niederhauser, with the following amendments:

1. *Page 1, Line 13:*

13 This bill:

► provides definitions;

2. *Page 1, Line 22:*

22 • shall be used as nonlapsing dedicated credits **to cover the costs of electronic payments** ;

3. *Page 2, Lines 43 through 44:*

43 41-1a-1221. Fees to cover the cost of electronic payments.

44 (1) **As used in this section:**

(a) "Electronic payment" means use of any form of payment processed through electronic means, including credit cards, debit cards, and automatic clearinghouse transactions.

(b) "Electronic payment fee" means the fee assessed to defray:

(i) the charge, discount fee, or processing fee charged by credit card companies

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or processing agents to process an electronic payment; or
(ii) costs associated with the purchase of equipment necessary for processing electronic
payments.

(2) (a) [~~In accordance with Section 63-38a-105, the Division of Motor Vehicles,~~ The

4. Page 2, Line 47:

47 (b) The fee described in Subsection ~~{(1)}~~ (2) (a):

5. Page 2, Line 52:

52 ~~{(2)}~~ (3) The division shall establish the fee according to the procedures
and requirements of

6. Page 2, Lines 54 through 55:

54 ~~{(3)}~~ (4) A fee imposed under this section:
55 (a) shall be used by the division as a dedicated credit to cover the costs of
electronic payments ;

7. Page 3, Lines 64 through 65:

64 41-3-604. Fee to cover the cost of electronic payments.
65 (1) As used in this section:
(a) "Electronic payment" has the same meaning as defined in Section 41-1a-
1221.
(b) "Electronic payment fee" has the same meaning as defined in Section 41-1a-
1221.
(2) (a) [~~In accordance with Section 63-38a-105, the~~ The division may collect a fee
to

8. Page 3, Line 75:

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75 (b) The fee described in Subsection ~~{(1)}~~ (2) (a):

9. Page 3, Lines 78 through 80:

78 (ii) need not be separately identified from the fees and penalty described in
Subsections

79 ~~{(1)}~~ (2) (a)(i) through (vii).

80 ~~{(2)}~~ (3) The division shall establish the fee under Subsection
~~{(1)}~~ (2) (a) according to the

10. Page 3, Lines 82 through 83:

82 ~~{(3)}~~ (4) A fee imposed under this section:

83 (a) shall be used by the division as a dedicated credit to cover the costs of
electronic payments ;

11. Page 3, Lines 87 through 88:

87 41-22-36. Fees to cover the costs of electronic payments.

88 (1) As used in this section:

(a) "Electronic payment" has the same meaning as defined in Section 41-1a-
1221.

(b) "Electronic payment fee" has the same meaning as defined in Section 41-1a-
1221.

(2) (a) [In accordance with Section 63-38a-105, the Division of Motor Vehicles]
The

12. Page 4, Line 91:

91 (b) The fee described in Subsection ~~{(1)}~~ (2) (a) shall be imposed regardless
of the method of

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13. Page 4, Line 93:

93 ~~{(2)}~~ (3) The division shall establish the fee according to the procedures
 and requirements of

14. Page 4, Lines 95 through 96:

95 ~~{(3)}~~ (4) A fee imposed under this section:
96 (a) shall be used by the Motor Vehicle Division as a dedicated credit to cover the
costs of electronic payments .

15. Page 4, Lines 102 through 103:

102 59-1-305. Convenience fee to cover the costs of electronic payments.
103 (1) As used in this section:
(a) "Electronic payment" has the same meaning as defined in Section 41-1a-
1221.
(b) "Electronic payment fee" has the same meaning as defined in Section 41-1a-
1221.
(2) The commission may collect a convenience electronic payment fee
established in accordance with the

16. Page 4, Lines 106 through 107:

106 ~~{(2)}~~ (3) Notwithstanding any other provisions of this title, the commission
 shall use a fee
107 imposed under this section as a dedicated credit to cover the costs of electronic
payments .

17. Page 4, Lines 109 through 110:

109 73-18-25. Fees to cover the costs of electronic payments.
110 (1) As used in this section:
(a) "Electronic payment" has the same meaning as defined in Section 41-1a-

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1221.

(b) "Electronic payment fee" has the same meaning as defined in Section 41-1a-

1221.

(2) (a) [~~In accordance with Section 63-38a-105, the Division of Motor Vehicles]~~

The

18. Page 4, Line 113:

113 (b) The fee described under Subsection ~~{(1)}~~ (2) (a) shall be imposed
regardless of the

19. Page 4, Line 115:

115 ~~{(2)}~~ (3) The ~~[division]~~ Motor Vehicle Division shall establish the fee
according to the

20. Page 4, Lines 117 through 118:

117 ~~{(3)}~~ (4) A fee imposed under this section:
118 (a) shall be used by the Motor Vehicle Division as a dedicated credit to cover the
costs of electronic payments ;

Respectfully,

Carlene M. Walker
Committee Chair

Voting: 5-0-1

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