

H.B. 15

DRIVER LICENSE PRIVILEGE SUSPENSION FOR FAILURE TO PAY CHILD SUPPORT

SENATE FLOOR AMENDMENTS

AMENDMENT 2

FEBRUARY 14, 2007 1:54 PM

Senator **Gregory S. Bell** proposes the following amendments:

1. *Page 2, Line 51:*

51 This bill takes effect on ~~{January}~~ July 1, 2008.

2. *Page 19, Lines 572 through 575:*

572 (b) Subsection (9)(a) does not apply if the person described in Subsection (9)(a) is
573 otherwise in arrears on a child support obligation.

(10) (a) A person whose driver license is ordered suspended pursuant to this section may file a request with the office, on a form provided by the office, to have the office rescind the order of suspension if:

(i) the person claims that, since the time of the suspension, circumstances have changed such that the person is entitled to have the order of suspension rescinded under Subsection (7); and

(ii) the office has not rescinded the order of suspension.

(b) The office shall respond, in writing, to a person described in Subsection (10), within 10 days after the day on which the request is filed with the office, stating whether the person is entitled to have the order of suspension rescinded.

(c) If the office determines, under Subsection (10)(b), that an order to suspend a person's license should be rescinded, the office shall immediately rescind the order.

(d) If the office determines, under Subsection (10)(b), that an order to suspend a person's license should not be rescinded:

(i) the office shall, as part of the response described in Subsection (10)(b), notify the person, in writing, of the reasons for that determination; and

(ii) the person described in this Subsection (10)(d) may, within 15 days after the day on which the office sends the response described in Subsection (10)(b), appeal the determination of the office to district court.

(e) The office may not require that a person file the request described in Subsection (10)(a) before the office orders that an order of suspension is rescinded, if the office has already determined that the order of suspension should be rescinded under Subsection (7). =

574 ~~{(10)-}~~ (11) The office may make rules, in accordance with Title 63, Chapter 46a, Utah
575 Administrative Rulemaking Act, to:

3. Page 20, Line 592:

592 This bill takes effect on ~~{January}~~ July 1, 2008.