

**AMENDMENTS TO VEHICLE REGISTRATION
REQUIREMENTS**

2009 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Francis D. Gibson

Senate Sponsor: David P. Hinkins

LONG TITLE

Committee Note:

The Revenue and Taxation Interim Committee recommended this bill.

General Description:

This bill amends the Registration part relating to requirements prior to registration of a vehicle.

Highlighted Provisions:

This bill:

- requires an owner to pay applicable state and local sales and use taxes prior to registration of a vehicle; and
- makes technical changes.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

41-1a-203, as last amended by Laws of Utah 2005, Chapter 2

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



28 Section 1. Section **41-1a-203** is amended to read:

29 **41-1a-203. Prerequisites for registration, transfer of ownership, or registration**
30 **renewal.**

31 (1) Except as otherwise provided, prior to registration of a vehicle [~~must have~~], an
32 owner shall:

33 (a) obtain an identification number inspection under Section 41-1a-204;

34 (b) [~~passed the~~] obtain a safety inspection certificate, if required in the current year, as
35 provided under Sections 41-1a-205 and 53-8-205;

36 (c) [~~passed the~~] obtain a certificate of emissions inspection, if required in the current
37 year, as provided under Section 41-6a-1642;

38 (d) [~~paid~~] pay property taxes, the in lieu fee, or [~~received~~] receive a property tax
39 clearance under Section 41-1a-206 or 41-1a-207;

40 (e) [~~paid~~] pay the automobile driver education tax required by Section 41-1a-208;

41 (f) [~~paid~~] pay the applicable registration fee under Part 12, Fee and Tax Requirements;

42 (g) [~~paid~~] pay the uninsured motorist identification fee under Section 41-1a-1218, if
43 applicable; [~~and~~]

44 (h) [~~paid~~] pay the motor carrier fee under Section 41-1a-1219, if applicable[-]; and

45 (i) pay the taxes applicable under Title 59, Chapter 12, Sales and Use Tax Act.

46 (2) In addition to the requirements in Subsection (1), an owner whose vehicle has not
47 been previously registered or that is currently registered under a previous owner's name [~~must~~]
48 shall also apply for a valid certificate of title in the owner's name prior to registration.

49 (3) A new registration, transfer of ownership, or registration renewal under Section
50 73-18-7 may not be issued for a vessel or outboard motor that is subject to the title provisions
51 of this chapter unless a certificate of title has been or is in the process of being issued in the
52 same owner's name.

53 (4) A new registration, transfer of ownership, or registration renewal under Section
54 41-22-3 may not be issued for an off-highway vehicle that is subject to the titling provisions of
55 this chapter unless a certificate of title has been or is in the process of being issued in the same
56 owner's name.

Legislative Review Note
as of 11-25-08 3:53 PM

Office of Legislative Research and General Counsel

H.B. 54 - Amendments to Vehicle Registration Requirements

Fiscal Note

2009 General Session

State of Utah

State Impact

Enactment of this bill will neither increase nor decrease revenue associated with vehicle registration. The bill codifies current practice. In calendar year 2008, there were 2,300 of these types of transactions and \$147,000 in sales tax collected.

Individual, Business and/or Local Impact

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for local governments. Individuals and businesses will continue to be subject to sales tax requirements when registering or transferring ownership of a vehicle.
