

SPECIAL GROUP LICENSE PLATE REVISIONS

2013 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Peter C. Knudson

House Sponsor: Stewart Barlow

LONG TITLE

General Description:

This bill modifies the Motor Vehicle Code by amending provisions relating to special group license plates.

Highlighted Provisions:

This bill:

- ▶ repeals the provision that prohibits the Motor Vehicle Division from issuing a type of support special group license plate to a new applicant beginning on January 1 after a three consecutive year period for which that type of support special group license plate had fewer than 500 license plates issued each year, if the support special group license plate type:

- was issued prior to January 1, 2012; and
- had fewer than 500 license plates issued each year for a three consecutive year time period that begins on July 1; and

- ▶ make technical corrections.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:



28 **41-1a-418**, as last amended by Laws of Utah 2012, Chapter 332



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

31 Section 1. Section **41-1a-418** is amended to read:

32 **41-1a-418. Authorized special group license plates.**

33 (1) The division shall only issue special group license plates in accordance with this
34 section through Section 41-1a-422 to a person who is specified under this section within the
35 categories listed as follows:

36 (a) disability special group license plates issued in accordance with Section 41-1a-420;

37 (b) honor special group license plates, as in a war hero, which plates are issued for a:

38 (i) survivor of the Japanese attack on Pearl Harbor;

39 (ii) former prisoner of war;

40 (iii) recipient of a Purple Heart;

41 (iv) disabled veteran; or

42 (v) recipient of a gold star award issued by the United States Secretary of Defense;

43 (c) unique vehicle type special group license plates, as for historical, collectors value,

44 or other unique vehicle type, which plates are issued for:

45 (i) a special interest vehicle;

46 (ii) a vintage vehicle;

47 (iii) a farm truck; or

48 (iv) (A) until Subsection (1)(c)(iv)(B) or [~~5~~] (4) applies, a vehicle powered by clean
49 fuel as defined in Section 59-13-102; or

50 (B) beginning on the effective date of rules made by the Department of Transportation
51 authorized under Subsection 41-6a-702(5)(b) and until Subsection [~~5~~] (4) applies, a vehicle
52 powered by clean fuel that meets the standards established by the Department of Transportation
53 in rules authorized under Subsection 41-6a-702(5)(b);

54 (d) recognition special group license plates, as in a public official or an emergency
55 service giver, which plates are issued for a:

56 (i) current member of the Legislature;

57 (ii) current member of the United States Congress;

58 (iii) current member of the National Guard;

- 59 (iv) licensed amateur radio operator;
- 60 (v) currently employed, volunteer, or retired firefighter until June 30, 2009;
- 61 (vi) emergency medical technician;
- 62 (vii) current member of a search and rescue team; or
- 63 (viii) current honorary consulate designated by the United States Department of State;

64 and

65 (e) support special group license plates, as for a contributor to an institution or cause,
66 which plates are issued for a contributor to:

- 67 (i) an institution's scholastic scholarship fund;
- 68 (ii) the Division of Wildlife Resources;
- 69 (iii) the Department of Veterans' Affairs;
- 70 (iv) the Division of Parks and Recreation;
- 71 (v) the Department of Agriculture and Food;
- 72 (vi) the Guardian Ad Litem Services Account and the Children's Museum of Utah;
- 73 (vii) the Boy Scouts of America;
- 74 (viii) spay and neuter programs through No More Homeless Pets in Utah;
- 75 (ix) the Boys and Girls Clubs of America;
- 76 (x) Utah public education;
- 77 (xi) programs that provide support to organizations that create affordable housing for
78 those in severe need through the Division of Real Estate;
- 79 (xii) the Department of Public Safety;
- 80 (xiii) programs that support Zion National Park;
- 81 (xiv) beginning on July 1, 2009, programs that provide support to firefighter
82 organizations;
- 83 (xv) programs that promote bicycle operation and safety awareness;
- 84 (xvi) programs that conduct or support cancer research;
- 85 (xvii) programs that create or support autism awareness;
- 86 (xviii) programs that create or support humanitarian service and educational and
87 cultural exchanges;
- 88 (xix) programs that conduct or support prostate cancer awareness, screening, detection,
89 or prevention;

90 (xx) programs that support and promote adoptions; or

91 (xxi) programs that create or support civil rights education and awareness.

92 (2) (a) The division may not issue a new type of special group license plate unless the
93 division receives:

94 (i) (A) a start-up fee established under Section 63J-1-504 for production and
95 administrative costs for providing the new special group license plates; or

96 (B) a legislative appropriation for the start-up fee provided under Subsection
97 (2)(a)(i)(A); and

98 (ii) beginning on January 1, 2012, and for the issuance of a support special group
99 license plate authorized in Section 41-1a-422, at least 500 completed applications for the new
100 type of support special group license plate to be issued with all fees required under this part for
101 the support special group license plate issuance paid by each applicant.

102 (b) (i) Beginning on January 1, 2012, each participating organization shall collect and
103 hold applications for support special group license plates authorized in Section 41-1a-422 on or
104 after January 1, 2012, until it has received at least 500 applications.

105 (ii) Once a participating organization has received at least 500 applications, it shall
106 submit the applications, along with the necessary fees, to the division for the division to begin
107 working on the design and issuance of the new type of support special group license plate to be
108 issued.

109 (iii) Beginning on January 1, 2012, the division may not work on the issuance or design
110 of a new support special group license plate authorized in Section 41-1a-422 until the
111 applications and fees required under this Subsection (2) have been received by the division.

112 (iv) The division shall begin issuance of a new support special group license plate
113 authorized in Section 41-1a-422 on or after January 1, 2012, no later than six months after
114 receiving the applications and fees required under this Subsection (2).

115 (c) (i) Beginning on July 1, 2009, the division may not renew a motor vehicle
116 registration of a motor vehicle that has been issued a firefighter recognition special group
117 license plate unless the applicant is a contributor as defined in Subsection
118 41-1a-422(1)(a)(ii)(D) to the Firefighter Support Restricted Account.

119 (ii) A registered owner of a vehicle that has been issued a firefighter recognition
120 special group license plate prior to July 1, 2009, upon renewal of the owner's motor vehicle

121 registration shall:

122 (A) be a contributor to the Firefighter Support Restricted Account as required under
123 Subsection (2)(c)(i); or

124 (B) replace the firefighter recognition special group license plate with a new license
125 plate.

126 [~~(3)~~(a) Beginning on July 1, 2011, if a support special group license plate type
127 authorized in Section 41-1a-422 and issued prior to January 1, 2012, has less than 500 license
128 plates issued each year for a three consecutive year time period that begins on July 1, the
129 division may not issue that type of support special group license plate to a new applicant
130 beginning on January 1 of the following calendar year after the three consecutive year period
131 for which that type of support special group license plate has less than 500 license plates issued
132 each year.]

133 [~~(b)~~ If the division is required to stop the issuance of a type of support special group
134 license plate authorized in Section 41-1a-422 under this Subsection (3), the division shall
135 report to the Transportation Interim Committee that the division will stop the issuance on or
136 before the November interim meeting of the year in which the commission determines to stop
137 the issuance of that type of support special group license plate.]

138 [~~(4)~~] (3) (a) Beginning on July 1, 2011, if a support special group license plate type
139 authorized in Section 41-1a-422 and issued on or after January 1, 2012, has [~~less~~] fewer than
140 500 license plates issued each year for a three consecutive year time period that begins on July
141 1, the division may not issue that type of support special group license plate to a new applicant
142 beginning on January 1 of the following calendar year after the three consecutive year time
143 period for which that type of support special group license plate has [~~less~~] fewer than 500
144 license plates issued each year.

145 (b) If the division is required to stop the issuance of a type of support special group
146 license plate authorized in Section 41-1a-422 under this Subsection [~~(4)~~] (3), the division shall
147 report to the Transportation Interim Committee that the division will stop the issuance on or
148 before the November interim meeting of the year in which the commission determines to stop
149 the issuance of that type of support special group license plate.

150 [~~(5)~~] (4) Beginning on July 1, 2011, the division may not issue to an applicant a unique
151 vehicle type license plate for a vehicle powered by clean fuel under Subsection (1)(c)(iv)[~~to an~~

152 applicant].

Legislative Review Note
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Office of Legislative Research and General Counsel