

1 **AVIATION AMENDMENTS**

2 2016 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Wayne A. Harper**

5 House Sponsor: _____

7 **LONG TITLE**

8 **General Description:**

9 This bill modifies the Aeronautics Act by amending provisions relating to aircraft
10 registration.

11 **Highlighted Provisions:**

12 This bill:

13 ▶ requires the Operations Division of the Department of Transportation to conduct
14 compliance audits and inspections as needed to enforce state laws relating to the
15 registration of aircraft;

16 ▶ requires the Operations Division to coordinate with airport operators to determine
17 and verify accurate reporting of aircraft that are based within the state for the
18 purpose of administering and enforcing state aircraft registration laws;

19 ▶ specifies additional penalties for operating an aircraft that is not registered;

20 ▶ grants the Operations Division rulemaking authority to establish procedures for the
21 administration and enforcement of state aircraft registration laws; and

22 ▶ makes technical changes.

23 **Money Appropriated in this Bill:**

24 None

25 **Other Special Clauses:**

26 None

27 **Utah Code Sections Affected:**



28 AMENDS:

29 **72-10-112**, as renumbered and amended by Laws of Utah 1998, Chapter 270

30

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

32 Section 1. Section **72-10-112** is amended to read:

33 **72-10-112. Failure to register -- Penalty -- Compliance audits and inspections --**
34 **Rulemaking.**

35 (1) Failure to register any aircraft required to be registered with the state in the county
36 in which the aircraft is located subjects the owners of the aircraft to the same penalties
37 provided for motor vehicles under Sections 41-1a-1101, 41-1a-1301, and 41-1a-1307.

38 (2) (a) The division shall conduct compliance audits and inspections as needed to
39 enforce state laws related to the registration of aircraft.

40 (b) The division shall coordinate with airport operators to determine and verify
41 accurate reporting of aircraft that are based within the state for the purpose of administering
42 and enforcing state aircraft registration laws.

43 (3) (a) In addition to the penalties described in Subsection (1), the division may impose
44 a fine of \$25 for the first month and \$5 for each subsequent month an aircraft is operated in
45 violation of Section 72-10-109.

46 (b) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
47 division shall makes rules establishing procedures for the enforcement of state aircraft
48 registration laws and the administration of penalties described in this section.

49 (c) The division shall comply with the procedures and requirements of Title 63G,
50 Chapter 4, Administrative Procedures Act, in all adjudicative proceedings conducted for the
51 enforcement of penalties under this section.

Legislative Review Note
Office of Legislative Research and General Counsel