

**Senator Curtis S. Bramble** proposes the following substitute bill:

**SPINAL CORD AND BRAIN INJURY REHABILITATION**

**FUND AMENDMENTS**

2017 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Eric K. Hutchings**

Senate Sponsor: Curtis S. Bramble

**LONG TITLE**

**General Description:**

This bill amends the Utah Health Code related to the Spinal Cord and Brain Injury Rehabilitation Fund.

**Highlighted Provisions:**

This bill:

▶ changes the name of the Traumatic Spinal Cord and Brain Injury Rehabilitation Fund to the Spinal Cord and Brain Injury Rehabilitation Fund;

▶ directs the Motor Vehicle Division to collect an additional fee to register an off-highway vehicle and to deposit the collected fees into the Spinal Cord and Brain Injury Rehabilitation Fund;

▶ directs the Motor Vehicle Division to collect an additional fee to register a motorcycle and to deposit the collected fees into the Spinal Cord and Brain Injury Rehabilitation Fund;

▶ adds additional members to the Spinal Cord and Brain Injury Rehabilitation Fund Advisory Committee; and

▶ makes technical changes.

**Money Appropriated in this Bill:**



26 None

27 **Other Special Clauses:**

28 This bill provides a special effective date.

29 This bill provides a coordination clause.

30 **Utah Code Sections Affected:**

31 AMENDS:

32 **26-54-101**, as enacted by Laws of Utah 2012, Chapter 226

33 **26-54-102**, as last amended by Laws of Utah 2013, Chapter 400

34 **26-54-103**, as last amended by Laws of Utah 2014, Chapter 387

35 **41-1a-1201**, as last amended by Laws of Utah 2012, Chapters 207, 356, 397 and last  
36 amended by Coordination Clause, Laws of Utah 2012, Chapter 397

37 **41-1a-1206**, as last amended by Laws of Utah 2016, Chapter 303

38 **41-6a-1406**, as last amended by Laws of Utah 2016, Chapters 100 and 148

39 **41-22-8**, as last amended by Laws of Utah 2012, Chapter 71

40 **Utah Code Sections Affected by Coordination Clause:**

41 **41-1a-1206**, as last amended by Laws of Utah 2016, Chapter 303



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

44 Section 1. Section **26-54-101** is amended to read:

45 **CHAPTER 54. SPINAL CORD AND BRAIN INJURY REHABILITATION FUND**

46 **26-54-101. Title.**

47 This chapter is known as the "[~~Traumatic~~] Spinal Cord and Brain Injury Rehabilitation  
48 Fund."

49 Section 2. Section **26-54-102** is amended to read:

50 **26-54-102. Creation -- Spinal Cord and Brain Injury Rehabilitation Fund.**

51 [~~(1) Because the state finds that persons with traumatic spinal cord and brain injuries  
52 require intensive, focused, and specific rehabilitation there]~~

53 (1) There is created an expendable special revenue fund [~~entitled the Traumatic~~]  
54 known as the Spinal Cord and Brain Injury Rehabilitation Fund.

55 (2) The fund shall consist of:

56 (a) gifts, grants, donations, or any other conveyance of money that may be made to the

57 fund from private sources;

58 (b) a portion of the impound fee as designated in Section 41-6a-1406; ~~[and]~~

59 (c) the fees collected by the Motor Vehicle Division under Subsection 41-22-8(3) and  
60 Subsection 41-1a-1201(8); and

61 ~~[(e)]~~ (d) amounts as appropriated by the Legislature.

62 (3) The fund shall be administered by the executive director of the Department of  
63 Health in consultation with the advisory committee created in Section 26-54-103.

64 (4) A "qualified IRC 501(c)(3) charitable clinic" means a professional medical clinic  
65 that:

66 (a) provides ~~[services for people in this state with]~~ rehabilitation services to individuals  
67 in the state:

68 (i) who have a traumatic spinal cord ~~[and]~~ or brain ~~[injuries who require]~~ injury that  
69 tends to be nonprogressive or nondeteriorating; and

70 (ii) who require post-acute care;

71 (b) employs licensed therapy clinicians; and

72 (c) has no less than five years experience operating a post-acute-care rehabilitation  
73 clinic in the state.

74 (5) Fund money shall be used to assist one or more qualified IRC 501(c)(3) charitable  
75 clinics to provide rehabilitation services to individuals who have a traumatic spinal cord or  
76 brain injury that tends to be nonprogressive or nondeteriorating, including:

77 (a) physical, occupational, and speech therapy; and

78 (b) equipment necessary for daily living ~~[activities for people with spinal cord and~~  
79 ~~brain injuries]~~.

80 (6) All actual and necessary operating expenses for the advisory committee and staff  
81 shall be paid by the fund.

82 Section 3. Section **26-54-103** is amended to read:

83 **26-54-103. Spinal Cord and Brain Injury Rehabilitation Fund Advisory**  
84 **Committee -- Creation -- Membership -- Terms -- Duties.**

85 (1) There is created a ~~[Traumatic]~~ Spinal Cord and Brain Injury Rehabilitation Fund  
86 Advisory Committee.

87 (2) The advisory committee shall be composed of ~~[five]~~ eight members as follows:

- 88 (a) the executive director of the [Utah] Department of Health, or the executive  
89 director's designee;
- 90 (b) ~~[a survivor, or a family member]~~ two survivors, or family members of a survivor of  
91 a traumatic brain injury, appointed by the governor;
- 92 (c) ~~[a survivor, or a family member]~~ two survivors, or family members of a survivor of  
93 a traumatic spinal cord injury, appointed by the governor;
- 94 (d) one traumatic brain injury or spinal cord injury professional appointed by the  
95 governor who, at the time of appointment and throughout the professional's term on the  
96 committee, does not receive a financial benefit from the fund;
- 97 ~~[(d)]~~ (e) a member of the House of Representatives appointed by the speaker of the  
98 House of Representatives; and
- 99 ~~[(e)]~~ (f) a member of the Senate appointed by the president of the Senate.
- 100 (3) (a) The term of advisory committee members shall be four years. If a vacancy  
101 occurs in the committee membership for any reason, a replacement shall be appointed for the  
102 unexpired term in the same manner as the original appointment.
- 103 (b) The committee shall elect a chairperson from the membership.
- 104 (c) A majority of the committee constitutes a quorum at any meeting, and, if a quorum  
105 is present at an open meeting, the action of the majority of members shall be the action of the  
106 advisory committee.
- 107 (d) The terms of the advisory committee shall be staggered so that members appointed  
108 under Subsections (2)(b) and (d) shall serve an initial two-year term and members appointed  
109 under Subsections (2)(c) and (e) shall serve four-year terms. Thereafter, members appointed to  
110 the advisory committee shall serve four-year terms.
- 111 (4) The advisory committee shall comply with the procedures and requirements of:
- 112 (a) Title 52, Chapter 4, Open and Public Meetings Act;
- 113 (b) Title 63G, Chapter 2, Government Records Access and Management Act; and
- 114 (c) Title 63G, Chapter 3, Utah Administrative Rulemaking Act.
- 115 (5) (a) A member who is not a legislator may not receive compensation or benefits for  
116 the member's service, but, at the executive director's discretion, may receive per diem and  
117 travel expenses as allowed in:
- 118 (i) Section [63A-3-106](#);

- 119 (ii) Section 63A-3-107; and  
120 (iii) rules adopted by the Division of Finance according to Sections 63A-3-106 and  
121 63A-3-107.
- 122 (b) Compensation and expenses of a member who is a legislator are governed by  
123 Section 36-2-2 and Legislative Joint Rules, Title 5, Legislative Compensation and Expenses.
- 124 (6) The advisory committee shall:
- 125 (a) adopt rules and procedures in accordance with Title 63G, Chapter 3, Utah  
126 Administrative Rulemaking Act, that establish priorities and criteria for the advisory committee  
127 to follow in recommending distribution of money from the fund to assist qualified IRC  
128 501(c)(3) charitable clinics;
- 129 (b) identify, evaluate, and review the quality of care available to people with  
130 [traumatic] spinal cord and brain injuries through qualified IRC 501(c)(3) charitable clinics;
- 131 (c) explore, evaluate, and review other possible funding sources and make a  
132 recommendation to the Legislature regarding sources that would provide adequate funding for  
133 the advisory committee to accomplish its responsibilities under this section; and
- 134 (d) submit an annual report, not later than November 30 of each year, summarizing the  
135 activities of the advisory committee and making recommendations regarding the ongoing needs  
136 of people with spinal cord or brain injuries to:
- 137 (i) the governor;  
138 (ii) the Health and Human Services Interim Committee; and  
139 (iii) the Health and Human Services Appropriations Subcommittee.
- 140 Section 4. Section 41-1a-1201 is amended to read:
- 141 **41-1a-1201. Disposition of fees.**
- 142 (1) All fees received and collected under this part shall be transmitted daily to the state  
143 treasurer.
- 144 (2) Except as provided in Subsections (3), (6), ~~(7)~~, and ~~[(7)]~~ (8) and Sections  
145 41-1a-422, 41-1a-1220, 41-1a-1221, and 41-1a-1223 all fees collected under this part shall be  
146 deposited in the Transportation Fund.
- 147 (3) Funds generated under Subsections 41-1a-1211(1)(b)(ii), (6)(b)(ii), and (7) and  
148 Section 41-1a-1212 may be used by the commission to cover the costs incurred in issuing  
149 license plates under Part 4, License Plates and Registration Indicia.

150 (4) In accordance with Section 63J-1-602.2, all funds available to the commission for  
151 the purchase and distribution of license plates and decals are nonlapsing.

152 (5) (a) Except as provided in Subsections (3) and (5)(b) and Section 41-1a-1205, the  
153 expenses of the commission in enforcing and administering this part shall be provided for by  
154 legislative appropriation from the revenues of the Transportation Fund.

155 (b) Three dollars of the registration fees imposed under Subsections 41-1a-1206(2)(a)  
156 and (b) for each vehicle registered for a six-month registration period under Section  
157 41-1a-215.5 may be used by the commission to cover the costs incurred in enforcing and  
158 administering this part.

159 (6) (a) The following portions of the registration fees imposed under Section  
160 41-1a-1206 for each vehicle shall be deposited in the Transportation Investment Fund of 2005  
161 created under Section 72-2-124:

162 (i) \$30 of the registration fees imposed under Subsections 41-1a-1206(1)(a), (1)(b),  
163 (1)(f), (3), and (6);

164 (ii) \$21 of the registration fees imposed under Subsections 41-1a-1206(1)(c)(i) and  
165 (1)(c)(ii);

166 (iii) \$2.50 of the registration fee imposed under Subsection 41-1a-1206(1)(e)(ii);

167 (iv) \$23 of the registration fee imposed under Subsection 41-1a-1206(1)(d)(i);

168 (v) \$24.50 of the registration fee imposed under Subsection 41-1a-1206(1)(e)(i); and

169 (vi) \$1 of the registration fee imposed under Subsection 41-1a-1206(1)(d)(ii).

170 (b) The following portions of the registration fees collected for each vehicle registered  
171 for a six-month registration period under Section 41-1a-215.5 shall be deposited in the  
172 Transportation Investment Fund of 2005 created by Section 72-2-124:

173 (i) \$23.25 of each registration fee collected under Subsection 41-1a-1206(2)(a); and

174 (ii) \$23 of each registration fee collected under Subsection 41-1a-1206(2)(b).

175 (7) (a) Ninety-four cents of each registration fee imposed under Subsections  
176 41-1a-1206(1)(a) and (b) for each vehicle shall be deposited in the Public Safety Restricted  
177 Account created in Section 53-3-106.

178 (b) Seventy-one cents of each registration fee imposed under Subsections  
179 41-1a-1206(2)(a) and (b) for each vehicle registered for a six-month registration period under  
180 Section 41-1a-215.5 shall be deposited in the Public Safety Restricted Account created in

181 Section [53-3-106](#).

182 (8) Fifty cents of each registration fee imposed under Subsection [41-1a-1206\(1\)\(a\)](#) for  
183 each motorcycle shall be deposited in the Spinal Cord and Brain Injury Rehabilitation Fund  
184 created in Section [26-54-102](#).

185 Section 5. Section **41-1a-1206** is amended to read:

186 **41-1a-1206. Registration fees -- Fees by gross laden weight.**

187 (1) Except as provided in Subsections (2) and (3), at the time application is made for  
188 registration or renewal of registration of a vehicle or combination of vehicles under this  
189 chapter, a registration fee shall be paid to the division as follows:

190 (a) [~~\$44.50~~] \$45.00 for each motorcycle;

191 (b) \$43 for each motor vehicle of 12,000 pounds or less gross laden weight, excluding  
192 motorcycles;

193 (c) unless the semitrailer or trailer is exempt from registration under Section [41-1a-202](#)  
194 or is registered under Section [41-1a-301](#):

195 (i) \$31 for each trailer or semitrailer over 750 pounds gross unladen weight; or

196 (ii) \$28.50 for each commercial trailer or commercial semitrailer of 750 pounds or less  
197 gross unladen weight;

198 (d) (i) \$53 for each farm truck over 12,000 pounds, but not exceeding 14,000 pounds  
199 gross laden weight; plus

200 (ii) \$9 for each 2,000 pounds over 14,000 pounds gross laden weight;

201 (e) (i) \$69.50 for each motor vehicle or combination of motor vehicles, excluding farm  
202 trucks, over 12,000 pounds, but not exceeding 14,000 pounds gross laden weight; plus

203 (ii) \$19 for each 2,000 pounds over 14,000 pounds gross laden weight;

204 (f) (i) \$69.50 for each park model recreational vehicle over 12,000 pounds, but not  
205 exceeding 14,000 pounds gross laden weight; plus

206 (ii) \$19 for each 2,000 pounds over 14,000 pounds gross laden weight; and

207 (g) \$45 for each vintage vehicle that is less than 40 years old.

208 (2) At the time application is made for registration or renewal of registration of a  
209 vehicle under this chapter for a six-month registration period under Section [41-1a-215.5](#), a  
210 registration fee shall be paid to the division as follows:

211 (a) \$33.50 for each motorcycle; and

212 (b) \$32.50 for each motor vehicle of 12,000 pounds or less gross laden weight,  
213 excluding motorcycles.

214 (3) (a) The initial registration fee for a vintage vehicle that is 40 years old or older is  
215 \$40.

216 (b) A vintage vehicle that is 40 years old or older is exempt from the renewal of  
217 registration fees under Subsection (1).

218 (c) A vehicle with a Purple Heart special group license plate issued in accordance with  
219 Section 41-1a-421 is exempt from the registration fees under Subsection (1).

220 (d) A camper is exempt from the registration fees under Subsection (1).

221 (4) If a motor vehicle is operated in combination with a semitrailer or trailer, each  
222 motor vehicle shall register for the total gross laden weight of all units of the combination if the  
223 total gross laden weight of the combination exceeds 12,000 pounds.

224 (5) (a) Registration fee categories under this section are based on the gross laden  
225 weight declared in the licensee's application for registration.

226 (b) Gross laden weight shall be computed in units of 2,000 pounds. A fractional part  
227 of 2,000 pounds is a full unit.

228 (6) The owner of a commercial trailer or commercial semitrailer may, as an alternative  
229 to registering under Subsection (1)(c), apply for and obtain a special registration and license  
230 plate for a fee of \$130.

231 (7) Except as provided in Section 41-6a-1642, a truck may not be registered as a farm  
232 truck unless:

233 (a) the truck meets the definition of a farm truck under Section 41-1a-102; and

234 (b) (i) the truck has a gross vehicle weight rating of more than 12,000 pounds; or

235 (ii) the truck has a gross vehicle weight rating of 12,000 pounds or less and the owner  
236 submits to the division a certificate of emissions inspection or a waiver in compliance with  
237 Section 41-6a-1642.

238 (8) A violation of Subsection (7) is an infraction that shall be punished by a fine of not  
239 less than \$200.

240 (9) Trucks used exclusively to pump cement, bore wells, or perform crane services  
241 with a crane lift capacity of five or more tons, are exempt from 50% of the amount of the fees  
242 required for those vehicles under this section.



243 Section 6. Section **41-6a-1406** is amended to read:

244 **41-6a-1406. Removal and impoundment of vehicles -- Reporting and notification**  
245 **requirements -- Administrative impound fee -- Refunds -- Possessory lien -- Rulemaking.**

246 (1) If a vehicle, vessel, or outboard motor is removed or impounded as provided under  
247 Section [41-1a-1101](#), [41-6a-527](#), [41-6a-1405](#), [41-6a-1408](#), or [73-18-20.1](#) by an order of a peace  
248 officer or by an order of a person acting on behalf of a law enforcement agency or highway  
249 authority, the removal or impoundment of the vehicle, vessel, or outboard motor shall be at the  
250 expense of the owner.

251 (2) The vehicle, vessel, or outboard motor under Subsection (1) shall be removed or  
252 impounded to:

- 253 (a) a state impound yard; or
- 254 (b) if none, a garage, docking area, or other place of safety.

255 (3) The peace officer may move a vehicle, vessel, or outboard motor or cause it to be  
256 removed by a tow truck motor carrier that meets standards established:

- 257 (a) under Title 72, Chapter 9, Motor Carrier Safety Act; and
- 258 (b) by the department under Subsection (10).

259 (4) (a) Immediately after the removal of the vehicle, vessel, or outboard motor, a report  
260 of the removal shall be sent to the Motor Vehicle Division by:

- 261 (i) the peace officer or agency by whom the peace officer is employed; and
- 262 (ii) the tow truck operator or the tow truck motor carrier by whom the tow truck  
263 operator is employed.

264 (b) The report shall be in a form specified by the Motor Vehicle Division and shall  
265 include:

- 266 (i) the operator's name, if known;
- 267 (ii) a description of the vehicle, vessel, or outboard motor;
- 268 (iii) the vehicle identification number or vessel or outboard motor identification  
269 number;
- 270 (iv) the license number, temporary permit number, or other identification number  
271 issued by a state agency;
- 272 (v) the date, time, and place of impoundment;
- 273 (vi) the reason for removal or impoundment;

274 (vii) the name of the tow truck motor carrier who removed the vehicle, vessel, or  
275 outboard motor; and

276 (viii) the place where the vehicle, vessel, or outboard motor is stored.

277 (c) Until the tow truck operator or tow truck motor carrier reports the removal as  
278 required under this Subsection (4), a tow truck motor carrier or impound yard may not:

279 (i) collect any fee associated with the removal; and

280 (ii) begin charging storage fees.

281 (5) (a) Except as provided in Subsection (5)(e) and upon receipt of the report, the  
282 Motor Vehicle Division shall give notice, in the manner described in Section 41-1a-114, to the  
283 following parties with an interest in the vehicle, vessel, or outboard motor, as applicable:

284 (i) the registered owner;

285 (ii) any lien holder; or

286 (iii) a dealer, as defined in Section 41-1a-102, if the vehicle, vessel, or outboard motor  
287 is currently operating under a temporary permit issued by the dealer, as described in Section  
288 41-3-302.

289 (b) The notice shall:

290 (i) state the date, time, and place of removal, the name, if applicable, of the person  
291 operating the vehicle, vessel, or outboard motor at the time of removal, the reason for removal,  
292 and the place where the vehicle, vessel, or outboard motor is stored;

293 (ii) state that the registered owner is responsible for payment of towing, impound, and  
294 storage fees charged against the vehicle, vessel, or outboard motor;

295 (iii) state the conditions that must be satisfied before the vehicle, vessel, or outboard  
296 motor is released; and

297 (iv) inform the parties described in Subsection (5)(a) of the division's intent to sell the  
298 vehicle, vessel, or outboard motor, if, within 30 days after the day of the removal or  
299 impoundment under this section, one of the parties fails to make a claim for release of the  
300 vehicle, vessel, or outboard motor.

301 (c) Except as provided in Subsection (5)(e) and if the vehicle, vessel, or outboard  
302 motor is not registered in this state, the Motor Vehicle Division shall make a reasonable effort  
303 to notify the parties described in Subsection (5)(a) of the removal and the place where the  
304 vehicle, vessel, or outboard motor is stored.

305 (d) The Motor Vehicle Division shall forward a copy of the notice to the place where  
306 the vehicle, vessel, or outboard motor is stored.

307 (e) The Motor Vehicle Division is not required to give notice under this Subsection (5)  
308 if a report was received by a tow truck operator or tow truck motor carrier reporting a tow truck  
309 service in accordance with Subsection 72-9-603(1)(a)(i).

310 (6) (a) The vehicle, vessel, or outboard motor shall be released after a party described  
311 in Subsection (5)(a):

312 (i) makes a claim for release of the vehicle, vessel, or outboard motor at any office of  
313 the State Tax Commission;

314 (ii) presents identification sufficient to prove ownership of the impounded vehicle,  
315 vessel, or outboard motor;

316 (iii) completes the registration, if needed, and pays the appropriate fees;

317 (iv) if the impoundment was made under Section 41-6a-527, pays an administrative  
318 impound fee of \$400; and

319 (v) pays all towing and storage fees to the place where the vehicle, vessel, or outboard  
320 motor is stored.

321 (b) (i) Twenty-nine dollars of the administrative impound fee assessed under  
322 Subsection (6)(a)(iv) shall be dedicated credits to the Motor Vehicle Division;

323 (ii) \$147 of the administrative impound fee assessed under Subsection (6)(a)(iv) shall  
324 be deposited in the Department of Public Safety Restricted Account created in Section  
325 53-3-106;

326 (iii) \$20 of the administrative impound fee assessed under Subsection (6)(a)(iv) shall  
327 be deposited in the [Framatic] Spinal Cord and Brain Injury Rehabilitation Fund; and

328 (iv) the remainder of the administrative impound fee assessed under Subsection  
329 (6)(a)(iv) shall be deposited in the General Fund.

330 (c) The administrative impound fee assessed under Subsection (6)(a)(iv) shall be  
331 waived or refunded by the State Tax Commission if the registered owner, lien holder, or  
332 owner's agent presents written evidence to the State Tax Commission that:

333 (i) the Driver License Division determined that the arrested person's driver license  
334 should not be suspended or revoked under Section 53-3-223 or 41-6a-521 as shown by a letter  
335 or other report from the Driver License Division presented within 30 days of the final

336 notification from the Driver License Division; or

337 (ii) the vehicle was stolen at the time of the impoundment as shown by a copy of the  
338 stolen vehicle report presented within 30 days of the impoundment.

339 (d) A tow truck operator, a tow truck motor carrier, and an impound yard shall accept  
340 payment by cash and debit or credit card for a removal or impoundment under Subsection (1)  
341 or any service rendered, performed, or supplied in connection with a removal or impoundment  
342 under Subsection (1).

343 (e) The owner of an impounded vehicle may not be charged a fee for the storage of the  
344 impounded vehicle, vessel, or outboard motor if:

345 (i) the vehicle, vessel, or outboard motor is being held as evidence; and

346 (ii) the vehicle, vessel, or outboard motor is not being released to a party described in  
347 Subsection 5(a), even if the party satisfies the requirements to release the vehicle, vessel, or  
348 outboard motor under this Subsection (6).

349 (7) (a) An impounded vehicle, vessel, or outboard motor not claimed by a party  
350 described in Subsection (5)(a) within the time prescribed by Section 41-1a-1103 shall be sold  
351 in accordance with that section and the proceeds, if any, shall be disposed of as provided under  
352 Section 41-1a-1104.

353 (b) The date of impoundment is considered the date of seizure for computing the time  
354 period provided under Section 41-1a-1103.

355 (8) A party described in Subsection (5)(a) that pays all fees and charges incurred in the  
356 impoundment of the owner's vehicle, vessel, or outboard motor has a cause of action for all the  
357 fees and charges, together with damages, court costs, and attorney fees, against the operator of  
358 the vehicle, vessel, or outboard motor whose actions caused the removal or impoundment.

359 (9) Towing, impound fees, and storage fees are a possessory lien on the vehicle, vessel,  
360 or outboard motor.

361 (10) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,  
362 the department shall make rules setting the performance standards for towing companies to be  
363 used by the department.

364 (11) (a) The Motor Vehicle Division may specify that a report required under  
365 Subsection (4) be submitted in electronic form utilizing a database for submission, storage, and  
366 retrieval of the information.

367 (b) (i) Unless otherwise provided by statute, the Motor Vehicle Division or the  
368 administrator of the database may adopt a schedule of fees assessed for utilizing the database.

369 (ii) The fees under this Subsection (11)(b) shall:

370 (A) be reasonable and fair; and

371 (B) reflect the cost of administering the database.

372 Section 7. Section **41-22-8** is amended to read:

373 **41-22-8. Registration fees.**

374 (1) The board shall establish the fees which shall be paid in accordance with this  
375 chapter, subject to the following:

376 (a) (i) Except as provided in Subsection (1)(a)(ii), the fee for each off-highway vehicle  
377 registration may not exceed \$18.

378 (ii) The fee for each snowmobile registration may not exceed \$26.

379 (b) The fee for each duplicate registration card may not exceed \$3.

380 (c) The fee for each duplicate registration sticker may not exceed \$5.

381 (2) A fee may not be charged for an off-highway vehicle that is owned and operated by  
382 the United States Government, this state, or its political subdivisions.

383 (3) (a) In addition to the fees under this section, Section 41-22-33, and Section  
384 41-22-34, the Motor Vehicle Division shall require a person to pay 50 cents to register an  
385 off-highway vehicle under Section 41-22-3.

386 (b) The Motor Vehicle Division shall deposit the fees the Motor Vehicle Division  
387 collects under Subsection (3)(a) into the Spinal Cord and Brain Injury Rehabilitation Fund  
388 described in Section 26-54-102.

389 Section 8. **Effective date.**

390 This bill takes effect on January 1, 2018.

391 Section 9. **Coordinating H.B. 359 with H.B. 265 -- Substantive amendment.**

392 If this H.B. 359 and H.B. 265, Safety Inspection Amendments, both pass and become  
393 law, it is the intent of the Legislature that the Office of Legislative Research and General

394 Counsel, in preparing the Utah Code database for publication, modify Subsection

395 41-1a-1206(1)(a) to read:

396 "(a) [~~\$44.50~~] \$46.00 for each motorcycle;"