

1                   **SECOND AMENDMENT SPECIAL LICENSE PLATES**

2                                   2017 GENERAL SESSION

3                                   STATE OF UTAH

4                           **Chief Sponsor: Howard A. Stephenson**

5                                   House Sponsor: A. Cory Maloy

---

---

7   **LONG TITLE**

8   **General Description:**

9           This bill authorizes a Support the 2nd Amendment and New State-Owned Shooting  
10 Ranges support special group license plate.

11 **Highlighted Provisions:**

12           This bill:

- 13           ▶ creates a Support the 2nd Amendment and New State-Owned Shooting Ranges  
14 support special group license plate to facilitate the construction of new outdoor  
15 shooting ranges owned by the Division of Wildlife Resources;
- 16           ▶ requires applicants for the plate to make a \$25 annual donation to the Support for  
17 New State-Owned Shooting Ranges Restricted Account;
- 18           ▶ creates the Support for New State-Owned Shooting Ranges Restricted Account;
- 19           ▶ requires the Division of Wildlife Resources to distribute funds in the Support for  
20 New State-Owned Shooting Ranges Restricted Account to facilitate the construction  
21 of new outdoor firearm shooting ranges; and
- 22           ▶ makes technical changes.

23 **Money Appropriated in this Bill:**

24           None

25 **Other Special Clauses:**

26           This bill provides a special effective date.

27 **Utah Code Sections Affected:**



28 AMENDS:

29 [41-1a-422](#), as last amended by Laws of Utah 2016, Chapters 46, 52, 70, and 71

30 [63J-1-602.1](#), as last amended by Laws of Utah 2016, Chapters 46, 70, 71, and 202

31 ENACTS:

32 [23-14-13.5](#), Utah Code Annotated 1953



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

35 Section 1. Section **23-14-13.5** is enacted to read:

36 **23-14-13.5. Support for New State-Owned Shooting Ranges Restricted Account.**

37 (1) There is created in the General Fund a restricted account known as the "Support for  
38 New State-Owned Shooting Ranges Restricted Account."

39 (2) The account shall be funded by:

40 (a) contributions deposited into the account in accordance with Section [41-1a-422](#);

41 (b) private contributions; and

42 (c) donations or grants from public or private entities.

43 (3) Upon appropriation by the Legislature, the division shall distribute funds in the  
44 account to facilitate construction of new outdoor firearm shooting ranges that are:

45 (a) built on state-owned land; and

46 (b) owned and operated by the division.

47 (4) The division shall only expend the funds to:

48 (a) construct new outdoor firearm shooting ranges described in Subsection (3); and

49 (b) pay the costs of issuing or reordering Support the 2nd Amendment and New  
50 State-Owned Shooting Ranges support special group license plate decals.

51 (5) In accordance with Section [63J-1-602.1](#), appropriations from the account are  
52 nonlapsing.

53 Section 2. Section **41-1a-422** is amended to read:

54 **41-1a-422. Support special group license plates -- Contributor -- Voluntary**  
55 **contribution collection procedures.**

56 (1) As used in this section:

57 (a) (i) Except as provided in Subsection (1)(a)(ii), "contributor" means a person who  
58 has donated or in whose name at least \$25 has been donated to:

- 59 (A) a scholastic scholarship fund of a single named institution;
- 60 (B) the Department of Veterans' and Military Affairs for veterans' programs;
- 61 (C) the Division of Wildlife Resources for the Wildlife Resources Account created in  
62 Section 23-14-13, for conservation of wildlife and the enhancement, preservation, protection,  
63 access, and management of wildlife habitat;
- 64 (D) the Department of Agriculture and Food for the benefit of conservation districts;
- 65 (E) the Division of Parks and Recreation for the benefit of snowmobile programs;
- 66 (F) the Guardian Ad Litem Services Account and the Children's Museum of Utah, with  
67 the donation evenly divided between the two;
- 68 (G) the Boy Scouts of America for the benefit of a Utah Boy Scouts of America  
69 council as specified by the contributor;
- 70 (H) No More Homeless Pets in Utah for distribution to organizations or individuals  
71 that provide spay and neuter programs that subsidize the sterilization of domestic animals;
- 72 (I) the Utah Alliance of Boys and Girls Clubs, Inc. to provide and enhance youth  
73 development programs;
- 74 (J) the Utah Association of Public School Foundations to support public education;
- 75 (K) the Utah Housing Opportunity Restricted Account created in Section 61-2-204 to  
76 assist people who have severe housing needs;
- 77 (L) the Public Safety Honoring Heroes Restricted Account created in Section 53-1-118  
78 to support the families of fallen Utah Highway Patrol troopers and other Department of Public  
79 Safety employees;
- 80 (M) the Division of Parks and Recreation for distribution to organizations that provide  
81 support for Zion National Park;
- 82 (N) the Firefighter Support Restricted Account created in Section 53-7-109 to support  
83 firefighter organizations;
- 84 (O) the Share the Road Bicycle Support Restricted Account created in Section  
85 72-2-127 to support bicycle operation and safety awareness programs;
- 86 (P) the Cancer Research Restricted Account created in Section 26-21a-302 to support  
87 cancer research programs;
- 88 (Q) Autism Awareness Restricted Account created in Section 53A-1-304 to support  
89 autism awareness programs;

90 (R) Humanitarian Service and Educational and Cultural Exchange Restricted Account  
91 created in Section 9-17-102 to support humanitarian service and educational and cultural  
92 programs;

93 (S) Prostate Cancer Support Restricted Account created in Section 26-21a-303 for  
94 programs that conduct or support prostate cancer awareness, screening, detection, or  
95 prevention;

96 (T) the Choose Life Adoption Support Restricted Account created in Section  
97 62A-4a-608 to support programs that promote adoption;

98 (U) the Martin Luther King, Jr. Civil Rights Support Restricted Account created in  
99 Section 9-18-102;

100 (V) the National Professional Men's Basketball Team Support of Women and Children  
101 Issues Restricted Account created in Section 62A-1-202;

102 (W) the Utah Law Enforcement Memorial Support Restricted Account created in  
103 Section 53-1-120;

104 (X) the Children with Cancer Support Restricted Account created in Section  
105 26-21a-304 for programs that provide assistance to children with cancer;

106 (Y) the National Professional Men's Soccer Team Support of Building Communities  
107 Restricted Account created in Section 9-19-102; [or]

108 (Z) the Children with Heart Disease Support Restricted Account created in Section  
109 26-58-102[-]; or

110 (AA) the Division of Wildlife Resources for the Support for New State-Owned  
111 Shooting Ranges Restricted Account created in Section 23-14-13.5, for the creation of new  
112 state-owned outdoor firearm shooting ranges.

113 (ii) (A) For a veterans' special group license plate, "contributor" means a person who  
114 has donated or in whose name at least a \$25 donation at the time of application and \$10 annual  
115 donation thereafter has been made.

116 (B) For a Utah Housing Opportunity special group license plate, "contributor" means a  
117 person who:

118 (I) has donated or in whose name at least \$30 has been donated at the time of  
119 application and annually after the time of application; and

120 (II) is a member of a trade organization for real estate licensees that has more than

121 15,000 Utah members.

122 (C) For an Honoring Heroes special group license plate, "contributor" means a person  
123 who has donated or in whose name at least \$35 has been donated at the time of application and  
124 annually thereafter.

125 (D) For a firefighter support special group license plate, "contributor" means a person  
126 who:

127 (I) has donated or in whose name at least \$15 has been donated at the time of  
128 application and annually after the time of application; and

129 (II) is a currently employed, volunteer, or retired firefighter.

130 (E) For a cancer research special group license plate, "contributor" means a person who  
131 has donated or in whose name at least \$35 has been donated at the time of application and  
132 annually after the time of application.

133 (F) For a Martin Luther King, Jr. Civil Rights Support special group license plate,  
134 "contributor" means a person who has donated or in whose name at least \$35 has been donated  
135 at the time of application and annually thereafter.

136 (G) For a Utah Law Enforcement Memorial Support special group license plate,  
137 "contributor" means a person who has donated or in whose name at least \$35 has been donated  
138 at the time of application and annually thereafter.

139 (b) "Institution" means a state institution of higher education as defined under Section  
140 [53B-3-102](#) or a private institution of higher education in the state accredited by a regional or  
141 national accrediting agency recognized by the United States Department of Education.

142 (2) (a) An applicant for original or renewal collegiate special group license plates under  
143 Subsection (1)(a)(i) must be a contributor to the institution named in the application and  
144 present the original contribution verification form under Subsection (2)(b) or make a  
145 contribution to the division at the time of application under Subsection (3).

146 (b) An institution with a support special group license plate shall issue to a contributor  
147 a verification form designed by the commission containing:

148 (i) the name of the contributor;

149 (ii) the institution to which a donation was made;

150 (iii) the date of the donation; and

151 (iv) an attestation that the donation was for a scholastic scholarship.

152 (c) The state auditor may audit each institution to verify that the money collected by the  
153 institutions from contributors is used for scholastic scholarships.

154 (d) After an applicant has been issued collegiate license plates or renewal decals, the  
155 commission shall charge the institution whose plate was issued, a fee determined in accordance  
156 with Section 63J-1-504 for management and administrative expenses incurred in issuing and  
157 renewing the collegiate license plates.

158 (e) If the contribution is made at the time of application, the contribution shall be  
159 collected, treated, and deposited as provided under Subsection (3).

160 (3) (a) An applicant for original or renewal support special group license plates under  
161 this section must be a contributor to the sponsoring organization associated with the license  
162 plate.

163 (b) This contribution shall be:

164 (i) unless collected by the named institution under Subsection (2), collected by the  
165 division;

166 (ii) considered a voluntary contribution for the funding of the activities specified under  
167 this section and not a motor vehicle registration fee;

168 (iii) deposited into the appropriate account less actual administrative costs associated  
169 with issuing the license plates; and

170 (iv) for a firefighter special group license plate, deposited into the appropriate account  
171 less:

172 (A) the costs of reordering firefighter special group license plate decals; and

173 (B) the costs of replacing recognition special group license plates with new license  
174 plates under Subsection 41-1a-1211(13).

175 (c) The donation described in Subsection (1)(a) must be made in the 12 months prior to  
176 registration or renewal of registration.

177 (d) The donation described in Subsection (1)(a) shall be a one-time donation made to  
178 the division when issuing original:

179 (i) snowmobile license plates; or

180 (ii) conservation license plates.

181 (4) Veterans' license plates shall display one of the symbols representing the Army,  
182 Navy, Air Force, Marines, Coast Guard, or American Legion.

183 Section 3. Section **63J-1-602.1** is amended to read:

184 **63J-1-602.1. List of nonlapsing accounts and funds -- General authority and Title**  
185 **1 through Title 30.**

186 (1) Appropriations made to the Legislature and its committees.

187 (2) The Percent-for-Art Program created in Section [9-6-404](#).

188 (3) The Martin Luther King, Jr. Civil Rights Support Restricted Account created in  
189 Section [9-18-102](#).

190 (4) The National Professional Men's Soccer Team Support of Building Communities  
191 Restricted Account created in Section [9-19-102](#).

192 (5) The LeRay McAllister Critical Land Conservation Program created in Section  
193 [11-38-301](#).

194 (6) The Support for New State-Owned Shooting Ranges Restricted Account created in  
195 Section [23-14-13.5](#).

196 [~~(6)~~] (7) An appropriation made to the Division of Wildlife Resources for the appraisal  
197 and purchase of lands under the Pelican Management Act, as provided in Section [23-21a-6](#).

198 [~~(7)~~] (8) Award money under the State Asset Forfeiture Grant Program, as provided  
199 under Section [24-4-117](#).

200 [~~(8)~~] (9) Funds collected from the program fund for local health department expenses  
201 incurred in responding to a local health emergency under Section [26-1-38](#).

202 [~~(9)~~] (10) Funds collected from the emergency medical services grant program, as  
203 provided in Section [26-8a-207](#).

204 [~~(10)~~] (11) The primary care grant program created in Section [26-10b-102](#).

205 [~~(11)~~] (12) The Prostate Cancer Support Restricted Account created in Section  
206 [26-21a-303](#).

207 [~~(12)~~] (13) The Children with Cancer Support Restricted Account created in Section  
208 [26-21a-304](#).

209 [~~(13)~~] (14) State funds appropriated for matching federal funds in the Children's Health  
210 Insurance Program as provided in Section [26-40-108](#).

211 [~~(14)~~] (15) The Utah Health Care Workforce Financial Assistance Program created in  
212 Section [26-46-102](#).

213 [~~(15)~~] (16) The Rural Physician Loan Repayment Program created in Section

214 [26-46a-103](#).

215 [~~(16)~~] (17) The Opiate Overdose Outreach Pilot Program created in Section [26-55-107](#).

216 [~~(17)~~] (18) The Children with Heart Disease Support Restricted Account created in

217 Section [26-58-102](#).

218 Section 4. **Effective date.**

219 This bill takes effect on October 1, 2017.

---

---

**Legislative Review Note**  
**Office of Legislative Research and General Counsel**