

HB0221S02 compared with HB0221S01

~~text~~ shows text that was in HB0221S01 but was deleted in HB0221S02.

Inserted text shows text that was not in HB0221S01 but was inserted into HB0221S02.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Representative Joel Ferry proposes the following substitute bill:

UNINSURED MOTORIST IDENTIFICATION SUNSET

AMENDMENTS

2019 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Joel Ferry

Senate Sponsor: Curtis S. Bramble

LONG TITLE

General Description:

This bill repeals sunset provisions related to funding for the Uninsured Motorist Identification Database Program and amends an allocation from the Uninsured Motorist Identification Restricted Account.

Highlighted Provisions:

This bill:

- ▶ repeals sunset provisions related to funding for the Uninsured Motorist Identification Database Program ~~text~~; and
- ▶ increases the amount that may be appropriated from the Uninsured Motorist Identification Restricted Account to the Peace Officer Standards and Training

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Division from \$500,000 to \$1,000,000 annually.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

41-12a-806, as last amended by Laws of Utah 2015, Chapter 109

63I-1-241, as last amended by Laws of Utah 2015, Chapter 109

63I-2-231, as last amended by Laws of Utah 2017, Chapter 292

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

Section 1. Section 41-12a-806 is amended to read:

41-12a-806. Restricted account -- Creation -- Funding -- Interest -- Purposes.

(1) There is created within the Transportation Fund a restricted account known as the "Uninsured Motorist Identification Restricted Account."

(2) The account consists of money generated from the following revenue sources:

(a) money received by the state under Section 41-1a-1218, the uninsured motorist identification fee;

(b) money received by the state under Section 41-1a-1220, the registration reinstatement fee; and

(c) appropriations made to the account by the Legislature.

(3) (a) The account shall earn interest.

(b) All interest earned on account money shall be deposited into the account.

(4) The Legislature shall appropriate money from the account to:

(a) the department to fund the contract with the designated agent;

(b) the department to offset the costs to state and local law enforcement agencies of using the information for the purposes authorized under this part;

(c) the Tax Commission to offset the costs to the Motor Vehicle Division for revoking and reinstating vehicle registrations under Subsection 41-1a-110(2)(a)(ii); and

(d) the department to reimburse a person for the costs of towing and storing the

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person's vehicle if:

(i) the person's vehicle was impounded in accordance with Subsection 41-1a-1101(2);

(ii) the impounded vehicle had owner's or operator's security in effect for the vehicle at the time of the impoundment;

(iii) the database indicated that owner's or operator's security was not in effect for the impounded vehicle; and

(iv) the department determines that the person's vehicle was wrongfully impounded.

(5) The Legislature may appropriate not more than ~~[\$500,000]~~ \$1,000,000 annually from the account to the Peace Officer Standards and Training Division, created under Section 53-6-103, for use in law enforcement training, including training on the use of the Uninsured Motorist Identification Database Program created under Title 41, Chapter 12a, Part 8, Uninsured Motorist Identification Database Program.

(6) (a) By following the procedures in Title 63G, Chapter 4, Administrative Procedures Act, the department shall hold a hearing to determine whether a person's vehicle was wrongfully impounded under Subsection 41-1a-1101(2).

(b) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the division shall make rules establishing procedures for a person to apply for a reimbursement under Subsection (4)(d).

(c) A person is not eligible for a reimbursement under Subsection (4)(d) unless the person applies for the reimbursement within six months from the date that the motor vehicle was impounded.

Section ~~{1}~~2. Section **63I-1-241** is amended to read:

63I-1-241. Repeal dates, Title 41.

[Subsection 41-12a-806(5) is repealed on July 1, 2020.]

Section ~~{2}~~3. Section **63I-2-231** is amended to read:

63I-2-231. Repeal dates -- Title 31A.

[~~(1)~~ Section 31A-22-315.5 is repealed July 1, 2019.]

[~~(2)~~ (1) Title 31A, Chapter 30, Part 2, Defined Contribution Arrangements is repealed July 1, 2019.

[~~(3)~~ (2) Title 31A, Chapter 30, Part 3, Individual and Small Employer Risk Adjustment Act is repealed July 1, 2019.

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~~[(4) Title 31A, Chapter 42, Defined Contribution Risk Adjuster Act, is repealed
December 31, 2018.]~~