

# 1st Sub. S.B. 150

## TRANSPORTATION GOVERNANCE AND FUNDING AMENDMENTS

Senator **Wayne A. Harper** proposes the following amendments:

1. *Page 2, Lines 26 through 28:*

- 26            { ~~→ increases a tax on the rental of motor vehicles;~~ }
- 27            ▶        { ~~repeals increased~~ }    amends provisions related to registration fees for hybrid electric motor vehicles;
- 28            ▶        amends provisions related to certain local option sales and use taxes regarding voter

2. *Page 3, Lines 65 through 67:*

- 65            41-1a-1206, as last amended by Laws of Utah 2019, Chapter 479
- 66            { ~~59-12-1201, as last amended by Laws of Utah 2016, Chapters 184 and 291~~ }
- 67            59-12-2214, as last amended by Laws of Utah 2019, Chapter 479

3. *Page 26, Line 787 through Page 28, Line 837:*

- 787            (10) Trucks used exclusively to pump cement, bore wells, or perform crane services
- 788            with a crane lift capacity of five or more tons, are exempt from 50% of the amount of the fees
- 789            required for those vehicles under this section.
- 790            { ~~Section 11. Section 59-12-1201 is amended to read:~~
- 791            ~~———— 59-12-1201. Motor vehicle rental tax -- Rate -- Exemptions -- Administration,~~
- 792            ~~collection, and enforcement of tax -- Administrative charge -- Deposits.~~
- 793            ~~———— (1) (a) Except as provided in Subsection (3), there is imposed a tax of [2.5%] 4% on all~~
- 794            ~~short-term leases and rentals of motor vehicles not exceeding 30 days.~~
- 795            ~~———— (b) The tax imposed in this section is in addition to all other state, county, or municipal~~
- 796            ~~fees and taxes imposed on rentals of motor vehicles.~~
- 797            ~~———— (2) (a) Subject to Subsection (2)(b), a tax rate repeal or tax rate change for the tax~~
- 798            ~~imposed under Subsection (1) shall take effect on the first day of a calendar quarter.~~
- 799            ~~———— (b) (i) For a transaction subject to a tax under Subsection (1), a tax rate increase shall~~
- 800            ~~take effect on the first day of the first billing period:~~
- 801            ~~———— (A) that begins after the effective date of the tax rate increase; and~~
- 802            ~~———— (B) if the billing period for the transaction begins before the effective date of a tax rate~~
- 803            ~~increase imposed under Subsection (1).~~
- 804            ~~———— (ii) For a transaction subject to a tax under Subsection (1), the repeal of a tax or a tax~~
- 805            ~~rate decrease shall take effect on the first day of the last billing period:~~
- 806            ~~———— (A) that began before the effective date of the repeal of the tax or the tax rate decrease;~~

807 and

808 ~~— (B) if the billing period for the transaction begins before the effective date of the repeal~~

809 ~~of the tax or the tax rate decrease imposed under Subsection (1).~~

810 ~~— (3) A motor vehicle is exempt from the tax imposed under Subsection (1) if:~~

811 ~~— (a) the motor vehicle is registered for a gross laden weight of 12,001 or more pounds;~~

812 ~~— (b) the motor vehicle is rented as a personal household goods moving van; or~~

813 ~~— (c) the lease or rental of the motor vehicle is made for the purpose of temporarily~~

814 ~~replacing a person's motor vehicle that is being repaired pursuant to a repair agreement or an~~

815 ~~insurance agreement.~~

816 ~~— (4) (a) (i) The tax authorized under this section shall be administered, collected, and~~

817 ~~enforced in accordance with:~~

818 ~~— (A) the same procedures used to administer, collect, and enforce the tax under Part 1,~~

819 ~~Tax Collection; and~~

820 ~~— (B) Chapter 1, General Taxation Policies.~~

821 ~~— (ii) Notwithstanding Subsection (4)(a)(i), a tax under this part is not subject to~~

822 ~~Subsections 59-12-103(4) through (10) or Section 59-12-107.1 or 59-12-123.~~

823 ~~— (b) The commission shall retain and deposit an administrative charge in accordance~~

824 ~~with Section 59-1-306 from the [revenues] revenue the commission collects from a tax under~~

825 ~~this part.~~

826 ~~— (c) (i) Except as provided under Subsection (4)(b), all revenue received by the~~

827 ~~commission under this section shall be deposited daily with the state treasurer and credited~~

828 ~~monthly [to the Marda Dillree Corridor Preservation Fund under Section 72-2-117.] as~~

829 ~~described in Subsection (4)(c)(ii).~~

830 ~~— (ii) The state treasurer shall credit:~~

831 ~~— (A) an amount equivalent to a 2.5% tax rate described in Subsection (1) to the Marda~~

832 ~~Dillree Corridor Preservation Fund created in Section 72-2-117; and~~

833 ~~— (B) an amount equivalent to a 1.5% tax rate described in Subsection (1) to the Transit~~

834 ~~Transportation Investment Fund created in Section 72-2-124. }~~

**Renumber remaining sections accordingly.**

835 Section 12. Section 59-12-2214 is amended to read:

836 59-12-2214. County, city, or town option sales and use tax to fund a system for

837 public transit, an airport facility, a water conservation project, or to be deposited into the

4. Page 51, Lines 1554 through 1559:

- 1554 (ii) appropriations into the account by the Legislature;
- 1555 (iii) private contributions; {+} and {+}
- 1556 ~~{(iv) contributions deposited into the fund in accordance with Section 59-12-1201; and}~~
- 1557 {+} (iv) {+} ~~{(v)}~~ donations or grants from public or private entities.
- 1558 (c) (i) The fund shall earn interest.

1559 (ii) All interest earned on fund money shall be deposited into the fund.

5. Page 59, Lines 1793 through 1798:

1793 Section 26. Effective date.

1794 This bill takes effect on May 12, 2020, with the exceptions of:

1795 ~~{(1) Section 59-12-1201, which takes effect on July 1, 2020;}~~

1796 ~~{(2)}~~ (1) Section 41-1a-902, which takes effect on October 1, 2020.

1797 ~~{(3)}~~ (2) Section 41-1a-1206, which takes effect on January 1, 2021; and

1798 ~~{(4)}~~ (3) Section 72-2-108, which takes effect on July 1, 2021.