

Senator Luz Escamilla proposes the following substitute bill:

VEHICLE LICENSE PLATE AND REGISTRATION

AMENDMENTS

2022 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Norman K. Thurston

Senate Sponsor: Wayne A. Harper

LONG TITLE

General Description:

This bill modifies provisions related to license plates and vehicle emissions testing.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ amends provisions regarding standard license plates;
- ▶ creates a two-year moratorium on the personalized license plate program;
- ▶ creates the sponsored special group license plate program;
- ▶ establishes eligibility criteria for different categories of sponsored special group

license plates;

- ▶ allows a county to exempt a motor vehicle from an emissions inspection under

certain circumstances;

- ▶ repeals certain restricted accounts; and
- ▶ makes technical and conforming changes.

Money Appropriated in this Bill:

None

Other Special Clauses:



26 This bill provides a special effective date.

27 **Utah Code Sections Affected:**

28 AMENDS:

- 29 4-42-102, as enacted by Laws of Utah 2017, Chapter 194
- 30 9-8-207, as last amended by Laws of Utah 2018, Chapter 260
- 31 9-17-102, as last amended by Laws of Utah 2011, Chapter 303
- 32 9-19-102, as enacted by Laws of Utah 2016, Chapter 70
- 33 13-1-16, as enacted by Laws of Utah 2020, Chapter 405
- 34 19-1-109, as enacted by Laws of Utah 2020, Chapter 322
- 35 23-14-13.5, as enacted by Laws of Utah 2017, Chapter 383
- 36 26-18b-101, as last amended by Laws of Utah 2021, Chapter 378
- 37 26-21a-302, as last amended by Laws of Utah 2011, Chapter 303
- 38 41-1a-102, as last amended by Laws of Utah 2019, Chapters 373, 428, 459, and 479
- 39 41-1a-222, as last amended by Laws of Utah 2017, Chapter 24
- 40 41-1a-401, as last amended by Laws of Utah 2018, Chapters 260, 260, and 454
- 41 41-1a-410, as last amended by Laws of Utah 1993, Chapter 222
- 42 41-1a-411, as last amended by Laws of Utah 2020, Chapter 259
- 43 41-1a-416, as last amended by Laws of Utah 2008, Chapter 382
- 44 41-1a-419, as last amended by Laws of Utah 2018, Chapter 260
- 45 41-1a-1201, as last amended by Laws of Utah 2018, Chapter 424
- 46 41-1a-1204, as last amended by Laws of Utah 2012, Chapter 397
- 47 41-1a-1206, as last amended by Laws of Utah 2020, Chapter 377
- 48 41-1a-1211, as last amended by Laws of Utah 2015, Chapter 119
- 49 41-1a-1212, as last amended by Laws of Utah 2014, Chapters 61, 237, and 237
- 50 41-1a-1218, as last amended by Laws of Utah 2012, Chapter 397
- 51 41-1a-1222, as last amended by Laws of Utah 2021, Chapter 420
- 52 41-1a-1305, as last amended by Laws of Utah 2020, Chapter 74
- 53 41-6a-1642, as last amended by Laws of Utah 2021, Chapter 322
- 54 53-1-118, as last amended by Laws of Utah 2011, Chapter 303
- 55 53-1-120, as enacted by Laws of Utah 2016, Chapter 52
- 56 53-7-109, as enacted by Laws of Utah 2009, Chapter 348

- 57 [53F-9-401](#), as last amended by Laws of Utah 2020, Chapter 408
- 58 [53F-9-403](#), as enacted by Laws of Utah 2021, Chapter 219
- 59 [59-10-1319](#), as last amended by Laws of Utah 2020, Chapter 322
- 60 [61-2-204](#), as last amended by Laws of Utah 2011, Chapter 303
- 61 [62A-1-202](#), as last amended by Laws of Utah 2021, Chapter 356
- 62 [62A-4a-608](#), as enacted by Laws of Utah 2011, Chapter 438
- 63 [63G-26-103](#), as enacted by Laws of Utah 2020, Chapter 393
- 64 [63I-1-263](#), as last amended by Laws of Utah 2021, Chapters 70, 72, 84, 90, 171, 196,
- 65 260, 280, 282, 345, 382, 401, 421 and last amended by Coordination Clause, Laws
- 66 of Utah 2021, Chapter 382
- 67 [63J-1-602.1](#), as last amended by Laws of Utah 2021, Chapters 280, 382, 401, and 438
- 68 [71-8-2](#), as last amended by Laws of Utah 2020, Chapter 409
- 69 [71-8-4](#), as last amended by Laws of Utah 2018, Chapter 39
- 70 [71-14-102](#), as enacted by Laws of Utah 2019, Chapter 213
- 71 [72-2-127](#), as enacted by Laws of Utah 2009, Chapter 380
- 72 [72-2-130](#), as enacted by Laws of Utah 2019, Chapter 38
- 73 [79-4-203](#), as last amended by Laws of Utah 2021, Chapter 280
- 74 [79-4-404](#), as renumbered and amended by Laws of Utah 2009, Chapter 344

75 ENACTS:

- 76 [41-1a-1601](#), Utah Code Annotated 1953
- 77 [41-1a-1602](#), Utah Code Annotated 1953
- 78 [41-1a-1603](#), Utah Code Annotated 1953
- 79 [41-1a-1604](#), Utah Code Annotated 1953
- 80 [41-1a-1605](#), Utah Code Annotated 1953
- 81 [41-1a-1606](#), Utah Code Annotated 1953
- 82 [41-1a-1607](#), Utah Code Annotated 1953
- 83 [41-1a-1608](#), Utah Code Annotated 1953
- 84 [41-1a-1609](#), Utah Code Annotated 1953
- 85 [41-1a-1610](#), Utah Code Annotated 1953

86 REPEALS:

- 87 [26-21a-304](#), as enacted by Laws of Utah 2016, Chapter 46

88 [26-58-102](#), as enacted by Laws of Utah 2016, Chapter 71
 89 [41-1a-421](#), as last amended by Laws of Utah 2018, Chapter 39
 90 [41-1a-422](#), as last amended by Laws of Utah 2021, Chapters 219, 280, and 378
 91 [78A-2-804](#), as renumbered and amended by Laws of Utah 2021, Chapter 261

92 REPEALS AND REENACTS:

93 [41-1a-402](#), as last amended by Laws of Utah 2018, Chapters 20 and 262
 94 [41-1a-418](#), as last amended by Laws of Utah 2021, Chapters 219, 280, and 378

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

97 Section 1. Section **4-42-102** is amended to read:

98 **4-42-102. Utah Intracurricular Student Organization Support for Agricultural**
 99 **Education and Leadership Restricted Account.**

100 (1) There is created in the General Fund a restricted account known as the "Utah
 101 Intracurricular Student Organization Support for Agricultural Education and Leadership
 102 Restricted Account."

103 (2) The account shall be funded by:

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

105 [~~(b)~~] (a) private contributions; and

106 [~~(c)~~] (b) donations or grants from public or private entities.

107 (3) Upon appropriation by the Legislature, the department shall distribute funds in the
 108 account to one or more organizations that:

109 (a) are statewide agricultural education and leadership organizations; and

110 (b) promote leadership and career development through agricultural education.

111 (4) (a) An organization described in Subsection (3) may apply to the department to
 112 receive a distribution in accordance with Subsection (3).

113 (b) An organization that receives a distribution from the department in accordance with
 114 Subsection (3) shall expend the distribution only to:

115 (i) create or support programs that focus on issues described in Subsection (3);

116 (ii) create or sponsor programs that will benefit residents within the state; and

117 (iii) pay the costs of issuing or reordering Utah Intracurricular Student Organization
 118 Support for Agricultural Education and Leadership special group license plate decals.

119 (c) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
120 department may make rules providing procedures for an organization to apply to the
121 department to receive a distribution under this Subsection (4).

122 (5) In accordance with Section 63J-1-602.1, appropriations from the account are
123 nonlapsing.

124 Section 2. Section 9-8-207 is amended to read:

125 **9-8-207. Historical society -- Donations -- Accounting.**

126 (1) (a) There is created the Utah State Historical Society.

127 (b) The society may:

128 (i) solicit memberships from persons interested in the work of the society and charge
129 dues for memberships commensurate with the advantages of membership and the needs of the
130 society; and

131 (ii) receive gifts, donations, bequests, devises, and endowments of money or property,
132 which shall then become the property of the state of Utah.

133 (2) ~~[(a)]~~ If the donor directs that money or property donated under Subsection (1)(b)(ii)
134 be used in a specified manner, then the division shall use it in accordance with these directions.
135 Otherwise, all donated money and the proceeds from donated property, together with the
136 charges realized from society memberships, shall be deposited in the General Fund as restricted
137 revenue of the society.

138 ~~[(b) Funds received from donations to the society under Section 41-1a-422 shall be~~
139 ~~deposited into the General Fund as a dedicated credit to achieve the mission and purpose of the~~
140 ~~society.]~~

141 (3) The division shall keep a correct account of funds and property received, held, or
142 disbursed by the society, and shall make reports to the governor as in the case of other state
143 institutions.

144 Section 3. Section 9-17-102 is amended to read:

145 **9-17-102. Humanitarian Service and Educational and Cultural Exchange**
146 **Restricted Account.**

147 (1) There is created in the General Fund a restricted account known as the
148 "Humanitarian Service and Educational and Cultural Exchange Restricted Account."

149 (2) The account shall be funded by:

150 [~~(a)~~ contributions deposited into the account in accordance with Section ~~41-1a-422~~;

151 [~~(b)~~] (a) private contributions; and

152 [~~(c)~~] (b) donations or grants from public or private entities.

153 (3) Upon appropriation by the Legislature, the department shall distribute funds in the
154 account to one or more charitable organizations that:

155 (a) qualify as being tax exempt under Section 501(c)(3) of the Internal Revenue Code;

156 (b) have a national parent organization which:

157 (i) provides international humanitarian service projects; and

158 (ii) has youth programs including programs to foster leadership in high school students,
159 humanitarian service in high school and college, and conducts and promotes community
160 service projects;

161 (c) have a non-profit youth exchange program that does not compensate those who
162 administer the program within the state;

163 (d) have an annual leadership conference, which does not compensate those who
164 administer the program within the state;

165 (e) have high school service clubs, which promote humanitarian services on a state
166 level, a national level, and an international level; and

167 (f) have college service clubs, which promote humanitarian service on a state level, a
168 national level, and an international level.

169 (4) (a) An organization described in Subsection (3) may apply to the department to
170 receive a distribution in accordance with Subsection (3).

171 (b) An organization that receives a distribution from the department in accordance with
172 Subsection (3) shall expend the distribution only to:

173 (i) pay the costs of supporting the following programs within the state:

174 (A) youth programs including programs to foster leadership in high school students and
175 humanitarian service in high school and college;

176 (B) community service projects;

177 (C) a non-profit youth exchange program;

178 (D) an annual leadership conference;

179 (E) high school service clubs, which promote humanitarian service on a state level, a
180 national level, and an international level; and

181 (F) college service clubs, which promote humanitarian service on a state level, a
182 national level, and an international level; and

183 (ii) pay the costs of issuing or reordering Humanitarian Service and Educational and
184 Cultural Exchange support special group license plate decals.

185 (c) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
186 department may make rules providing procedures for an organization to apply to the
187 department to receive a distribution under Subsection (3).

188 Section 4. Section **9-19-102** is amended to read:

189 **9-19-102. National Professional Men's Soccer Team Support of Building**
190 **Communities Restricted Account.**

191 (1) There is created in the General Fund a restricted account known as the "National
192 Professional Men's Soccer Team Support of Building Communities Restricted Account."

193 (2) The account shall be funded by:

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

195 [~~(b)~~] (a) private contributions; and

196 [~~(c)~~] (b) donations or grants from public or private entities.

197 (3) Upon appropriation by the Legislature, the department shall distribute funds in the
198 account to one or more charitable organizations that:

199 (a) qualify as being tax exempt under Section 501(c)(3) of the Internal Revenue Code;

200 (b) have a board that is appointed by the owners that, either on an individual or joint
201 basis, own a controlling interest in a legal entity that is a franchised member of the
202 internationally recognized national governing body for professional men's soccer in the United
203 States;

204 (c) are headquartered within the state;

205 (d) create or support programs that focus on:

206 (i) strengthening communities through youth soccer by:

207 (A) using soccer to teach life skills;

208 (B) combating gang activity through youth involvement; and

209 (C) providing youth in underserved areas with opportunities to play soccer and become
210 certified referees;

211 (ii) building communities through professional player initiatives, tournaments, and

212 community gathering areas; and

213 (iii) promoting environmental sustainability; and

214 (e) have a board of directors that disperses all funds of the organization.

215 (4) (a) An organization described in Subsection (3) may apply to the department to
216 receive a distribution in accordance with Subsection (3).

217 (b) An organization that receives a distribution from the department in accordance with
218 Subsection (3) shall expend the distribution only to:

219 (i) create or support programs that focus on issues described in Subsection (3);

220 (ii) create or sponsor programs that will benefit residents within the state; and

221 (iii) pay the costs of issuing or reordering National Professional Men's Soccer Team
222 Support of Building Communities support special group license plate decals.

223 (c) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
224 department may make rules providing procedures for an organization to apply to the
225 department to receive a distribution under this Subsection (4).

226 (5) In accordance with Section 63J-1-602.1, appropriations from the account are
227 nonlapsing.

228 Section 5. Section 13-1-16 is amended to read:

229 **13-1-16. Latino Community Support Restricted Account.**

230 (1) There is created in the General Fund a restricted account known as the "Latino
231 Community Support Restricted Account."

232 (2) The account shall be funded by:

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

234 [~~(b)~~] (a) private contributions; and

235 [~~(c)~~] (b) donations or grants from public or private entities.

236 (3) (a) The state treasurer shall invest money in the account according to Title 51,
237 Chapter 7, State Money Management Act.

238 (b) The Division of Finance shall deposit interest or other earnings derived from
239 investment of account money into the General Fund.

240 (4) Subject to appropriation, the department shall distribute the money in the account
241 to one or more charitable organizations that:

242 (a) are tax exempt under Section 501(c)(3), Internal Revenue Code; and

243 (b) have as a primary part of the organization's mission to strengthen the state's Latino
244 community by:

- 245 (i) creating strong leaders through education and mentoring;
- 246 (ii) providing scholarships and educational financial support; and
- 247 (iii) recognizing academic and vocational achievement, and school and community
248 leadership.

249 (5) The department may also expend funds in the account to pay the costs of issuing or
250 reordering Latino Community support special group license plate decals.

251 (6) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
252 department shall make rules providing procedures for an organization to apply to receive
253 money under this section.

254 Section 6. Section **19-1-109** is amended to read:

255 **19-1-109. Clean Air Support Restricted Account.**

256 (1) There is created in the General Fund a restricted account known as the "Clean Air
257 Support Restricted Account."

258 (2) The account shall be funded by:

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

260 [~~(b)~~] (a) private contributions; and

261 [~~(c)~~] (b) donations or grants from public or private entities.

262 (3) (a) The state treasurer shall invest money in the account according to Title 51,
263 Chapter 7, State Money Management Act.

264 (b) The Division of Finance shall deposit interest or other earnings derived from
265 investment of account money into the account.

266 (4) Subject to appropriation, the department shall distribute the money in the account
267 to one or more organizations that:

268 (a) are tax exempt under Section 501(c)(3), Internal Revenue Code; and

269 (b) have as part of the organization's mission:

270 (i) to encourage and educate the public about simple changes to improve air quality in
271 the state;

272 (ii) to provide grants to organizations or individuals with innovative ideas to reduce
273 emissions; and

274 (iii) to partner with other organizations to strengthen efforts to improve air quality.

275 (5) The department may also expend funds in the account to pay the costs of issuing or
276 reordering Clean Air Support special group license plate decals.

277 (6) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
278 department shall make rules providing procedures for an organization to apply to receive
279 money under this section.

280 Section 7. Section **23-14-13.5** is amended to read:

281 **23-14-13.5. Support for State-Owned Shooting Ranges Restricted Account.**

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

284 (2) The account shall be funded by:

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

286 [~~(b)~~] (a) private contributions; and

287 [~~(c)~~] (b) donations or grants from public or private entities.

288 (3) Upon appropriation by the Legislature, the division shall distribute funds in the
289 account to facilitate construction of new firearm shooting ranges, and operation and
290 maintenance of existing ranges, that are:

291 (a) built on land owned or leased by the state;

292 (b) owned by the division; and

293 (c) operated by the division or the division's contractors.

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

295 (a) construct, operate, and maintain firearm shooting ranges described in Subsection
296 (3); and

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

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

301 Section 8. Section **26-18b-101** is amended to read:

302 **26-18b-101. Allyson Gamble Organ Donation Contribution Fund created.**

303 (1) (a) There is created an expendable special revenue fund known as the Allyson
304 Gamble Organ Donation Contribution Fund.

305 (b) The Allyson Gamble Organ Donation Contribution Fund shall consist of:
306 (i) private contributions;
307 (ii) donations or grants from public or private entities;
308 (iii) voluntary donations collected under Sections [41-1a-230.5](#) and [53-3-214.7](#); and
309 [~~(iv) contributions deposited into the account in accordance with Section [41-1a-422](#)~~;
310 and]

311 [~~(v)~~] (iv) interest and earnings on fund money.

312 (c) The cost of administering the Allyson Gamble Organ Donation Contribution Fund
313 shall be paid from money in the fund.

314 (2) The Department of Health shall:

315 (a) administer the funds deposited in the Allyson Gamble Organ Donation Contribution
316 Fund; and

317 (b) select qualified organizations and distribute the funds in the Allyson Gamble Organ
318 Donation Contribution Fund in accordance with Subsection (3).

319 (3) (a) The funds in the Allyson Gamble Organ Donation Contribution Fund may be
320 distributed to a selected organization that:

- 321 (i) promotes and supports organ donation;
- 322 (ii) assists in maintaining and operating a statewide organ donation registry; and
- 323 (iii) provides donor awareness education.

324 (b) An organization that meets the criteria of Subsections (3)(a)(i) through (iii) may
325 apply to the Department of Health, in a manner prescribed by the department, to receive a
326 portion of the money contained in the Allyson Gamble Organ Donation Contribution Fund.

327 (4) The Department of Health may expend funds in the account to pay the costs of
328 administering the fund and issuing or reordering the Donate Life support special group license
329 plate and decals.

330 Section 9. Section **26-21a-302** is amended to read:

331 **26-21a-302. Cancer Research Restricted Account.**

332 (1) As used in this section, "account" means the Cancer Research Restricted Account
333 created by this section.

334 (2) There is created in the General Fund a restricted account known as the "Cancer
335 Research Restricted Account."

336 (3) The account shall be funded by:
 337 [~~(a) contributions deposited into the account in accordance with Section 41-1a-422;~~]
 338 [~~(b)~~] (a) private contributions;
 339 [~~(c)~~] (b) donations or grants from public or private entities; and
 340 [~~(d)~~] (c) interest and earnings on fund money.

341 (4) The department shall distribute funds in the account to one or more charitable
 342 organizations that:

- 343 (a) qualify as being tax exempt under Section 501(c)(3) of the Internal Revenue Code;
- 344 (b) have been designated as an official cancer center of the state;
- 345 (c) is a National Cancer Institute designated cancer center; and

346 (d) have as part of [~~its~~] the charitable organization's primary mission:

- 347 (i) cancer research programs in basic science, translational science, population science,
 348 and clinical research to understand cancer from its beginnings; and
- 349 (ii) the dissemination and use of knowledge developed by the research described in
 350 Subsection (4)(d)(i) for the creation and improvement of cancer detection, treatments,
 351 prevention, and outreach programs.

352 (5) (a) An organization described in Subsection (4) may apply to the department to
 353 receive a distribution in accordance with Subsection (4).

354 (b) An organization that receives a distribution from the department in accordance with
 355 Subsection (4) shall expend the distribution only to conduct cancer research for the purpose of
 356 making improvements in cancer treatments, cures, detection, and prevention of cancer at the
 357 molecular and genetic levels.

358 (c) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
 359 department may make rules providing procedures for an organization to apply to the
 360 department to receive a distribution under Subsection (4).

361 Section 10. Section **41-1a-102** is amended to read:

362 **41-1a-102. Definitions.**

363 As used in this chapter:

364 (1) "Actual miles" means the actual distance a vehicle has traveled while in operation.

365 (2) "Actual weight" means the actual unladen weight of a vehicle or combination of
 366 vehicles as operated and certified to by a weighmaster.

- 367 (3) "All-terrain type I vehicle" means the same as that term is defined in Section
368 [41-22-2](#).
- 369 (4) "All-terrain type II vehicle" means the same as that term is defined in Section
370 [41-22-2](#).
- 371 (5) "All-terrain type III vehicle" means the same as that term is defined in Section
372 [41-22-2](#).
- 373 (6) "Alternative fuel vehicle" means:
- 374 (a) an electric motor vehicle;
- 375 (b) a hybrid electric motor vehicle;
- 376 (c) a plug-in hybrid electric motor vehicle; or
- 377 (d) a motor vehicle powered exclusively by a fuel other than:
- 378 (i) motor fuel;
- 379 (ii) diesel fuel;
- 380 (iii) natural gas; or
- 381 (iv) propane.
- 382 (7) "Amateur radio operator" means a person licensed by the Federal Communications
383 Commission to engage in private and experimental two-way radio operation on the amateur
384 band radio frequencies.
- 385 (8) "Autocycle" means the same as that term is defined in Section [53-3-102](#).
- 386 (9) "Automated driving system" means the same as that term is defined in Section
387 [41-26-102.1](#).
- 388 (10) "Branded title" means a title certificate that is labeled:
- 389 (a) rebuilt and restored to operation;
- 390 (b) flooded and restored to operation; or
- 391 (c) not restored to operation.
- 392 (11) "Camper" means a structure designed, used, and maintained primarily to be
393 mounted on or affixed to a motor vehicle that contains a floor and is designed to provide a
394 mobile dwelling, sleeping place, commercial space, or facilities for human habitation or for
395 camping.
- 396 (12) "Certificate of title" means a document issued by a jurisdiction to establish a
397 record of ownership between an identified owner and the described vehicle, vessel, or outboard

398 motor.

399 (13) "Certified scale weigh ticket" means a weigh ticket that has been issued by a
400 weighmaster.

401 (14) "Commercial vehicle" means a motor vehicle, trailer, or semitrailer used or
402 maintained for the transportation of persons or property that operates:

403 (a) as a carrier for hire, compensation, or profit; or

404 (b) as a carrier to transport the vehicle owner's goods or property in furtherance of the
405 owner's commercial enterprise.

406 (15) "Commission" means the State Tax Commission.

407 (16) "Consumer price index" means the same as that term is defined in Section
408 [59-13-102](#).

409 (17) "Dealer" means a person engaged or licensed to engage in the business of buying,
410 selling, or exchanging new or used vehicles, vessels, or outboard motors either outright or on
411 conditional sale, bailment, lease, chattel mortgage, or otherwise or who has an established
412 place of business for the sale, lease, trade, or display of vehicles, vessels, or outboard motors.

413 (18) "Diesel fuel" means the same as that term is defined in Section [59-13-102](#).

414 (19) "Division" means the Motor Vehicle Division of the commission, created in
415 Section [41-1a-106](#).

416 (20) "Dynamic driving task" means the same as that term is defined in Section
417 [41-26-102.1](#).

418 (21) "Electric motor vehicle" means a motor vehicle that is powered solely by an
419 electric motor drawing current from a rechargeable energy storage system.

420 (22) "Essential parts" means the integral and body parts of a vehicle of a type required
421 to be registered in this state, the removal, alteration, or substitution of which would tend to
422 conceal the identity of the vehicle or substantially alter the vehicle's appearance, model, type,
423 or mode of operation.

424 (23) "Farm tractor" means a motor vehicle designed and used primarily as a farm
425 implement for drawing plows, mowing machines, and other implements of husbandry.

426 (24) (a) "Farm truck" means a truck used by the owner or operator of a farm solely for
427 the owner's or operator's own use in the transportation of:

428 (i) farm products, including livestock and its products, poultry and its products,

429 floricultural and horticultural products;

430 (ii) farm supplies, including tile, fence, and any other thing or commodity used in
431 agricultural, floricultural, horticultural, livestock, and poultry production; and

432 (iii) livestock, poultry, and other animals and things used for breeding, feeding, or
433 other purposes connected with the operation of a farm.

434 (b) "Farm truck" does not include the operation of trucks by commercial processors of
435 agricultural products.

436 (25) "Fleet" means one or more commercial vehicles.

437 (26) "Foreign vehicle" means a vehicle of a type required to be registered, brought into
438 this state from another state, territory, or country other than in the ordinary course of business
439 by or through a manufacturer or dealer, and not registered in this state.

440 (27) "Gross laden weight" means the actual weight of a vehicle or combination of
441 vehicles, equipped for operation, to which shall be added the maximum load to be carried.

442 (28) "Highway" or "street" means the entire width between property lines of every way
443 or place of whatever nature when any part of it is open to the public, as a matter of right, for
444 purposes of vehicular traffic.

445 (29) "Hybrid electric motor vehicle" means a motor vehicle that draws propulsion
446 energy from onboard sources of stored energy that are both:

447 (a) an internal combustion engine or heat engine using consumable fuel; and

448 (b) a rechargeable energy storage system where energy for the storage system comes
449 solely from sources onboard the vehicle.

450 (30) (a) "Identification number" means the identifying number assigned by the
451 manufacturer or by the division for the purpose of identifying the vehicle, vessel, or outboard
452 motor.

453 (b) "Identification number" includes a vehicle identification number, state assigned
454 identification number, hull identification number, and motor serial number.

455 (31) "Implement of husbandry" means a vehicle designed or adapted and used
456 exclusively for an agricultural operation and only incidentally operated or moved upon the
457 highways.

458 (32) (a) "In-state miles" means the total number of miles operated in this state during
459 the preceding year by fleet power units.

460 (b) If a fleet is composed entirely of trailers or semitrailers, "in-state miles" means the
461 total number of miles that those vehicles were towed on Utah highways during the preceding
462 year.

463 (33) "Interstate vehicle" means a commercial vehicle operated in more than one state,
464 province, territory, or possession of the United States or foreign country.

465 (34) "Jurisdiction" means a state, district, province, political subdivision, territory, or
466 possession of the United States or any foreign country.

467 (35) "Lienholder" means a person with a security interest in particular property.

468 (36) "Manufactured home" means a transportable factory built housing unit constructed
469 on or after June 15, 1976, according to the Federal Home Construction and Safety Standards
470 Act of 1974 (HUD Code), in one or more sections, which, in the traveling mode, is eight body
471 feet or more in width or 40 body feet or more in length, or when erected on site, is 400 or more
472 square feet, and which is built on a permanent chassis and designed to be used as a dwelling
473 with or without a permanent foundation when connected to the required utilities, and includes
474 the plumbing, heating, air-conditioning, and electrical systems.

475 (37) "Manufacturer" means a person engaged in the business of constructing,
476 manufacturing, assembling, producing, or importing new or unused vehicles, vessels, or
477 outboard motors for the purpose of sale or trade.

478 (38) "Mobile home" means a transportable factory built housing unit built prior to June
479 15, 1976, in accordance with a state mobile home code which existed prior to the Federal
480 Manufactured Housing and Safety Standards Act (HUD Code).

481 (39) "Motor fuel" means the same as that term is defined in Section [59-13-102](#).

482 (40) (a) "Motor vehicle" means a self-propelled vehicle intended primarily for use and
483 operation on the highways.

484 (b) "Motor vehicle" does not include:

485 (i) an off-highway vehicle; or

486 (ii) a motor assisted scooter as defined in Section [41-6a-102](#).

487 (41) "Motorboat" means the same as that term is defined in Section [73-18-2](#).

488 (42) "Motorcycle" means:

489 (a) a motor vehicle having a saddle for the use of the rider and designed to travel on not
490 more than three wheels in contact with the ground; or

491 (b) an autocycle.

492 (43) "Natural gas" means a fuel of which the primary constituent is methane.

493 (44) (a) "Nonresident" means a person who is not a resident of this state as defined by
494 Section 41-1a-202, and who does not engage in intrastate business within this state and does
495 not operate in that business any motor vehicle, trailer, or semitrailer within this state.

496 (b) A person who engages in intrastate business within this state and operates in that
497 business any motor vehicle, trailer, or semitrailer in this state or who, even though engaging in
498 interstate commerce, maintains a vehicle in this state as the home station of that vehicle is
499 considered a resident of this state, insofar as that vehicle is concerned in administering this
500 chapter.

501 (45) "Odometer" means a device for measuring and recording the actual distance a
502 vehicle travels while in operation, but does not include any auxiliary odometer designed to be
503 periodically reset.

504 (46) "Off-highway implement of husbandry" means the same as that term is defined in
505 Section 41-22-2.

506 (47) "Off-highway vehicle" means the same as that term is defined in Section 41-22-2.

507 (48) (a) "Operate" means:

508 (i) to navigate a vessel; or

509 (ii) collectively, the activities performed in order to perform the entire dynamic driving
510 task for a given motor vehicle by:

511 (A) a human driver as defined in Section 41-26-102.1; or

512 (B) an engaged automated driving system.

513 (b) "Operate" includes testing of an automated driving system.

514 (49) "Original issue license plate" means a license plate that is of a format and type
515 issued by the state in the same year as the model year of a vehicle that is a model year 1973 or
516 older.

517 [~~49~~] (50) "Outboard motor" means a detachable self-contained propulsion unit,
518 excluding fuel supply, used to propel a vessel.

519 [~~50~~] (51) (a) "Owner" means a person, other than a lienholder, holding title to a
520 vehicle, vessel, or outboard motor whether or not the vehicle, vessel, or outboard motor is
521 subject to a security interest.

522 (b) If a vehicle is the subject of an agreement for the conditional sale or installment
523 sale or mortgage of the vehicle with the right of purchase upon performance of the conditions
524 stated in the agreement and with an immediate right of possession vested in the conditional
525 vendee or mortgagor, or if the vehicle is the subject of a security agreement, then the
526 conditional vendee, mortgagor, or debtor is considered the owner for the purposes of this
527 chapter.

528 (c) If a vehicle is the subject of an agreement to lease, the lessor is considered the
529 owner until the lessee exercises the lessee's option to purchase the vehicle.

530 [~~(51)~~] (52) "Park model recreational vehicle" means a unit that:

531 (a) is designed and marketed as temporary living quarters for recreational, camping,
532 travel, or seasonal use;

533 (b) is not permanently affixed to real property for use as a permanent dwelling;

534 (c) requires a special highway movement permit for transit; and

535 (d) is built on a single chassis mounted on wheels with a gross trailer area not
536 exceeding 400 square feet in the setup mode.

537 [~~(52)~~] (53) "Personalized license plate" means a license plate that has displayed on it a
538 combination of letters, numbers, or both as requested by the owner of the vehicle and assigned
539 to the vehicle by the division.

540 [~~(53)~~] (54) (a) "Pickup truck" means a two-axle motor vehicle with motive power
541 manufactured, remanufactured, or materially altered to provide an open cargo area.

542 (b) "Pickup truck" includes a motor vehicle with the open cargo area covered with a
543 camper, camper shell, tarp, removable top, or similar structure.

544 [~~(54)~~] (55) "Plug-in hybrid electric motor vehicle" means a hybrid electric motor
545 vehicle that has the capability to charge the battery or batteries used for vehicle propulsion
546 from an off-vehicle electric source, such that the off-vehicle source cannot be connected to the
547 vehicle while the vehicle is in motion.

548 [~~(55)~~] (56) "Pneumatic tire" means a tire in which compressed air is designed to
549 support the load.

550 [~~(56)~~] (57) "Preceding year" means a period of 12 consecutive months fixed by the
551 division that is within 16 months immediately preceding the commencement of the registration
552 or license year in which proportional registration is sought. The division in fixing the period

553 shall conform it to the terms, conditions, and requirements of any applicable agreement or
554 arrangement for the proportional registration of vehicles.

555 ~~[(57)]~~ (58) "Public garage" means a building or other place where vehicles or vessels
556 are kept and stored and where a charge is made for the storage and keeping of vehicles and
557 vessels.

558 ~~[(58)]~~ (59) "Receipt of surrender of ownership documents" means the receipt of
559 surrender of ownership documents described in Section [41-1a-503](#).

560 ~~[(59)]~~ (60) "Reconstructed vehicle" means a vehicle of a type required to be registered
561 in this state that is materially altered from its original construction by the removal, addition, or
562 substitution of essential parts, new or used.

563 ~~[(60)]~~ (61) "Recreational vehicle" means the same as that term is defined in Section
564 [13-14-102](#).

565 ~~[(61)]~~ (62) "Registration" means a document issued by a jurisdiction that allows
566 operation of a vehicle or vessel on the highways or waters of this state for the time period for
567 which the registration is valid and that is evidence of compliance with the registration
568 requirements of the jurisdiction.

569 (63) "Registration decal" means the decal issued by the division that is evidence of
570 compliance with the division's registration requirements.

571 ~~[(62)]~~ (64) (a) "Registration year" means a 12 consecutive month period commencing
572 with the completion of the applicable registration criteria.

573 (b) For administration of a multistate agreement for proportional registration the
574 division may prescribe a different 12-month period.

575 ~~[(63)]~~ (65) "Repair or replacement" means the restoration of vehicles, vessels, or
576 outboard motors to a sound working condition by substituting any inoperative part of the
577 vehicle, vessel, or outboard motor, or by correcting the inoperative part.

578 ~~[(64)]~~ (66) "Replica vehicle" means:

579 (a) a street rod that meets the requirements under Subsection [41-21-1\(3\)\(a\)\(i\)\(B\)](#); or

580 (b) a custom vehicle that meets the requirements under Subsection

581 [41-6a-1507\(1\)\(a\)\(i\)\(B\)](#).

582 ~~[(65)]~~ (67) "Road tractor" means a motor vehicle designed and used for drawing other
583 vehicles and constructed so it does not carry any load either independently or any part of the

584 weight of a vehicle or load that is drawn.

585 ~~[(66)]~~ (68) "Sailboat" means the same as that term is defined in Section 73-18-2.

586 ~~[(67)]~~ (69) "Security interest" means an interest that is reserved or created by a security
587 agreement to secure the payment or performance of an obligation and that is valid against third
588 parties.

589 ~~[(68)]~~ (70) "Semitrailer" means a vehicle without motive power designed for carrying
590 persons or property and for being drawn by a motor vehicle and constructed so that some part
591 of its weight and its load rests or is carried by another vehicle.

592 ~~[(69)]~~ (71) "Special group license plate" means a type of license plate designed for a
593 particular group of people or a license plate authorized and issued by the division in accordance
594 with Section 41-1a-418 or Part 16, Sponsored Special Group License Plates.

595 ~~[(70)]~~ (72) (a) "Special interest vehicle" means a vehicle used for general
596 transportation purposes and that is:

597 (i) 20 years or older from the current year; or

598 (ii) a make or model of motor vehicle recognized by the division director as having
599 unique interest or historic value.

600 (b) In making a determination under Subsection ~~[(70)]~~ (72)(a), the division director
601 shall give special consideration to:

602 (i) a make of motor vehicle that is no longer manufactured;

603 (ii) a make or model of motor vehicle produced in limited or token quantities;

604 (iii) a make or model of motor vehicle produced as an experimental vehicle or one
605 designed exclusively for educational purposes or museum display; or

606 (iv) a motor vehicle of any age or make that has not been substantially altered or
607 modified from original specifications of the manufacturer and because of its significance is
608 being collected, preserved, restored, maintained, or operated by a collector or hobbyist as a
609 leisure pursuit.

610 ~~[(71)]~~ (73) (a) "Special mobile equipment" means a vehicle:

611 (i) not designed or used primarily for the transportation of persons or property;

612 (ii) not designed to operate in traffic; and

613 (iii) only incidentally operated or moved over the highways.

614 (b) "Special mobile equipment" includes:

615 (i) farm tractors;
616 (ii) off-road motorized construction or maintenance equipment including backhoes,
617 bulldozers, compactors, graders, loaders, road rollers, tractors, and trenchers; and
618 (iii) ditch-digging apparatus.

619 (c) "Special mobile equipment" does not include a commercial vehicle as defined
620 under Section [72-9-102](#).

621 ~~[(72)]~~ [\(74\)](#) "Specially constructed vehicle" means a vehicle of a type required to be
622 registered in this state, not originally constructed under a distinctive name, make, model, or
623 type by a generally recognized manufacturer of vehicles, and not materially altered from its
624 original construction.

625 (75) (a) "Standard license plate" means a license plate for general issue described in
626 Subsection [41-1a-402](#)(1).

627 (b) "Standard license plate" includes a license plate for general issue that the division
628 issues before January 1, 2023.

629 ~~[(73)]~~ [\(76\)](#) "State impound yard" means a yard for the storage of a vehicle, vessel, or
630 outboard motor that meets the requirements of rules made by the commission pursuant to
631 Subsection [41-1a-1101](#)(5).

632 (77) "Symbol decal" means the decal that is designed to represent a special group and
633 displayed on a special group license plate.

634 ~~[(74)]~~ [\(78\)](#) "Title" means the right to or ownership of a vehicle, vessel, or outboard
635 motor.

636 ~~[(75)]~~ [\(79\)](#) (a) "Total fleet miles" means the total number of miles operated in all
637 jurisdictions during the preceding year by power units.

638 (b) If fleets are composed entirely of trailers or semitrailers, "total fleet miles" means
639 the number of miles that those vehicles were towed on the highways of all jurisdictions during
640 the preceding year.

641 ~~[(76)]~~ [\(80\)](#) "Trailer" means a vehicle without motive power designed for carrying
642 persons or property and for being drawn by a motor vehicle and constructed so that no part of
643 its weight rests upon the towing vehicle.

644 ~~[(77)]~~ [\(81\)](#) "Transferee" means a person to whom the ownership of property is
645 conveyed by sale, gift, or any other means except by the creation of a security interest.

646 [(78)] (82) "Transferor" means a person who transfers the person's ownership in
647 property by sale, gift, or any other means except by creation of a security interest.

648 [(79)] (83) "Travel trailer," "camping trailer," or "fifth wheel trailer" means a portable
649 vehicle without motive power, designed as a temporary dwelling for travel, recreational, or
650 vacation use that does not require a special highway movement permit when drawn by a
651 self-propelled motor vehicle.

652 [(80)] (84) "Truck tractor" means a motor vehicle designed and used primarily for
653 drawing other vehicles and not constructed to carry a load other than a part of the weight of the
654 vehicle and load that is drawn.

655 [(81)] (85) "Vehicle" includes a motor vehicle, trailer, semitrailer, off-highway vehicle,
656 camper, park model recreational vehicle, manufactured home, and mobile home.

657 [(82)] (86) "Vessel" means the same as that term is defined in Section 73-18-2.

658 [(83)] (87) "Vintage vehicle" means the same as that term is defined in Section
659 41-21-1.

660 [(84)] (88) "Waters of this state" means the same as that term is defined in Section
661 73-18-2.

662 [(85)] (89) "Weighmaster" means a person, association of persons, or corporation
663 permitted to weigh vehicles under this chapter.

664 Section 11. Section 41-1a-222 is amended to read:

665 **41-1a-222. Application for multiyear registration -- Payment of taxes -- Penalties.**

666 (1) The owner of any intrastate fleet of commercial vehicles which is based in the state
667 may apply to the commission for registration in accordance with this section.

668 (a) The application shall be made on a form prescribed by the commission.

669 (b) Upon payment of required fees and meeting other requirements prescribed by the
670 commission, the division shall issue, to each vehicle for which application has been made, a
671 multiyear license plate and registration card.

672 (i) The ~~[license plate]~~ registration decal and the registration card shall bear an
673 expiration date fixed by the division and are valid until ownership of the vehicle to which they
674 are issued is transferred by the applicant or until the expiration date, whichever comes first.

675 (ii) An annual renewal application must be made by the owner if registration
676 identification has been issued on an annual installment fee basis and the required fees must be

677 paid on an annual basis.

678 (iii) License plates and registration cards issued pursuant to this section are valid for an
679 eight-year period, commencing with the year of initial application in this state.

680 (c) When application for registration or renewal is made on an installment payment
681 basis, the applicant shall submit acceptable evidence of a surety bond in a form, and with a
682 surety, approved by the commission and in an amount equal to the total annual fees required
683 for all vehicles registered to the applicant in accordance with this section.

684 (2) Each vehicle registered as part of a fleet of commercial vehicles must be titled in
685 the name of the fleet.

686 (3) Each owner who registers fleets pursuant to this section shall pay the taxes or in
687 lieu fees otherwise due pursuant to:

688 (a) Section 41-1a-206;

689 (b) Section 41-1a-207;

690 (c) Subsection 41-1a-301(12);

691 (d) Section 59-2-405.1;

692 (e) Section 59-2-405.2; or

693 (f) Section 59-2-405.3.

694 (4) An owner who fails to comply with the provisions of this section is subject to the
695 penalties in Section 41-1a-1301 and, if the commission so determines, will result in the loss of
696 the privileges granted in this section.

697 Section 12. Section 41-1a-401 is amended to read:

698 **41-1a-401. License plates -- Number of plates -- Reflectorization -- Indicia of**
699 **registration in lieu of or used with plates.**

700 (1) (a) Except as provided in Subsection (1)(c), the division upon registering a vehicle
701 shall issue to the owner:

702 (i) one license plate for a motorcycle, trailer, or semitrailer;

703 (ii) one registration decal for a park model recreational vehicle, in lieu of a license
704 plate, which shall be attached in plain sight to the rear of the park model recreational vehicle;

705 (iii) one registration decal for a camper, in lieu of a license plate, which shall be
706 attached in plain sight to the rear of the camper; and

707 (iv) two identical license plates for every other vehicle.

708 (b) The license plate or registration decal issued under Subsection (1)(a) is for the
709 particular vehicle registered and may not be removed during the term for which the license
710 plate or registration decal is issued or used upon any other vehicle than the registered vehicle.

711 (c) (i) Notwithstanding Subsections (1)(a) and (b) and except as provided in Subsection
712 (1)(c)(ii), the division, upon registering a motor vehicle that has been sold, traded, or the
713 ownership of which has been otherwise released, shall transfer the license plate issued to the
714 person applying to register the vehicle if:

715 (A) the previous registered owner has included the license plate as part of the sale,
716 trade, or ownership release; and

717 (B) the person applying to register the vehicle applies to transfer the license plate to the
718 new registered owner of the vehicle.

719 (ii) The division may not transfer a personalized or special group license plate to a new
720 registered owner under this Subsection (1)(c) if the new registered owner does not meet the
721 qualification or eligibility requirements for that personalized or special group license plate
722 under [~~Sections 41-1a-410 through 41-1a-422~~] this part or Part 16, Sponsored Special Group
723 License Plates.

724 (2) The division may receive applications for registration renewal, renew registration,
725 and issue new license plates or registration decals at any time prior to the expiration of
726 registration.

727 (3) (a) (i) All license plates to be manufactured and issued by the division shall be
728 treated with a fully reflective material on the plate face that provides effective and dependable
729 reflective brightness during the service period of the license plate.

730 (ii) For a historical support special group license plate created under this part, the
731 division shall procure reflective material to satisfy the requirement under Subsection (3)(a)(i)
732 as soon as such material is available at a reasonable cost.

733 (b) The division shall prescribe all license plate material specifications and establish
734 and implement procedures for conforming to the specifications.

735 (c) The specifications for the materials used such as the aluminum plate substrate, the
736 reflective sheeting, and glue shall be drawn in a manner so that at least two manufacturers may
737 qualify as suppliers.

738 (d) The granting of contracts for the materials shall be by public bid.

739 (4) (a) The commission may issue, adopt, and require the use of indicia of registration
740 it considers advisable in lieu of or in conjunction with license plates as provided in this part.

741 (b) All provisions of this part relative to license plates apply to these indicia of
742 registration, so far as the provisions are applicable.

743 (5) A violation of this section is an infraction.

744 Section 13. Section [41-1a-402](#) is repealed and reenacted to read:

745 **41-1a-402. Standard license plates -- Required colors, numerals, and letters --**
746 **Expiration.**

747 (1) (a) Upon registering a vehicle, the division shall issue to the owner a standard
748 license plate described in Subsection (1)(b) unless the division issues to the owner:

749 (i) a special group license plate in accordance with Section [41-1a-418](#) or Part 16,
750 Sponsored Special Group License Plates; or

751 (ii) an apportioned vehicle license plate in accordance with Section [41-1a-301](#).

752 (b) The division may offer up to four standard license plate options at one time, each
753 with a different design as follows:

754 (i) two designs that incorporate one or more elements that represent the state's
755 economy or geography;

756 (ii) one design that represents the state's values or culture; and

757 (iii) one design that commemorates a current event relevant to the state or a significant
758 anniversary of a historic event relevant to the state.

759 (c) The division shall offer:

760 (i) each design described in Subsection (1)(b)(i) or (ii) for at least a 10-year period; and

761 (ii) each design described in Subsection (1)(b)(iii) for no more than a five-year period.

762 (d) The division may not offer more than four standard license plate designs at any one
763 time.

764 (2) The division may issue a new standard license plate design only if:

765 (a) the Legislature has by concurrent resolution approved the standard license plate
766 design; and

767 (b) sufficient funds are appropriated for the initial costs of production.

768 (3) The governor's office may propose a new design described in Subsection (1)(b) by:

769 (a) consulting with the Utah Department of Cultural and Community Engagement

770 regarding the proposed design;

771 (b) if applicable, identifying which current standard license plate design the governor's
772 office recommends the Legislature discontinue and replace with the proposed design; and

773 (c) submitting to the Transportation Interim Committee for recommendation a request
774 for the Legislature to approve the proposed design by concurrent resolution.

775 (4) (a) Except as provided in Subsection (4)(b), the division may not order or produce a
776 standard license plate that is discontinued under this section.

777 (b) The division may issue a discontinued standard license plate until the division
778 exhausts the discontinued standard license plate's remaining stock.

779 (5) Each license plate shall have displayed on it:

780 (a) the registration number assigned to the vehicle for which the license plate is issued;

781 (b) the name of the state; and

782 (c) unless exempted by Section [41-1a-301](#) or [41-1a-407](#), a registration decal showing
783 the date of expiration displayed in accordance with Subsection (8).

784 (6) If registration is extended by affixing a registration decal to the license plate, the
785 expiration date of the registration decal governs the expiration date of the license plate.

786 (7) (a) Except as provided under Subsection [41-1a-215\(2\)](#) and Section [41-1a-216](#),
787 license plates shall be renewed annually.

788 (b) (i) The division shall issue the vehicle owner a month registration decal and a year
789 registration decal upon the vehicle's first registration with the division.

790 (ii) The division shall issue the vehicle owner only a year registration decal upon
791 subsequent renewals of registration to validate registration renewal.

792 (8) Except as otherwise provided by rule:

793 (a) the month registration decal issued in accordance with Subsection (7) shall be
794 displayed on the license plate in the left position; and

795 (b) the year registration decal issued in accordance with Subsection (7) shall be
796 displayed on the license plate in the right position.

797 (9) The current year registration decal issued in accordance with Subsection (7) shall
798 be placed over or in place of the previous year registration decal.

799 (10) If a license plate, month registration decal, or year registration decal is lost or
800 destroyed, the division shall issue a replacement upon application and payment of the fees

801 required under Section [41-1a-1211](#) or [41-1a-1212](#).

802 (11) (a) A violation of this section is an infraction.

803 (b) A court shall waive a fine for a violation under this section if:

804 (i) the registration for the vehicle was current at the time of the citation; and

805 (ii) the person to whom the citation was issued provides, within 21 business days,
806 evidence that the license plate and registration decals are properly displayed in compliance with
807 this section.

808 (12) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
809 the division may make rules regarding the placement and positioning of registration decals on
810 license plates issued by the division.

811 Section 14. Section **41-1a-410** is amended to read:

812 **41-1a-410. Eligibility for personalized plates.**

813 (1) [~~A~~] Subject to Subsection [41-1a-411](#)(4)(a), a person who is the registered owner of
814 a vehicle not subject to registration under Section [41-1a-301](#), registered with the division, or
815 who applies for an original registration of a vehicle not subject to registration under Section
816 [41-1a-301](#), may upon payment of the fee prescribed in Section [41-1a-1211](#) apply to the division
817 for personalized license plates.

818 (2) Application shall be made in accordance with Section [41-1a-411](#).

819 (3) The personalized plates shall be affixed to the vehicle for which registration is
820 sought in lieu of the regular license plates.

821 (4) Personalized license plates shall be issued only to the registered owner of the
822 vehicle on which they are to be displayed.

823 Section 15. Section **41-1a-411** is amended to read:

824 **41-1a-411. Application for personalized plates -- Refusal authorized.**

825 (1) [~~A~~] Subject to Subsection (4)(a), an applicant for personalized license plates or
826 renewal of the plates shall file an application for the plates in the form and by the date the
827 division requires, indicating the combination of letters, numbers, or both requested as a
828 registration number.

829 (2) (a) Except as provided in Subsection (3) and subject to Subsection (4)(a), the
830 division may refuse to issue any combination of letters, numbers, or both that:

831 (i) may carry connotations offensive to good taste and decency or that would be

832 misleading; or

833 (ii) disparages a group based on:

834 (A) race;

835 (B) color;

836 (C) national origin;

837 (D) religion;

838 (E) age;

839 (F) sex;

840 (G) gender identity;

841 (H) sexual orientation;

842 (I) citizenship status; or

843 (J) physical or mental disability.

844 (b) ~~[The]~~ Subject to Subsection (4)(a), the division may refuse to issue a combination
845 of letters, numbers, or both as a registration number if that same combination is already in use
846 as a registration number on an existing license plate.

847 (3) (a) Except as provided in Subsection (2) or (3)(b), and subject to Subsection (4)(a),
848 the division may not refuse a combination of letters, numbers, or both as a registration number
849 if:

850 (i) the license plate is ~~[an honor]~~ a state agency recognition special group license plate
851 ~~[as described in Section 41-1a-421]~~ as defined in Section 41-1a-1601 for a military veteran,
852 and the combination of letters, numbers, or both refers to:

853 (A) a year related to military service;

854 (B) a military branch; or

855 (C) an official achievement, badge, or honor received for military service; or

856 (ii) the combination of letters, numbers, or both as a registration number refers to an
857 official state symbol described in Section 63G-1-601.

858 (b) ~~[If]~~ Subject to Subsection (4)(a), if an applicant requests a combination containing
859 only numbers, the division may refuse the combination if the combination includes less than
860 four numerical digits.

861 (4) (a) Beginning July 1, 2022, and ending July 1, 2024, the division may not accept an
862 application for a personalized plate under this section.

863 (b) On or before October 1 of each year, the Transportation Interim Committee shall
 864 study personalized license plate programs in other states including:

865 (i) information on relevant court cases and rulings involving other state's personalized
 866 license plate programs;

867 (ii) if available, other state responses to legal challenges to that state's personalized
 868 license plate program; and

869 (iii) recommendations regarding Utah's personalized license plate program, including:

870 (A) reinstating the personalized license plate program;

871 (B) continuing the moratorium; or

872 (C) modifying or repealing the personalized license plate program.

873 Section 16. Section **41-1a-416** is amended to read:

874 **41-1a-416. Original issue license plates -- Alternative stickers -- Rulemaking.**

875 (1) The owner of a motor vehicle that is a model year 1973 or older may apply to the
 876 division for permission to display an original issue license plate [~~of a format and type issued by~~
 877 ~~the state in the same year as the model year of the vehicle~~].

878 [~~(2) The owner of a motor vehicle who desires to display original issue license plates~~
 879 ~~instead of license plates issued under Section 41-1a-401 shall.~~]

880 (2) An owner described in Subsection (1) shall:

881 (a) complete an application on a form provided by the division;

882 [~~(b) supply and submit the original license plates that the owner desires to display to~~
 883 ~~the division for approval; and]~~

884 (b) supply and submit to the division for approval the original issue license plate that
 885 the owner intends to display on the motor vehicle; and

886 (c) pay the fees prescribed in Sections 41-1a-1206 and 41-1a-1211.

887 (3) [~~The division, prior to approval of an application under this section,~~] Before
 888 approving an application under this section, the division shall determine that the original issue
 889 license [plates] plate:

890 (a) [are] is of a format and type issued by the state for use on a motor vehicle [in this
 891 state];

892 (b) [have] has numbers and characters that are unique and do not conflict with existing
 893 license plate series in this state;

894 (c) ~~[are]~~ is legible, durable, and otherwise in a condition that serves the purposes of this
895 chapter~~[-, except that original issue license plates are exempt from the provision of Section~~
896 ~~41-1a-401 regarding reflectorization and Section 41-1a-403 regarding legibility from 100 feet];~~
897 and

898 (d) ~~[are]~~ is from the same year of issue as the model year of the motor vehicle on which
899 ~~[they are]~~ the original issue license plate is to be displayed.

900 (4) (a) ~~[An]~~ Except as provided in this section, the owner of a motor vehicle displaying
901 an original issue license ~~[plates]~~ plate approved under this section is not exempt from any
902 ~~[other requirement of]~~ requirement described in this chapter ~~[except as specified under this~~
903 ~~section]~~.

904 (b) An original issue license plate approved under this section is exempt from:

905 (i) the provisions of Section 41-1a-401 regarding reflectorization; and

906 (ii) Section 41-1a-403.

907 (5) (a) ~~[An owner of a motor vehicle currently registered in this state whose original~~
908 ~~issue license plates are not approved by the division because of the requirement in Subsection~~
909 ~~(3)(b)]~~ A registered owner whose original issue license plate does not meet the requirement
910 described in Subsection (3)(b) may apply to the division for a sticker to allow the temporary
911 display of the original issue license ~~[plates]~~ plate if:

912 (i) ~~the [plates otherwise comply]~~ license plate otherwise complies with this section;

913 (ii) ~~the [plates are]~~ license plate is only displayed when the motor vehicle is used for
914 participating in motor vehicle club activities, exhibitions, tours, parades, and similar activities
915 ~~[and are not used for general daily transportation];~~

916 (iii) the license ~~[plates]~~ plate and registration issued under this chapter for normal use
917 of the motor vehicle for general daily transportation on the highways of this state are kept in the
918 motor vehicle and shown to a peace officer on request; and

919 (iv) the sticker issued by the division under this subsection is properly affixed to the
920 face of the original issue license plate.

921 (b) The sticker issued under this section shall be the size and form customarily
922 furnished by the division.

923 (6) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
924 division may make rules for the implementation of this section.

925 Section 17. Section **41-1a-418** is repealed and reenacted to read:

926 **41-1a-418. Authorized special group license plates.**

927 (1) In accordance with this chapter, the division shall issue to an eligible applicant a
928 special group license plate in one of the following categories:

929 (a) a disability special group license plate issued in accordance with Section **41-1a-420**;

930 (b) a special group license plate issued for:

931 (i) a vintage vehicle; or

932 (ii) a farm truck; or

933 (c) a sponsored special group license plate as defined in Section **41-1a-1601**.

934 (2) The division may not issue a new type of special group license plate or symbol
935 decal unless the division receives:

936 (a) a private donation for the start-up fee established under Section **63J-1-504** for the
937 production and administrative costs of providing the new special group license plate or symbol
938 decal; or

939 (b) a legislative appropriation for the start-up fee described in Subsection (2)(a).

940 (3) Notwithstanding other provisions of this chapter, the division may not require a
941 required contribution as defined in Section **41-1a-1601** for a special group license plate
942 described in Subsection (1)(a) or (b).

943 Section 18. Section **41-1a-419** is amended to read:

944 **41-1a-419. Plate design -- Personalized special group license plates --**

945 **Rulemaking.**

946 ~~[(1)(a) The design and maximum number of numerals or characters on special group~~
947 ~~license plates shall be determined by the division in accordance with the requirements under~~
948 ~~Subsection (1)(b).]~~

949 (1) (a) In accordance with Subsection (1)(b), the division shall determine the design
950 and number of numerals or characters on a special group license plate.

951 (b) (i) Except as provided in Subsection (1)(b)(ii), each special group license plate
952 shall display:

953 (A) the word Utah;

954 (B) the name or identifying slogan of the special group;

955 (C) a symbol decal not exceeding two positions in size representing the special group;

956 and

957 (D) the combination of letters, numbers, or both uniquely identifying the registered
958 vehicle.

959 (ii) The division, in consultation with the Utah State Historical Society, shall design
960 the historical support special group license plate, which shall:

961 (A) have a black background;

962 (B) have white characters; and

963 (C) display the word Utah.

964 (2) (a) The division shall, after consultation with a representative designated by the
965 ~~[special group]~~ sponsoring organization as defined in Section 41-1a-1601, specify the word or
966 words comprising the special group name and the symbol decal to be displayed upon the
967 special group license ~~[plates]~~ plate.

968 (b) A special group license plate symbol decal may not be redesigned:

969 (i) unless the division receives a redesign fee established by the division under Section
970 63J-1-504; and

971 (ii) more frequently than every five years.

972 (c) ~~[(i) Except as provided in Subsection (2)(c)(ii), a]~~ A special group license plate
973 symbol decal may not be reordered unless the division receives a symbol decal reorder fee
974 established by the division ~~[under]~~ in accordance with Section 63J-1-504.

975 ~~[(ii) A recognition special group license plate symbol decal for a currently employed,
976 volunteer, or retired firefighter issued in accordance with Subsection 41-1a-418(1)(d)(v) that is
977 reordered on or after July 1, 2007, but on or before June 30, 2008, is exempt from the symbol
978 decal reorder fee authorized under Subsection (2)(c)(i).]~~

979 (3) The license plates issued for horseless carriages prior to July 1, 1992, are valid
980 without renewal as long as the vehicle is owned by the registered owner and the license plates
981 may not be recalled by the division.

982 ~~[(4) A person who meets the criteria established under Sections 41-1a-418 through
983 41-1a-422 for issuance of special group license plates may make application in the same
984 manner provided in Sections 41-1a-410 and 41-1a-411 for personalized special group license
985 plates.]~~

986 (4) Subject to Subsection 41-1a-411(4)(a), a person who meets the requirements

987 described in this part or Part 16, Sponsored Special Group License Plates, for a special group
988 license plate may, in accordance with Sections [41-1a-410](#) and [41-1a-411](#), apply for a
989 personalized special group license plate.

990 (5) ~~[The]~~ Subject to the provisions of this chapter, the commission shall make rules in
991 accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, to:

992 (a) establish qualifying criteria for persons to receive, renew, or surrender special group
993 license plates; and

994 (b) establish the ~~[maximum]~~ number of numerals or characters for special group
995 license plates.

996 Section 19. Section **41-1a-1201** is amended to read:

997 **41-1a-1201. Disposition of fees.**

998 (1) All fees received and collected under this part shall be transmitted daily to the state
999 treasurer.

1000 (2) Except as provided in Subsections (3), (6), (7), (8), and (9) and Sections
1001 ~~[[41-1a-422](#)]~~ [41-1a-1220](#), [41-1a-1221](#), ~~[and]~~ [41-1a-1223](#), and [41-1a-1603](#), all fees collected
1002 under this part shall be deposited ~~[in]~~ into the Transportation Fund.

1003 (3) Funds generated under Subsections [41-1a-1211](#)(1)(b)(ii), (6)(b)(ii), and (7) and
1004 Section [41-1a-1212](#) may be used by the commission to cover the costs incurred in issuing
1005 license plates under Part 4, License Plates and Registration Indicia.

1006 (4) In accordance with Section [63J-1-602.2](#), all funds available to the commission for
1007 the purchase and distribution of license plates and decals are nonlapsing.

1008 (5) (a) Except as provided in Subsections (3) and (5)(b) and Section [41-1a-1205](#), the
1009 expenses of the commission in enforcing and administering this part shall be provided for by
1010 legislative appropriation from the revenues of the Transportation Fund.

1011 (b) Three dollars of the registration fees imposed under Subsections [41-1a-1206](#)(2)(a)
1012 and (b) for each vehicle registered for a six-month registration period under Section
1013 [41-1a-215.5](#) may be used by the commission to cover the costs incurred in enforcing and
1014 administering this part.

1015 (6) (a) The following portions of the registration fees imposed under Section
1016 [41-1a-1206](#) for each vehicle shall be deposited in the Transportation Investment Fund of 2005
1017 created under Section [72-2-124](#):

- 1018 (i) \$30 of the registration fees imposed under Subsections 41-1a-1206(1)(a), (1)(b),
1019 (1)(f), (4), and (7);
- 1020 (ii) \$21 of the registration fees imposed under Subsections 41-1a-1206(1)(c)(i) and
1021 (1)(c)(ii);
- 1022 (iii) \$2.50 of the registration fee imposed under Subsection 41-1a-1206(1)(e)(ii);
- 1023 (iv) \$23 of the registration fee imposed under Subsection 41-1a-1206(1)(d)(i);
- 1024 (v) \$24.50 of the registration fee imposed under Subsection 41-1a-1206(1)(e)(i); and
- 1025 (vi) \$1 of the registration fee imposed under Subsection 41-1a-1206(1)(d)(ii).
- 1026 (b) The following portions of the registration fees collected for each vehicle registered
1027 for a six-month registration period under Section 41-1a-215.5 shall be deposited in the
1028 Transportation Investment Fund of 2005 created by Section 72-2-124:
- 1029 (i) \$23.25 of each registration fee collected under Subsection 41-1a-1206(2)(a)(i); and
1030 (ii) \$23 of each registration fee collected under Subsection 41-1a-1206(2)(a)(ii).
- 1031 (7) (a) Ninety-four cents of each registration fee imposed under Subsections
1032 41-1a-1206(1)(a) and (b) for each vehicle shall be deposited in the Public Safety Restricted
1033 Account created in Section 53-3-106.
- 1034 (b) Seventy-one cents of each registration fee imposed under Subsections
1035 41-1a-1206(2)(a) and (b) for each vehicle registered for a six-month registration period under
1036 Section 41-1a-215.5 shall be deposited in the Public Safety Restricted Account created in
1037 Section 53-3-106.
- 1038 (8) (a) One dollar of each registration fee imposed under Subsections 41-1a-1206(1)(a)
1039 and (b) for each vehicle shall be deposited into the Motor Vehicle Safety Impact Restricted
1040 Account created in Section 53-8-214.
- 1041 (b) One dollar of each registration fee imposed under Subsections 41-1a-1206(2)(a)
1042 and (b) for each vehicle registered for a six-month registration period under Section
1043 41-1a-215.5 shall be deposited into the Motor Vehicle Safety Impact Restricted Account
1044 created in Section 53-8-214.
- 1045 (9) Fifty cents of each registration fee imposed under Subsection 41-1a-1206(1)(a) for
1046 each motorcycle shall be deposited [in] into the Spinal Cord and Brain Injury Rehabilitation
1047 Fund created in Section 26-54-102.
- 1048 Section 20. Section 41-1a-1204 is amended to read:

1049 **41-1a-1204. Automobile driver education fee -- Amount -- When paid --**

1050 **Exception.**

1051 (1) Each year there is levied and shall be paid to the commission the automobile driver
1052 education fee.

1053 (2) (a) Except as provided in Subsections (2)(b) and (c), the fee is \$2.50 upon each
1054 motor vehicle to be registered for a one-year registration period.

1055 (b) The fee is \$2.00 upon each motor vehicle to be registered under Section
1056 [41-1a-215.5](#) for a six-month registration period.

1057 (c) The following registrations are exempt from the fee in Subsection (2)(a) or (b):

1058 (i) a motorcycle registration; and

1059 (ii) a registration of a vehicle with a Purple Heart special group license plate issued [~~in~~
1060 ~~accordance with Section [41-1a-421](#)];~~

1061 (A) on or before December 31, 2022; or

1062 (B) in accordance with Part 16, Sponsored Special Group License Plates.

1063 Section 21. Section **41-1a-1206** is amended to read:

1064 **41-1a-1206. Registration fees -- Fees by gross laden weight.**

1065 (1) Except as provided in Subsections (2) and (3), at the time application is made for
1066 registration or renewal of registration of a vehicle or combination of vehicles under this
1067 chapter, a registration fee shall be paid to the division as follows:

1068 (a) \$46.00 for each motorcycle;

1069 (b) \$44 for each motor vehicle of 12,000 pounds or less gross laden weight, excluding
1070 motorcycles;

1071 (c) unless the semitrailer or trailer is exempt from registration under Section [41-1a-202](#)
1072 or is registered under Section [41-1a-301](#):

1073 (i) \$31 for each trailer or semitrailer over 750 pounds gross unladen weight; or

1074 (ii) \$28.50 for each commercial trailer or commercial semitrailer of 750 pounds or less
1075 gross unladen weight;

1076 (d) (i) \$53 for each farm truck over 12,000 pounds, but not exceeding 14,000 pounds
1077 gross laden weight; plus

1078 (ii) \$9 for each 2,000 pounds over 14,000 pounds gross laden weight;

1079 (e) (i) \$69.50 for each motor vehicle or combination of motor vehicles, excluding farm

1080 trucks, over 12,000 pounds, but not exceeding 14,000 pounds gross laden weight; plus
1081 (ii) \$19 for each 2,000 pounds over 14,000 pounds gross laden weight;
1082 (f) (i) \$69.50 for each park model recreational vehicle over 12,000 pounds, but not
1083 exceeding 14,000 pounds gross laden weight; plus
1084 (ii) \$19 for each 2,000 pounds over 14,000 pounds gross laden weight;
1085 (g) \$45 for each vintage vehicle that is less than 40 years old; and
1086 (h) in addition to the fee described in Subsection (1)(b):
1087 (i) for each electric motor vehicle:
1088 (A) \$90 during calendar year 2020; and
1089 (B) \$120 beginning January 1, 2021, and thereafter;
1090 (ii) for each hybrid electric motor vehicle:
1091 (A) \$15 during calendar year 2020; and
1092 (B) \$20 beginning January 1, 2021, and thereafter;
1093 (iii) for each plug-in hybrid electric motor vehicle:
1094 (A) \$39 during calendar year 2020; and
1095 (B) \$52 beginning January 1, 2021, and thereafter; and
1096 (iv) for any motor vehicle not described in Subsections (1)(h)(i) through (iii) that is
1097 fueled exclusively by a source other than motor fuel, diesel fuel, natural gas, or propane:
1098 (A) \$90 during calendar year 2020; and
1099 (B) \$120 beginning January 1, 2021, and thereafter.
1100 (2) (a) At the time application is made for registration or renewal of registration of a
1101 vehicle under this chapter for a six-month registration period under Section [41-1a-215.5](#), a
1102 registration fee shall be paid to the division as follows:
1103 (i) \$34.50 for each motorcycle; and
1104 (ii) \$33.50 for each motor vehicle of 12,000 pounds or less gross laden weight,
1105 excluding motorcycles.
1106 (b) In addition to the fee described in Subsection (2)(a)(ii), for registration or renewal
1107 of registration of a vehicle under this chapter for a six-month registration period under Section
1108 [41-1a-215.5](#) a registration fee shall be paid to the division as follows:
1109 (i) for each electric motor vehicle:
1110 (A) \$69.75 during calendar year 2020; and

- 1111 (B) \$93 beginning January 1, 2021, and thereafter;
- 1112 (ii) for each hybrid electric motor vehicle:
- 1113 (A) \$11.25 during calendar year 2020; and
- 1114 (B) \$15 beginning January 1, 2021, and thereafter;
- 1115 (iii) for each plug-in hybrid electric motor vehicle:
- 1116 (A) \$30 during calendar year 2020; and
- 1117 (B) \$40 beginning January 1, 2021, and thereafter; and
- 1118 (iv) for each motor vehicle not described in Subsections (2)(b)(i) through (iii) that is
- 1119 fueled by a source other than motor fuel, diesel fuel, natural gas, or propane:
- 1120 (A) \$69.75 during calendar year 2020; and
- 1121 (B) \$93 beginning January 1, 2021, and thereafter.
- 1122 (3) (a) (i) Beginning on January 1, 2019, the commission shall, on January 1, annually
- 1123 adjust the registration fees described in Subsections (1)(a), (1)(b), (1)(c)(i), (1)(c)(ii), (1)(d)(i),
- 1124 (1)(e)(i), (1)(f)(i), (1)(g), (2)(a), (4)(a), and (7), by taking the registration fee rate for the
- 1125 previous year and adding an amount equal to the greater of:
- 1126 (A) an amount calculated by multiplying the registration fee of the previous year by the
- 1127 actual percentage change during the previous fiscal year in the Consumer Price Index; and
- 1128 (B) 0.
- 1129 (ii) Beginning on January 1, 2022, the commission shall, on January 1, annually adjust
- 1130 the registration fees described in Subsections (1)(h)(i)(B), (1)(h)(ii)(B), (1)(h)(iii)(B),
- 1131 (1)(h)(iv)(B), (2)(b)(i)(B), (2)(b)(ii)(B), (2)(b)(iii)(B), and (2)(b)(iv)(B) by taking the
- 1132 registration fee rate for the previous year and adding an amount equal to the greater of:
- 1133 (A) an amount calculated by multiplying the registration fee of the previous year by the
- 1134 actual percentage change during the previous fiscal year in the Consumer Price Index; and
- 1135 (B) 0.
- 1136 (b) The amounts calculated as described in Subsection (3)(a) shall be rounded up to the
- 1137 nearest 25 cents.
- 1138 (4) (a) The initial registration fee for a vintage vehicle that is 40 years old or older is
- 1139 \$40.
- 1140 (b) A vintage vehicle that is 40 years old or older is exempt from the renewal of
- 1141 registration fees under Subsection (1).

1142 (c) A vehicle with a Purple Heart special group license plate issued [~~in accordance with~~
1143 ~~Section 41-1a-421~~] on or before December 31, 2022, or issued in accordance with Part 16,
1144 Sponsored Special Group License Plates, is exempt from the registration fees under Subsection
1145 (1).

1146 (d) A camper is exempt from the registration fees under Subsection (1).

1147 (5) If a motor vehicle is operated in combination with a semitrailer or trailer, each
1148 motor vehicle shall register for the total gross laden weight of all units of the combination if the
1149 total gross laden weight of the combination exceeds 12,000 pounds.

1150 (6) (a) Registration fee categories under this section are based on the gross laden
1151 weight declared in the licensee's application for registration.

1152 (b) Gross laden weight shall be computed in units of 2,000 pounds. A fractional part
1153 of 2,000 pounds is a full unit.

1154 (7) The owner of a commercial trailer or commercial semitrailer may, as an alternative
1155 to registering under Subsection (1)(c), apply for and obtain a special registration and license
1156 plate for a fee of \$130.

1157 (8) Except as provided in Section ~~41-6a-1642~~, a truck may not be registered as a farm
1158 truck unless:

1159 (a) the truck meets the definition of a farm truck under Section ~~41-1a-102~~; and

1160 (b) (i) the truck has a gross vehicle weight rating of more than 12,000 pounds; or

1161 (ii) the truck has a gross vehicle weight rating of 12,000 pounds or less and the owner
1162 submits to the division a certificate of emissions inspection or a waiver in compliance with
1163 Section ~~41-6a-1642~~.

1164 (9) A violation of Subsection (8) is an infraction that shall be punished by a fine of not
1165 less than \$200.

1166 (10) Trucks used exclusively to pump cement, bore wells, or perform crane services
1167 with a crane lift capacity of five or more tons, are exempt from 50% of the amount of the fees
1168 required for those vehicles under this section.

1169 Section 22. Section ~~41-1a-1211~~ is amended to read:

1170 **41-1a-1211. License plate fees -- Application fees for issuance and renewal of**
1171 **personalized and special group license plates -- Replacement fee for license plates --**
1172 **Postage fees.**

1173 (1) (a) Except as provided in Subsections (11), (12), (13), and (14), a license plate fee
1174 established in accordance with Section 63J-1-504 shall be paid to the division for the issuance
1175 of any new license plate under Part 4, License Plates and Registration Indicia.

1176 (b) The license plate fee shall be deposited as follows:

1177 (i) \$1 in the Transportation Fund; and

1178 (ii) the remainder of the fee charged under Subsection (1)(a), as provided in Section
1179 41-1a-1201.

1180 (2) An applicant for original issuance of personalized license plates issued under
1181 Section 41-1a-410 shall pay a \$50 per set license plate application fee in addition to the fee
1182 required in Subsection (1).

1183 (3) Beginning July 1, 2003, a person who applies for a special group license plate shall
1184 pay a \$5 fee for the original set of license plates in addition to the fee required under
1185 Subsection (1).

1186 (4) An applicant for original issuance of personalized special group license plates shall
1187 pay the license plate application fees required in Subsection (2) in addition to the license plate
1188 fees and license plate application fees established under Subsections (1) and (3).

1189 (5) An applicant for renewal of personalized license plates issued under Section
1190 41-1a-410 shall pay a \$10 per set application fee.

1191 (6) (a) The division may charge a fee established under Section 63J-1-504 to recover
1192 the costs for the replacement of any license plate issued under Part 4, License Plates and
1193 Registration Indicia.

1194 (b) The license plate fee shall be deposited as follows:

1195 (i) \$1 in the Transportation Fund; and

1196 (ii) the remainder of the fee charged under Subsection (6)(a), as provided in Section
1197 41-1a-1201.

1198 (7) The division may charge a fee established under Section 63J-1-504 to recover [its]
1199 the division's costs for the replacement of [~~decals~~] a symbol decal issued under Section
1200 41-1a-418.

1201 (8) The division may charge a fee established under Section 63J-1-504 to recover the
1202 cost of issuing stickers under Section 41-1a-416.

1203 (9) In addition to any other fees required by this section, the division shall assess a fee

1204 established under Section 63J-1-504 to cover postage expenses if new or replacement license
1205 plates are mailed to the applicant.

1206 (10) The fees required under this section are separate from and in addition to
1207 registration fees required under Section 41-1a-1206.

1208 (11) (a) An applicant for a license plate issued under Section 41-1a-407 is not subject
1209 to the license plate fee under Subsection (1).

1210 (b) An applicant for a Purple Heart special group license plate issued [~~in accordance~~
1211 ~~with Section 41-1a-421~~] on or before December 31, 2022, or issued in accordance with Part 16,
1212 Sponsored Special Group License Plates, is exempt from the fees under Subsections (1), (3),
1213 and (7).

1214 (12) A person is exempt from the fee under Subsection (1) or (6) if the person:

1215 (a) was issued a clean fuel special group license plate in accordance with Section
1216 41-1a-418 prior to the effective date of rules made by the Department of Transportation under
1217 Subsection 41-6a-702(5)(b);

1218 (b) beginning on the effective date of rules made by the Department of Transportation
1219 authorized under Subsection 41-6a-702(5)(b), is no longer eligible for a clean fuel special
1220 group license plate under the rules made by the Department of Transportation; and

1221 (c) upon renewal or reissuance, is required to replace the clean fuel special group
1222 license plate with a new license plate.

1223 [~~(13) Until June 30, 2011, a person is exempt from the license plate fee under~~
1224 ~~Subsection (1) or (6) if the person:]~~

1225 [~~(a) was issued a firefighter recognition special group license plate in accordance with~~
1226 ~~Section 41-1a-418 prior to July 1, 2009;~~]

1227 [~~(b) upon renewal of the person's vehicle registration on or after July 1, 2009, is not a~~
1228 ~~contributor to the Firefighter Support Restricted Account as required under Section 41-1a-418;~~
1229 ~~and]~~

1230 [~~(c) is required to replace the firefighter special group license plate with a new license~~
1231 ~~plate in accordance with Section 41-1a-418.]~~

1232 [~~(14) A person is not subject to the license plate fee under Subsection (1) if the person~~
1233 ~~presents official documentation that the person is a recipient of the Purple Heart Award~~
1234 ~~issued.]~~

1235 ~~[(a) by a recognized association representing peace officers who:]~~
 1236 ~~[(i) receives a salary from a federal, state, county, or municipal government or any~~
 1237 ~~subdivision of the state; and]~~
 1238 ~~[(ii) works in the state; or]~~
 1239 ~~[(b) in accordance with Subsection ~~41-1a-421(2)~~.]~~
 1240 (13) An individual is exempt from the license plate fee under Subsection (1) if the
 1241 individual presents official documentation that the individual is a recipient of the Purple Heart
 1242 Award in one of the following forms:
 1243 (a) official documentation issued by a recognized association representing peace
 1244 officers who:
 1245 (i) receive a salary from a federal, state, county, or municipal government or any other
 1246 subdivision of the state; and
 1247 (ii) work in the state;
 1248 (b) a membership card in the Military Order of the Purple Heart; or
 1249 (c) an original or certificate in lieu of the applicant's military discharge form, DD-214,
 1250 issued by the National Personnel Records Center.

1251 Section 23. Section **41-1a-1212** is amended to read:

1252 **41-1a-1212. Fee for replacement of license plate decals.**

1253 A fee established in accordance with Section **63J-1-504** shall be paid to the division for
 1254 the replacement of a license plate registration decal required by Section **41-1a-402** or a
 1255 registration decal required by Section **41-1a-401**.

1256 Section 24. Section **41-1a-1218** is amended to read:

1257 **41-1a-1218. Uninsured motorist identification fee for tracking motor vehicle**
 1258 **insurance -- Exemption -- Deposit.**

1259 (1) (a) Except as provided in Subsections (1)(b) and (c), at the time application is made
 1260 for registration or renewal of registration of a motor vehicle under this chapter, the applicant
 1261 shall pay an uninsured motorist identification fee of \$1 on each motor vehicle.

1262 (b) Except as provided in Subsection (1)(c), at the time application is made for
 1263 registration or renewal of registration of a motor vehicle for a six-month registration period
 1264 under Section **41-1a-215.5**, the applicant shall pay an uninsured motorist identification fee of
 1265 75 cents on each motor vehicle.

1266 (c) The following are exempt from the fee required under Subsection (1)(a) or (b):

1267 (i) a commercial vehicle registered as part of a fleet under Section 41-1a-222 or
1268 Section 41-1a-301;

1269 (ii) a motor vehicle that is exempt from the registration fee under Section 41-1a-1209
1270 or Subsection 41-1a-419(3); and

1271 (iii) a motor vehicle with a Purple Heart special group license plate issued [in
1272 accordance with Section 41-1a-421.];

1273 (A) on or before December 31, 2022; or

1274 (B) in accordance with Part 16, Sponsored Special Group License Plates.

1275 (2) The revenue generated under this section shall be deposited in the Uninsured
1276 Motorist Identification Restricted Account created in Section 41-12a-806.

1277 Section 25. Section 41-1a-1222 is amended to read:

1278 **41-1a-1222. Local option highway construction and transportation corridor**
1279 **preservation fee -- Exemptions -- Deposit -- Transfer -- County ordinance -- Notice.**

1280 (1) As used in this section:

1281 (a) "Metro township" means the same as that term is defined in Section 10-2a-403.

1282 (b) "Unincorporated" means the same as that term is defined in Section 10-1-104.

1283 (2) (a) (i) Except as provided in Subsection (2)(a)(ii), a county legislative body may
1284 impose a local option highway construction and transportation corridor preservation fee of up
1285 to \$10 on each motor vehicle registration within the county.

1286 (ii) A county legislative body may impose a local option highway construction and
1287 transportation corridor preservation fee of up to \$7.75 on each motor vehicle registration for a
1288 six-month registration period under Section 41-1a-215.5 within the county.

1289 (iii) A fee imposed under Subsection (2)(a)(i) or (ii) shall be set in whole dollar
1290 increments.

1291 (b) If imposed under Subsection (2)(a), at the time application is made for registration
1292 or renewal of registration of a motor vehicle under this chapter, the applicant shall pay the local
1293 option highway construction and transportation corridor preservation fee established by the
1294 county legislative body.

1295 (c) The following are exempt from the fee required under Subsection (2)(a):

1296 (i) a motor vehicle that is exempt from the registration fee under Section 41-1a-1209 or

1297 Subsection 41-1a-419(3);
1298 (ii) a commercial vehicle with an apportioned registration under Section 41-1a-301;
1299 and
1300 (iii) a motor vehicle with a Purple Heart special group license plate issued ~~in~~
1301 ~~accordance with Section 41-1a-421-];~~
1302 (A) on or before December 31, 2022; or
1303 (B) in accordance with Part 16, Sponsored Special Group License Plates.
1304 (3) (a) Except as provided in Subsection (3)(b), the revenue generated under this
1305 section shall be:
1306 (i) deposited in the Local Highway and Transportation Corridor Preservation Fund
1307 created in Section 72-2-117.5;
1308 (ii) credited to the county from which it is generated; and
1309 (iii) used and distributed in accordance with Section 72-2-117.5.
1310 (b) The revenue generated by a fee imposed under this section in a county of the first
1311 class shall be deposited or transferred as follows:
1312 (i) 50% of the revenue shall be:
1313 (A) deposited in the County of the First Class Highway Projects Fund created in
1314 Section 72-2-121; and
1315 (B) used in accordance with Section 72-2-121;
1316 (ii) 30% of the revenue shall be deposited, credited, and used as provided in Subsection
1317 (3)(a); and
1318 (iii) 20% of the revenue shall be transferred to the legislative body of a county of the
1319 first class.
1320 (4) Beginning in a fiscal year beginning on or after July 1, 2023, and for 15 years
1321 thereafter, the legislative body of the county of the first class shall annually transfer, from the
1322 revenue transferred to the legislative body of a county of the first class as described in
1323 Subsection (3)(b)(iii):
1324 (a) \$300,000 to Kearns township; and
1325 (b) \$225,000 to Magna township.
1326 (5) To impose or change the amount of a fee under this section, the county legislative
1327 body shall pass an ordinance:

- 1328 (a) approving the fee;
- 1329 (b) setting the amount of the fee; and
- 1330 (c) providing an effective date for the fee as provided in Subsection (6).
- 1331 (6) (a) If a county legislative body enacts, changes, or repeals a fee under this section,
- 1332 the enactment, change, or repeal shall take effect on July 1 if the commission receives notice
- 1333 meeting the requirements of Subsection (6)(b) from the county prior to April 1.
- 1334 (b) The notice described in Subsection (6)(a) shall:
- 1335 (i) state that the county will enact, change, or repeal a fee under this part;
- 1336 (ii) include a copy of the ordinance imposing the fee; and
- 1337 (iii) if the county enacts or changes the fee under this section, state the amount of the
- 1338 fee.

1339 Section 26. Section **41-1a-1305** is amended to read:

1340 **41-1a-1305. License plate and registration card violations -- Class C**
1341 **misdemeanor.**

1342 It is a class C misdemeanor:

- 1343 (1) to break, injure, interfere with, or remove from any vehicle any seal, lock, or device
- 1344 on it for holding or displaying any license plate or registration card attached for denoting
- 1345 registration and identity of the vehicle;
- 1346 (2) to remove from any registered vehicle the license plate or registration card issued or
- 1347 attached to it for its registration;
- 1348 (3) to place or display any license plate or registration card upon any other vehicle than
- 1349 the one for which it was issued by the division;
- 1350 (4) to use or permit the use or display of any license plate, registration card, or permit
- 1351 upon or in the operation of any vehicle other than that for which it was issued;
- 1352 (5) to operate upon any highway of this state any vehicle required by law to be
- 1353 registered without having the license plate or plates securely attached, except that the
- 1354 registration card issued by the division to all trailers and semitrailers shall be carried in the
- 1355 towing vehicle;
- 1356 (6) for any weighmaster to knowingly make any false entry in his record of weights of
- 1357 vehicles subject to registration or to knowingly report to the commission or division any false
- 1358 information regarding the weights;

1359 (7) for any inspector, officer, agent, employee, or other person performing any of the
1360 functions required for the registration or operation of vehicles subject to registration, to do,
1361 permit, cause, connive at, or permit to be done any act with the intent, or knowledge that the
1362 probable effect of the act would be to injure any person, deprive him of his property, or to
1363 injure or defraud the state with respect to its revenues relating to title or registration of
1364 vehicles;

1365 (8) for any person to combine or conspire with another to do, attempt to do, or cause or
1366 allow any of the acts in this chapter classified as a misdemeanor;

1367 (9) to operate any motor vehicle with a camper mounted on it upon any highway
1368 without displaying a current registration decal in clear sight upon the rear of the camper, issued
1369 by the county assessor of the county in which the camper has situs for taxation;

1370 (10) to manufacture, use, display, or sell any facsimile or reproduction of any license
1371 plate issued by the division or any article that would appear to be a substitute for a license
1372 plate; or

1373 (11) to fail to return to the division any registration card, license plate or plates,
1374 registration decal, permit, or title that has been canceled, suspended, voided, or revoked.

1375 Section 27. Section **41-1a-1601** is enacted to read:

1376 **Part 16. Sponsored Special Group License Plates**

1377 **41-1a-1601. Definitions.**

1378 As used in this part:

1379 (1) "Applicant" means a registered owner who submits an application to obtain or
1380 renew a sponsored special group license plate in accordance with this part.

1381 (2) (a) "Charitable purpose" means:

1382 (i) relief of the poor, the distressed, or the underprivileged;

1383 (ii) advancement of religion;

1384 (iii) advancement of education or science;

1385 (iv) erecting or maintaining a public building, monument, or work;

1386 (v) reducing the burdens of government;

1387 (vi) reducing neighborhood tensions;

1388 (vii) eliminating prejudice and discrimination;

1389 (viii) defending human rights and civil rights secured by law; or

- 1390 (ix) combating community deterioration and juvenile delinquency.
- 1391 (b) "Charitable purpose" does not include providing abortion or abortion-related
- 1392 services.
- 1393 (3) "Collegiate special group license plate" means a sponsored special group license
- 1394 plate issued to a contributor to an institution.
- 1395 (4) "Contributor" means an applicant who contributes the required contribution to a
- 1396 sponsoring organization for a sponsored special group license plate.
- 1397 (5) (a) "Existing special group license plate" means a special group license plate that
- 1398 the division issues before January 1, 2023.
- 1399 (b) "Existing special group license plate" does not include a special group license plate
- 1400 described in Subsection [41-1a-418\(1\)\(a\)](#) or (b).
- 1401 (6) "Existing state agency recognition special group license plate" means an existing
- 1402 special group license plate issued to a registered owner who:
- 1403 (a) has one of the following that is related to a government purpose:
- 1404 (i) a special license;
- 1405 (ii) an accomplishment; or
- 1406 (iii) an honor; or
- 1407 (b) holds an elected office.
- 1408 (7) "Institution" means:
- 1409 (a) a state institution of higher education as defined in Section [53B-3-102](#); or
- 1410 (b) a private institution of higher education in the state accredited by a regional or
- 1411 national accrediting agency recognized by the United State Department of Education.
- 1412 (8) "Private nonprofit organization" means a private nonprofit organization that:
- 1413 (a) qualifies as being tax exempt under Section 501(c)(3) of the Internal Revenue
- 1414 Code; and
- 1415 (b) has a charitable purpose.
- 1416 (9) "Private nonprofit special group license plate" means a sponsored special group
- 1417 license plate issued to a contributor to a private nonprofit organization.
- 1418 (10) "Required contribution" means:
- 1419 (a) the minimum annual contribution amount established under Subsection
- 1420 [41-1a-1603\(4\)\(a\)\(iii\)](#); or

1421 (b) if the sponsoring organization establishes a minimum annual contribution amount
1422 in accordance with Subsection 41-1a-1603(4)(b) that is greater than the minimum required
1423 contribution amount established under Subsection 41-1a-1603(4)(a)(iii), the amount the
1424 sponsoring organization establishes.

1425 (11) "Sponsored special group license plate" means a license plate:

1426 (a) designed for and associated with a sponsoring organization; and

1427 (b) issued to an applicant in accordance with this part.

1428 (12) "Sponsoring organization" means an institution, a private nonprofit organization,
1429 or a state agency that is or seeks to be associated with a sponsored special group license plate
1430 created under this part.

1431 (13) "State agency recognition special group license plate" means a sponsored special
1432 group license plate issued to an applicant who:

1433 (a) has one of the following that is related to a government purpose:

1434 (i) a special license;

1435 (ii) an accomplishment; or

1436 (iii) an honor; or

1437 (b) holds an elected office.

1438 (14) "State agency support special group license plate" means:

1439 (a) a sponsored special group license plate issued to a contributor to a state agency to
1440 support a specific state agency program; or

1441 (b) an existing special group license plate issued for a special interest vehicle.

1442 Section 28. Section **41-1a-1602** is enacted to read:

1443 **41-1a-1602. Sponsored special group license plate program.**

1444 (1) The division shall establish and administer a sponsored special group license plate
1445 program as described in this part.

1446 (2) The division shall issue to an applicant who satisfies the requirements of this part
1447 one of the following:

1448 (a) a collegiate special group license plate;

1449 (b) a private nonprofit special group license plate;

1450 (c) a state agency support special group license plate; or

1451 (d) a state agency recognition special group license plate.

1452 Section 29. Section **41-1a-1603** is enacted to read:

1453 **41-1a-1603. Application Requirements -- Fees -- Contributions -- Rulemaking.**

1454 (1) An applicant for a sponsored special group license plate shall submit to the
1455 division:

1456 (a) in a form and manner that the division prescribes, a complete application;

1457 (b) payment of the fee for the issuance of the sponsored special group license plate
1458 established under Subsection (4)(a)(i);

1459 (c) the required contribution for the sponsored special group license plate, unless the
1460 applicant previously paid the required contribution as part of a preorder application described
1461 in Subsection (4); and

1462 (d) if the sponsoring organization elects to require verification as described in Section
1463 41-1a-1604, a verification form obtained from the sponsoring organization.

1464 (2) An applicant who owns a vehicle with the sponsoring organization's sponsored
1465 special group license plate shall submit to the division the required contribution to renew the
1466 sponsored special group license plate.

1467 (3) (a) An applicant who wishes to obtain a new type of sponsored special group
1468 license plate may preorder the new type of sponsored special group license plate by:

1469 (i) submitting to the sponsoring organization associated with the new type of sponsored
1470 special group license plate a complete preorder form created by the division; and

1471 (ii) making the required contribution to the sponsoring organization.

1472 (b) After the division approves the sponsoring organization's request for the new type
1473 of sponsored special group license plate under Section 41-1a-1604, an applicant who submitted
1474 a preorder in accordance with Subsection (3)(a) may apply for the sponsored special group
1475 license plate in accordance with Subsection (1).

1476 (4) (a) The division shall, in accordance with Section 63J-1-504, establish:

1477 (i) the fee to charge an applicant for the division's costs of issuing or renewing a
1478 sponsored special group license plate or symbol decal;

1479 (ii) the fee to charge a sponsoring organization for the division's costs of designing and
1480 administering a new type of sponsored special group license plate; and

1481 (iii) subject to Subsection (4)(b), in an amount equal to at least \$25, the minimum
1482 annual contribution amount an applicant is required to make to obtain or renew the sponsoring

1483 organization's sponsored special group license plate.

1484 (b) A sponsoring organization may establish a required contribution amount for the
1485 sponsoring organization's sponsored special group license plate that is greater than the amount
1486 established by the division under Subsection (4)(a)(iii).

1487 (5) An applicant's contribution is a voluntary contribution for funding the sponsoring
1488 organization's activities and not a motor vehicle registration fee.

1489 (6) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
1490 commission may make rules to establish and administer the sponsored special group license
1491 plate program.

1492 Section 30. Section **41-1a-1604** is enacted to read:

1493 **41-1a-1604. New sponsored special group license plates -- Eligibility criteria.**

1494 (1) If a sponsoring organization satisfies the requirements of this part, the division shall
1495 approve an application for a new type of sponsored special group license plate and issue the
1496 sponsored special group license plate in accordance with this part.

1497 (2) Subject to the other provisions of this part, a sponsoring organization requesting a
1498 new type of sponsored special group license plate shall submit to the division, in a form and
1499 manner the division prescribes:

1500 (a) a complete application requesting the new type of sponsored special group license
1501 plate that includes:

1502 (i) information about the sponsoring organization the division needs to process the
1503 request;

1504 (ii) contact information for an individual representing the sponsoring organization;

1505 (iii) if the sponsoring organization establishes a required contribution amount under
1506 Subsection [41-1a-1603](#)(4)(b) that is greater than the minimum required contribution amount
1507 established under Subsection [41-1a-1603](#)(4)(a)(iii), the amount of the required contribution;

1508 (iv) account information to allow the division to disburse funds from required
1509 contributions the division collects through the sponsored special group license plate program to
1510 the sponsoring organization;

1511 (v) a link to a functional website described in Subsection (7); and

1512 (vi) if the sponsoring organization requires an applicant to submit a verification form
1513 described in Subsection (8)(b)(i), a statement indicating that a verification form is required;

1514 (b) at least 500 complete preorder applications for the new type of sponsored special
1515 group license plate, including verification that each preorder application included the required
1516 contribution;

1517 (c) the fee for the cost of designing and administering the new type of sponsored
1518 special group license plate established under Subsection 41-1a-1603(4)(a)(ii); and

1519 (d) if the new type of sponsored special group license plate is a private nonprofit
1520 special group license plate:

1521 (i) a copy of the Internal Revenue Service letter approving the sponsoring
1522 organization's Section 501(c)(3) status;

1523 (ii) an affidavit signed under penalty of perjury declaring that the sponsoring
1524 organization has a charitable purpose; and

1525 (iii) an indication of the private nonprofit organization's charitable purpose.

1526 (3) If an application under Subsection (2) is for a special group license plate that was
1527 discontinued in accordance with this part, each registered vehicle with the discontinued special
1528 group license plate is considered a complete preorder application for the purposes of
1529 Subsection (2)(b).

1530 (4) The division:

1531 (a) may share data collected under Subsection (2)(d)(iii) with the Legislature and the
1532 state auditor;

1533 (b) may not use the information in Subsection (2)(d)(iii) in deciding whether to
1534 approve the sponsoring organization's application; and

1535 (c) is not required to evaluate the accuracy or veracity of information the private
1536 nonprofit organization provides under Subsection (2)(d).

1537 (5) Except as otherwise provided in this part, the division may not begin design work
1538 on or issue a new type of sponsored special group license plate unless the sponsoring
1539 organization satisfies the requirements of Subsection (2).

1540 (6) A sponsoring organization that is a state agency may request a state agency
1541 recognition special group license plate without meeting the minimum preorder requirements of
1542 Subsection (2)(b) if:

1543 (a) the governor certifies that there is a legitimate government operations purpose for
1544 issuing the state agency recognition special group license plate; and

1545 (b) through appropriation or any other source, funds are available to cover the startup
1546 and administrative costs of the state agency recognition special group license plate.

1547 (7) A sponsoring organization of a sponsored special group license plate issued in
1548 accordance with this part shall maintain a functional website that:

1549 (a) explains how the sponsoring organization will use the required contributions in
1550 accordance with this part;

1551 (b) if applicable, makes available the sponsoring organization's most recent Internal
1552 Revenue Service Form 990; and

1553 (c) provides instructions for how to obtain a verification form if the sponsoring
1554 organization elects to require verification in accordance with Subsection (8).

1555 (8) (a) A sponsoring organization may establish eligibility requirements for the
1556 sponsoring organization's sponsored special group license plate.

1557 (b) If a sponsoring organization establishes eligibility requirements under this
1558 subsection, the sponsoring organization shall:

1559 (i) inform the division that a verification form is required as part of an application for
1560 the sponsoring organization's sponsored special group license plate;

1561 (ii) establish a process for providing a verification form to an applicant; and

1562 (iii) provide a verification form prescribed by the division to an applicant who satisfies
1563 the sponsoring organization's eligibility requirements.

1564 (9) The division shall begin issuing the new type of sponsored special group license
1565 plate no later than six months after the day on which the division receives the items described
1566 in Subsection (2).

1567 (10) The division may:

1568 (a) consider a request for a sponsored special group license plate for two or more
1569 military branches as a request for a single type of sponsored special group license plate for the
1570 purposes of meeting the eligibility criteria described in this section; and

1571 (b) charge an appropriate fee for ordering multiple symbol decals for each military
1572 branch.

1573 Section 31. Section **41-1a-1605** is enacted to read:

1574 **41-1a-1605. Collegiate special group license plates.**

1575 (1) A sponsoring organization that is an institution shall only use funds received

1576 through the sponsored special group license plate program for the institution's scholastic
1577 scholarships.

1578 (2) The state auditor may audit each institution to verify that the money an institution
1579 collects from contributors is used only for scholastic scholarships.

1580 Section 32. Section **41-1a-1606** is enacted to read:

1581 **41-1a-1606. Private nonprofit special group license plates.**

1582 (1) A sponsoring organization that is a private nonprofit organization shall:

1583 (a) only use funds received through the sponsored special group license plate program
1584 for the charitable purpose described in the private nonprofit organization's application
1585 submitted to the division under Section [41-1a-1603](#); and

1586 (b) may not use funds received through the sponsored special group license plate
1587 program to pay the private nonprofit organization's employee salaries or benefits,
1588 administrative costs, or fundraising expenses.

1589 (2) A private nonprofit organization may collect a contributor's personal information
1590 for the purposes of future fundraising and any required reporting, if the private nonprofit
1591 organization requires a verification form described in Section [41-1a-1604](#).

1592 (3) The state auditor may audit each private nonprofit organization to verify that the
1593 money the private nonprofit organization collects from contributors is used for the private
1594 nonprofit organization's charitable purpose in accordance with this part.

1595 Section 33. Section **41-1a-1607** is enacted to read:

1596 **41-1a-1607. State agency special group license plates.**

1597 A sponsoring organization that is a state agency:

1598 (1) shall only use funds received through the sponsored special group license plate
1599 program for the implementation or administration of the state agency's designated program; and

1600 (2) may not direct funds received through the sponsored special group license plate
1601 program to a nongovernmental entity.

1602 Section 34. Section **41-1a-1608** is enacted to read:

1603 **41-1a-1608. Review -- Discontinuance.**

1604 (1) The division shall annually review each sponsored special group license plate to
1605 determine the number of registered vehicles with each type of sponsored special group license
1606 plate during the preceding calendar year.

1607 (2) (a) The division shall discontinue a type of sponsored special group license plate if
1608 for two consecutive calendar years, the division's annual review shows that fewer than 500
1609 registered vehicles have that type of sponsored special group license plate.

1610 (b) The division shall discontinue a sponsored special group license plate under
1611 Subsection (2)(a) beginning January 1 of the calendar year following the year of the second
1612 annual review.

1613 (3) If the division discontinues a type of sponsored special group license plate in
1614 accordance with this section, the division may not reinstate the sponsored special group license
1615 plate unless the sponsoring organization submits a request for the discontinued sponsored
1616 special group license plate in the same manner as a request for a new type of sponsored special
1617 group license plate under Section [41-1a-1604](#).

1618 (4) (a) A registered owner to whom the division issued an existing special group
1619 license plate or a sponsored special group license plate that the division discontinues in
1620 accordance with this section or Section [41-1a-1609](#) may continue to display the license plate
1621 upon renewing the motor vehicle's registration.

1622 (b) A registered owner described in Subsection (4)(a) is not required to pay a required
1623 contribution to the sponsoring organization associated with the sponsored special group license
1624 plate.

1625 (5) The division may not transfer to a new registered owner a special group license
1626 plate that is discontinued under this part.

1627 (6) Subsection (2) does not apply to a state agency recognition special group license
1628 plate that is an existing special group license plate.

1629 Section 35. Section **41-1a-1609** is enacted to read:

1630 **41-1a-1609. Transition of existing special group license plates.**

1631 (1) (a) Except as provided in this section, on March 31, 2023, the division shall
1632 discontinue each existing special group license plate.

1633 (b) The division may not issue an existing special group license plate that the division
1634 discontinues in accordance with this Subsection (1).

1635 (2) (a) Subject to the other provisions of this part, the division may issue an existing
1636 special group license plate on or after March 31, 2023, if:

1637 (i) before March 31, 2023, the sponsoring organization submits to the division a

1638 request for the existing special group license plate in the same manner as a request for a new
1639 type of sponsored special group license plate under Section [41-1a-1604](#); and

1640 (ii) except for an existing state agency recognition special group license plate described
1641 in Subsection (6) or (8), there are at least 500 registered vehicles with the existing special
1642 group license plate on December 31, 2022.

1643 (b) For an application described in Subsection (2)(a), the requirements described in
1644 Subsection [41-1a-1604](#)(2)(b) do not apply.

1645 (3) (a) A private nonprofit organization may be a sponsoring organization of an
1646 existing special group license plate only if the sponsoring organization received contributions
1647 related to the existing special group license plate on or after January 1, 2021.

1648 (b) Subsection (3)(a) does not apply to an existing special group license plate described
1649 in Subsection (7).

1650 (4) If a sponsoring organization that is a state agency submits a request described in
1651 Subsection (2)(a), upon notice to the division and with the private nonprofit organization's
1652 agreement, the sponsoring organization may transfer the existing special group license plate to
1653 a private nonprofit organization to sponsor the special group license plate as a private nonprofit
1654 special group license plate.

1655 (5) After the division discontinues an existing special group license plate in accordance
1656 with this section, the division may not reinstate the special group license plate unless the
1657 sponsoring organization submits a request for the existing special group license plate in the
1658 same manner as a request for a new type of sponsored special group license plate under Section
1659 [41-1a-1604](#).

1660 (6) If a state agency submits a request under this section or Section [41-1a-1604](#) for one
1661 of the following existing special group license plates and meets the requirements of this part,
1662 the division shall reinstate the existing special group license plate as a state agency recognition
1663 special group license plate:

1664 (a) a veteran special group license plate issued to:

1665 (i) a survivor of the Japanese attack on Pearl Harbor;

1666 (ii) a former prisoner of war;

1667 (iii) a Purple Heart recipient;

1668 (iv) a disabled veteran; or

- 1669 (v) a recipient of a gold star award issued by the United States Secretary of Defense; or
1670 (b) a recognition special group license plate issued for:
1671 (i) a current member of the Legislature;
1672 (ii) a current member of the United States Congress;
1673 (iii) a current honorary consul designated by the United States Department of State;
1674 (iv) a current member of the National Guard;
1675 (v) an individual supporting the Utah Wing of the Civil Air Patrol;
1676 (vi) a licensed amateur radio operator;
1677 (vii) an emergency medical technician;
1678 (viii) an individual supporting commemoration and recognition of women's suffrage;

1679 or

- 1680 (ix) an individual supporting the recognition and continuation of the work and life of
1681 Dr. Martin Luther King, Jr.

1682 (7) If a private nonprofit organization submits a request under this section or Section
1683 41-1a-1604 for one of the following existing special group license plates and meets the
1684 requirements of this part, the division shall reinstate the existing special group license plate as a
1685 private nonprofit special group license plate to:

- 1686 (a) a current member of a search and rescue team; or
1687 (b) a fraternal initiatic order recognition.

1688 (8) If a state agency submits a request under this section or Section 41-1a-1604 for an
1689 existing special group license plate issued to a campaign or combat theater award recipient and
1690 meets the requirements of this part, the division shall reinstate the existing special group
1691 license plate as a state agency recognition special group license plate.

1692 (9) The requirements of this part related to a required contribution do not apply to a
1693 special group license plate described in Subsection (6) or (7) unless the sponsoring
1694 organization informs the division in the sponsoring organization's request under this section or
1695 Section 41-1a-1604 that the sponsoring organization requires a required contribution.

1696 Section 36. Section **41-1a-1610** is enacted to read:

1697 **41-1a-1610. Sponsored Special Group License Plate Fund.**

1698 (1) As used in this section, "fund" means the Sponsored Special Group License Plate
1699 Fund created in Subsection (2).

1700 (2) There is created an expendable special revenue fund known as the "Sponsored
1701 Special Group License Plate Fund."

1702 (3) The fund consists of all required contributions the division collects under this part.

1703 (4) The division shall, at least annually, disburse to each sponsoring organization any
1704 money, less any fees or actual administrative costs associated with issuing a sponsoring
1705 organization's sponsored special group license plate, from the fund.

1706 Section 37. Section **41-6a-1642** is amended to read:

1707 **41-6a-1642. Emissions inspection -- County program.**

1708 (1) The legislative body of each county required under federal law to utilize a motor
1709 vehicle emissions inspection and maintenance program or in which an emissions inspection
1710 and maintenance program is necessary to attain or maintain any national ambient air quality
1711 standard shall require:

1712 (a) a certificate of emissions inspection, a waiver, or other evidence the motor vehicle
1713 is exempt from emissions inspection and maintenance program requirements be presented:

1714 (i) as a condition of registration or renewal of registration; and

1715 (ii) at other times as the county legislative body may require to enforce inspection
1716 requirements for individual motor vehicles, except that the county legislative body may not
1717 routinely require a certificate of emissions inspection, or waiver of the certificate, more often
1718 than required under Subsection (9); and

1719 (b) compliance with this section for a motor vehicle registered or principally operated
1720 in the county and owned by or being used by a department, division, instrumentality, agency, or
1721 employee of:

1722 (i) the federal government;

1723 (ii) the state and any of its agencies; or

1724 (iii) a political subdivision of the state, including school districts.

1725 (2) A vehicle owner subject to Subsection (1) shall obtain a motor vehicle emissions
1726 inspection and maintenance program certificate of emissions inspection as described in
1727 Subsection (1), but the program may not deny vehicle registration based solely on the presence
1728 of a defeat device covered in the Volkswagen partial consent decrees or a United States
1729 Environmental Protection Agency-approved vehicle modification in the following vehicles:

1730 (a) a 2.0-liter diesel engine motor vehicle in which its lifetime nitrogen oxide

- 1731 emissions are mitigated in the state pursuant to a partial consent decree, including:
- 1732 (i) Volkswagen Jetta, model years 2009, 2010, 2011, 2012, 2013, 2014, and 2015;
- 1733 (ii) Volkswagen Jetta Sportwagen, model years 2009, 2010, 2011, 2012, 2013, and
- 1734 2014;
- 1735 (iii) Volkswagen Golf, model years 2010, 2011, 2012, 2013, 2014, and 2015;
- 1736 (iv) Volkswagen Golf Sportwagen, model year 2015;
- 1737 (v) Volkswagen Passat, model years 2012, 2013, 2014, and 2015;
- 1738 (vi) Volkswagen Beetle, model years 2013, 2014, and 2015;
- 1739 (vii) Volkswagen Beetle Convertible, model years 2013, 2014, and 2015; and
- 1740 (viii) Audi A3, model years 2010, 2011, 2012, 2013, and 2015; and
- 1741 (b) a 3.0-liter diesel engine motor vehicle in which its lifetime nitrogen oxide
- 1742 emissions are mitigated in the state to a settlement, including:
- 1743 (i) Volkswagen Touareg, model years 2009, 2010, 2011, 2012, 2013, 2014, 2015, and
- 1744 2016;
- 1745 (ii) Audi Q7, model years 2009, 2010, 2011, 2012, 2013, 2014, 2015, and 2016;
- 1746 (iii) Audi A6 Quattro, model years 2014, 2015, and 2016;
- 1747 (iv) Audi A7 Quattro, model years 2014, 2015, and 2016;
- 1748 (v) Audi A8, model years 2014, 2015, and 2016;
- 1749 (vi) Audi A8L, model years 2014, 2015, and 2016;
- 1750 (vii) Audi Q5, model years 2014, 2015, and 2016; and
- 1751 (viii) Porsche Cayenne Diesel, model years 2013, 2014, 2015, and 2016.
- 1752 (3) (a) The legislative body of a county identified in Subsection (1), in consultation
- 1753 with the Air Quality Board created under Section [19-1-106](#), shall make regulations or
- 1754 ordinances regarding:
- 1755 (i) emissions standards;
- 1756 (ii) test procedures;
- 1757 (iii) inspections stations;
- 1758 (iv) repair requirements and dollar limits for correction of deficiencies; and
- 1759 (v) certificates of emissions inspections.
- 1760 (b) In accordance with Subsection (3)(a), a county legislative body:
- 1761 (i) shall make regulations or ordinances to attain or maintain ambient air quality

1762 standards in the county, consistent with the state implementation plan and federal
1763 requirements;

1764 (ii) may allow for a phase-in of the program by geographical area; and

1765 (iii) shall comply with the analyzer design and certification requirements contained in
1766 the state implementation plan prepared under Title 19, Chapter 2, Air Conservation Act.

1767 (c) The county legislative body and the Air Quality Board shall give preference to an
1768 inspection and maintenance program that:

1769 (i) is decentralized, to the extent the decentralized program will attain and maintain
1770 ambient air quality standards and meet federal requirements;

1771 (ii) is the most cost effective means to achieve and maintain the maximum benefit with
1772 regard to ambient air quality standards and to meet federal air quality requirements as related to
1773 vehicle emissions; and

1774 (iii) provides a reasonable phase-out period for replacement of air pollution emission
1775 testing equipment made obsolete by the program.

1776 (d) The provisions of Subsection (3)(c)(iii) apply only to the extent the phase-out:

1777 (i) may be accomplished in accordance with applicable federal requirements; and

1778 (ii) does not otherwise interfere with the attainment and maintenance of ambient air
1779 quality standards.

1780 (4) The following vehicles are exempt from an emissions inspection program and the
1781 provisions of this section:

1782 (a) an implement of husbandry as defined in Section [41-1a-102](#);

1783 (b) a motor vehicle that:

1784 (i) meets the definition of a farm truck under Section [41-1a-102](#); and

1785 (ii) has a gross vehicle weight rating of 12,001 pounds or more;

1786 (c) a vintage vehicle as defined in Section [41-21-1](#);

1787 (d) a custom vehicle as defined in Section [41-6a-1507](#);

1788 (e) to the extent allowed under the current federally approved state implementation
1789 plan, in accordance with the federal Clean Air Act, 42 U.S.C. Sec. 7401, et seq., a motor
1790 vehicle that is less than two years old on January 1 based on the age of the vehicle as
1791 determined by the model year identified by the manufacturer;

1792 (f) a pickup truck, as defined in Section [41-1a-102](#), with a gross vehicle weight rating

- 1793 of 12,000 pounds or less, if the registered owner of the pickup truck provides a signed
1794 statement to the legislative body stating the truck is used:
- 1795 (i) by the owner or operator of a farm located on property that qualifies as land in
1796 agricultural use under Sections 59-2-502 and 59-2-503; and
- 1797 (ii) exclusively for the following purposes in operating the farm:
- 1798 (A) for the transportation of farm products, including livestock and its products,
1799 poultry and its products, floricultural and horticultural products; and
- 1800 (B) in the transportation of farm supplies, including tile, fence, and every other thing or
1801 commodity used in agricultural, floricultural, horticultural, livestock, and poultry production
1802 and maintenance;
- 1803 (g) a motorcycle as defined in Section 41-1a-102;
- 1804 (h) an electric motor vehicle as defined in Section 41-1a-102; and
- 1805 (i) a motor vehicle with a model year of 1967 or older.
- 1806 (5) The county shall issue to the registered owner who signs and submits a signed
1807 statement under Subsection (4)(f) a certificate of exemption from emissions inspection
1808 requirements for purposes of registering the exempt vehicle.
- 1809 (6) A legislative body of a county described in Subsection (1) may exempt from an
1810 emissions inspection program a diesel-powered motor vehicle with a:
- 1811 (a) gross vehicle weight rating of more than 14,000 pounds; or
1812 (b) model year of 1997 or older.
- 1813 (7) The legislative body of a county required under federal law to utilize a motor
1814 vehicle emissions inspection program shall require:
- 1815 (a) a computerized emissions inspection for a diesel-powered motor vehicle that has:
- 1816 (i) a model year of 2007 or newer;
- 1817 (ii) a gross vehicle weight rating of 14,000 pounds or less; and
- 1818 (iii) a model year that is five years old or older; and
- 1819 (b) a visual inspection of emissions equipment for a diesel-powered motor vehicle:
- 1820 (i) with a gross vehicle weight rating of 14,000 pounds or less;
- 1821 (ii) that has a model year of 1998 or newer; and
- 1822 (iii) that has a model year that is five years old or older.
- 1823 (8) (a) Subject to Subsection (8)(c), the legislative body of each county required under

1824 federal law to utilize a motor vehicle emissions inspection and maintenance program or in
1825 which an emissions inspection and maintenance program is necessary to attain or maintain any
1826 national ambient air quality standard may require each college or university located in a county
1827 subject to this section to require its students and employees who park a motor vehicle not
1828 registered in a county subject to this section to provide proof of compliance with an emissions
1829 inspection accepted by the county legislative body if the motor vehicle is parked on the college
1830 or university campus or property.

1831 (b) College or university parking areas that are metered or for which payment is
1832 required per use are not subject to the requirements of this Subsection (8).

1833 (c) The legislative body of a county shall make the reasons for implementing the
1834 provisions of this Subsection (8) part of the record at the time that the county legislative body
1835 takes its official action to implement the provisions of this Subsection (8).

1836 (9) (a) An emissions inspection station shall issue a certificate of emissions inspection
1837 for each motor vehicle that meets the inspection and maintenance program requirements
1838 established in rules made under Subsection (3).

1839 (b) The frequency of the emissions inspection shall be determined based on the age of
1840 the vehicle as determined by model year and shall be required annually subject to the
1841 provisions of Subsection (9)(c).

1842 (c) (i) To the extent allowed under the current federally approved state implementation
1843 plan, in accordance with the federal Clean Air Act, 42 U.S.C. Sec. 7401 et seq., the legislative
1844 body of a county identified in Subsection (1) shall only require the emissions inspection every
1845 two years for each vehicle.

1846 (ii) The provisions of Subsection (9)(c)(i) apply only to a vehicle that is less than six
1847 years old on January 1.

1848 (iii) For a county required to implement a new vehicle emissions inspection and
1849 maintenance program on or after December 1, 2012, under Subsection (1), but for which no
1850 current federally approved state implementation plan exists, a vehicle shall be tested at a
1851 frequency determined by the county legislative body, in consultation with the Air Quality
1852 Board created under Section [19-1-106](#), that is necessary to comply with federal law or attain or
1853 maintain any national ambient air quality standard.

1854 (iv) If a county legislative body establishes or changes the frequency of a vehicle

1855 emissions inspection and maintenance program under Subsection (9)(c)(iii), the establishment
1856 or change shall take effect on January 1 if the State Tax Commission receives notice meeting
1857 the requirements of Subsection (9)(c)(v) from the county before October 1.

1858 (v) The notice described in Subsection (9)(c)(iv) shall:

1859 (A) state that the county will establish or change the frequency of the vehicle emissions
1860 inspection and maintenance program under this section;

1861 (B) include a copy of the ordinance establishing or changing the frequency; and

1862 (C) if the county establishes or changes the frequency under this section, state how
1863 frequently the emissions testing will be required.

1864 (d) If an emissions inspection is only required every two years for a vehicle under
1865 Subsection (9)(c), the inspection shall be required for the vehicle in:

1866 (i) odd-numbered years for vehicles with odd-numbered model years; or

1867 (ii) in even-numbered years for vehicles with even-numbered model years.

1868 (10) (a) Except as provided in Subsections (9)(b), (c), and (d), the emissions inspection
1869 required under this section may be made no more than two months before the renewal of
1870 registration.

1871 (b) (i) If the title of a used motor vehicle is being transferred, the owner may use an
1872 emissions inspection certificate issued for the motor vehicle during the previous 11 months to
1873 satisfy the requirement under this section.

1874 (ii) If the transferor is a licensed and bonded used motor vehicle dealer, the owner may
1875 use an emissions inspection certificate issued for the motor vehicle in a licensed and bonded
1876 motor vehicle dealer's name during the previous 11 months to satisfy the requirement under
1877 this section.

1878 (c) If the title of a leased vehicle is being transferred to the lessee of the vehicle, the
1879 lessee may use an emissions inspection certificate issued during the previous 11 months to
1880 satisfy the requirement under this section.

1881 (d) If the motor vehicle is part of a fleet of 101 or more vehicles, the owner may not
1882 use an emissions inspection made more than 11 months before the renewal of registration to
1883 satisfy the requirement under this section.

1884 (e) If the application for renewal of registration is for a six-month registration period
1885 under Section [41-1a-215.5](#), the owner may use an emissions inspection certificate issued during

1886 the previous eight months to satisfy the requirement under this section.

1887 (11) (a) A county identified in Subsection (1) shall collect information about and
1888 monitor the program.

1889 (b) A county identified in Subsection (1) shall supply this information to an appropriate
1890 legislative committee, as designated by the Legislative Management Committee, at times
1891 determined by the designated committee to identify program needs, including funding needs.

1892 (12) If approved by the county legislative body, a county that had an established
1893 emissions inspection fee as of January 1, 2002, may increase the established fee that an
1894 emissions inspection station may charge by \$2.50 for each year that is exempted from
1895 emissions inspections under Subsection (9)(c) up to a \$7.50 increase.

1896 (13) (a) Except as provided in Subsection 41-1a-1223(1)(c), a county identified in
1897 Subsection (1) may impose a local emissions compliance fee on each motor vehicle registration
1898 within the county in accordance with the procedures and requirements of Section 41-1a-1223.

1899 (b) A county that imposes a local emissions compliance fee may use revenues
1900 generated from the fee for the establishment and enforcement of an emissions inspection and
1901 maintenance program in accordance with the requirements of this section.

1902 (c) A county that imposes a local emissions compliance fee may use revenues
1903 generated from the fee to promote programs to maintain a local, state, or national ambient air
1904 quality standard.

1905 (14) A county legislative body described in Subsection (1) may exempt a motor vehicle
1906 from an emissions inspection if:

1907 (a) the motor vehicle is 30 years old or older;

1908 (b) the county determines that the motor vehicle was driven less than 1,500 miles
1909 during the preceding 12-month period; and

1910 (c) the owner provides to the county legislative body a statement signed by the owner
1911 that states the motor vehicle:

1912 (i) is primarily a collector's item used for:

1913 (A) participation in club activities;

1914 (B) exhibitions;

1915 (C) tours; or

1916 (D) parades; or

1917 (ii) is only used for occasional transportation.

1918 Section 38. Section **53-1-118** is amended to read:

1919 **53-1-118. Public Safety Honoring Heroes Restricted Account -- Creation --**
1920 **Funding -- Distribution of funds by the commissioner.**

1921 (1) There is created in the General Fund a restricted account known as the Public
1922 Safety Honoring Heroes Restricted Account.

1923 (2) The account shall be funded by:

1924 [~~(a) contributions deposited into the Public Safety Honoring Heroes Restricted~~
1925 ~~Account in accordance with Section ~~41-1a-422~~;~~]

1926 [~~(b)~~] (a) private contributions; and

1927 [~~(c)~~] (b) donations or grants from public or private entities.

1928 (3) The Legislature shall appropriate money in the account to the commissioner.

1929 (4) The commissioner shall distribute the funds to one or more charitable organizations
1930 that:

1931 (a) qualify as being tax exempt under Section 501(c)(3) of the Internal Revenue Code;
1932 and

1933 (b) have as a primary part of their mission to support the families of fallen Utah
1934 Highway Patrol troopers and other Department of Public Safety employees.

1935 (5) The commissioner may only consider proposals that are:

1936 (a) proposed by a charitable organization under Subsection (4); and

1937 (b) designed to support families of fallen Utah Highway Patrol troopers and other
1938 Department of Public Safety employees.

1939 (6) (a) An organization described in Subsection (4) may apply to the commissioner to
1940 receive a distribution in accordance with Subsection (4).

1941 (b) An organization that receives a distribution from the commissioner in accordance
1942 with Subsection (4) shall expend the distribution only to support the families of fallen Utah
1943 Highway Patrol troopers and other Department of Public Safety employees.

1944 (7) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
1945 commissioner shall make rules providing procedures for an organization to apply to receive
1946 funds under this section.

1947 Section 39. Section **53-1-120** is amended to read:

1948 **53-1-120. Utah Law Enforcement Memorial Support Restricted Account --**
1949 **Creation -- Funding -- Distribution of funds by the commissioner.**

1950 (1) There is created in the General Fund a restricted account known as the Utah Law
1951 Enforcement Memorial Support Restricted Account.

1952 (2) The account shall be funded by:

1953 ~~[(a) contributions deposited into the Utah Law Enforcement Memorial Support~~
1954 ~~Restricted Account in accordance with Section ~~41-1a-422;~~]~~

1955 ~~[(b)]~~ (a) private contributions; and

1956 ~~[(c)]~~ (b) donations or grants from public or private entities.

1957 (3) Subject to appropriations by the Legislature, money in the account may only be
1958 used by the commissioner for purposes described in this section.

1959 (4) Upon appropriation, the commissioner shall distribute the funds to one or more
1960 charitable organizations that:

1961 (a) qualify as being tax exempt under Section 501(c)(3) of the Internal Revenue Code;
1962 and

1963 (b) have as a primary part of their mission to support the operation and maintenance of
1964 the Utah Law Enforcement Memorial.

1965 (5) The commissioner may only consider proposals that are:

1966 (a) proposed by a charitable organization described in Subsection (4); and

1967 (b) designed to support the operation and maintenance of the Utah Law Enforcement
1968 Memorial.

1969 (6) (a) An organization described in Subsection (4) may apply to the commissioner to
1970 receive a distribution in accordance with Subsection (4).

1971 (b) An organization that receives a distribution from the commissioner in accordance
1972 with Subsection (4) shall expend the distribution only to support the operation and maintenance
1973 of the Utah Law Enforcement Memorial.

1974 (7) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
1975 commissioner shall make rules providing procedures for an organization to apply to receive
1976 funds under this section.

1977 Section 40. Section **53-7-109** is amended to read:

1978 **53-7-109. Firefighter Support Restricted Account.**

- 1979 (1) There is created in the General Fund the Firefighter Support Restricted Account.
- 1980 (2) The account shall be funded by~~[(a) contributions deposited into the account in~~
 1981 ~~accordance with Section 41-1a-422; and (b)]~~ donations or grants from public or private entities.
- 1982 (3) The Legislature shall appropriate funds in the account to the division.
- 1983 (4) The division shall distribute funds in the account to one or more charitable
 1984 organizations that:
- 1985 (a) qualify as being tax exempt under Section 501(c)(3) of the Internal Revenue Code;
- 1986 (b) provide firefighter education and training programs;
- 1987 (c) initiate and maintain active participation in all aspects of fire service;
- 1988 (d) maintain a fire history museum; and
- 1989 (e) represent over 2,000 active, inactive, retired, volunteer, or career firefighters
 1990 throughout the state.
- 1991 (5) (a) An organization described in Subsection (4) may apply to the division to receive
 1992 a distribution in accordance with Subsection (4).
- 1993 (b) An organization that receives a distribution from the division in accordance with
 1994 Subsection (4) shall expend the distribution only to:
- 1995 (i) pay for firefighter education or training programs;
- 1996 (ii) pay for firefighter scholarship programs;
- 1997 (iii) pay the costs of maintaining a fire history museum;
- 1998 (iv) pay the costs of representing firefighter interests on a national and local level; and
- 1999 (v) pay for assistance with purchasing equipment or apparatuses used in firefighting.
- 2000 (c) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
 2001 division may make rules providing procedures for an organization to apply to the division to
 2002 receive a distribution under Subsection (4).
- 2003 Section 41. Section **53F-9-401** is amended to read:
- 2004 **53F-9-401. Autism Awareness Restricted Account.**
- 2005 (1) There is created in the General Fund a restricted account known as the "Autism
 2006 Awareness Restricted Account."
- 2007 (2) The account shall be funded by:
- 2008 ~~[(a) contributions deposited into the account in accordance with Section 41-1a-422;]~~
 2009 ~~[(b)]~~ (a) private contributions; and

2010 [~~(e)~~] (b) donations or grants from public or private entities.

2011 (3) Upon appropriation by the Legislature, the state superintendent shall:

2012 (a) (i) ensure the inventory of Autism Awareness Support special group license plate
2013 decals are in stock; and

2014 (ii) transfer money to the State Tax Commission to pay for the group license plate as
2015 needed;

2016 (b) distribute funds in the account to one or more charitable organizations that:

2017 (i) qualify as being tax exempt under Section 501(c)(3) of the Internal Revenue Code;

2018 (ii) has as the organization's sole mission to promote access to resources and
2019 responsible information for individuals of all ages who have, or are affected by, autism or
2020 autism spectrum related conditions;

2021 (iii) is an independent organization that has representation from state agencies and
2022 private providers serving individuals with autism spectrum disorder and their families in the
2023 state;

2024 (iv) includes representation of:

2025 (A) national and local autism advocacy groups, as available; and

2026 (B) interested parents and professionals; and

2027 (v) does not endorse any specific treatment, therapy, or intervention used for autism.

2028 (4) (a) An organization described in Subsection (3) may apply to the state
2029 superintendent to receive a distribution in accordance with Subsection (3).

2030 (b) An organization that receives a distribution from the state superintendent in
2031 accordance with Subsection (3) shall expend the distribution only to:

2032 (i) pay for autism education and public awareness of programs and related services in
2033 the state;

2034 (ii) enhance programs designed to serve individuals with autism;

2035 (iii) provide support to caregivers providing services for individuals with autism;

2036 (iv) pay administrative costs of the organization; and

2037 (v) pay for academic scholarships and research efforts in the area of autism spectrum
2038 disorder.

2039 (c) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
2040 state board may make rules providing procedures for an organization to apply to the state

2041 superintendent to receive a distribution under Subsection (3).

2042 Section 42. Section **53F-9-403** is amended to read:

2043 **53F-9-403. Kiwanis Education Support Fund.**

2044 (1) There is created an expendable special revenue fund known as the "Kiwanis
2045 Education Support Fund."

2046 (2) The fund consists of:

2047 [~~(a) contributions deposited into the fund in accordance with Section 41-1a-422;~~]

2048 [~~(b)~~] (a) private contributions;

2049 [~~(c)~~] (b) donations or grants from public or private entities; and

2050 [~~(d)~~] (c) money appropriated to the fund by the Legislature.

2051 (3) Subject to Subsection 41-1a-418(2), the State Tax Commission:

2052 (a) shall expend money in the fund to pay the initial costs of ordering and issuing
2053 Kiwanis special group license plates; and

2054 (b) as needed, may expend money in the fund to pay the costs of reordering Kiwanis
2055 special group license plates and decals.

2056 [~~(4) On an annual basis, the State Tax Commission shall:~~]

2057 [~~(a) evaluate the fund's ability to cover the costs described in Subsection (3); and]~~

2058 [~~(b) based on the evaluation described in Subsection (4)(a), adjust the allocation of~~
2059 ~~contributions described in Subsection (2)(a) deposited into the fund.]~~

2060 Section 43. Section **59-10-1319** is amended to read:

2061 **59-10-1319. Contribution to Clean Air Fund.**

2062 (1) (a) There is created an expendable special revenue fund known as the "Clean Air
2063 Fund."

2064 (b) The fund shall consist of all amounts deposited into the fund in accordance with
2065 Subsection (2).

2066 (2) (a) Except as provided in Section 59-10-1304, for a taxable year beginning on or
2067 after January 1, 2017, a resident or nonresident individual who files an individual income tax
2068 return under this chapter may designate on the resident or nonresident individual's individual
2069 income tax return a contribution as provided in this section to be:

2070 (i) deposited into the Clean Air Fund; and

2071 (ii) expended as provided in Subsection (3).

2072 (b) The fund shall also consist of amounts deposited into the fund through:
 2073 [~~(i) contributions deposited into the account in accordance with Section 41-1a-422;~~]
 2074 [~~(ii)~~] (i) private contributions; and
 2075 [~~(iii)~~] (ii) donations or grants from public or private entities.

2076 (3) (a) At least once each year, the commission shall disburse from the Clean Air Fund
 2077 all money deposited into the fund since the last disbursement.

2078 (b) The commission shall disburse money under Subsection (3)(a) to the Division of
 2079 Air Quality for the purpose of:

2080 (i) providing money for grants to individuals or organizations in the state to fund
 2081 activities intended to improve air quality in the state;

2082 (ii) enhancing programs designed to educate the public about the importance of air
 2083 quality to the health, well-being, and livelihood of individuals in the state; and

2084 (iii) pay the costs of issuing or reordering Clean Air Support special group license plate
 2085 decals.

2086 Section 44. Section **61-2-204** is amended to read:

2087 **61-2-204. Utah Housing Opportunity Restricted Account.**

2088 (1) For purposes of this section, "account" means the Utah Housing Opportunity
 2089 Restricted Account created by this section.

2090 (2) There is created in the General Fund a restricted account known as the "Utah
 2091 Housing Opportunity Restricted Account."

2092 (3) The account shall be funded by:

2093 [~~(a) contributions deposited into the account in accordance with Section 41-1a-422;~~]
 2094 [~~(b)~~] (a) private contributions; and

2095 [~~(c)~~] (b) donations or grants from public or private entities.

2096 (4) (a) The state treasurer shall invest money in the account according to Title 51,
 2097 Chapter 7, State Money Management Act.

2098 (b) The Division of Finance shall deposit interest or other earnings derived from
 2099 investment of account money into the General Fund.

2100 (5) The Legislature shall appropriate money in the account to the division.

2101 (6) The division shall distribute the money in the account to one or more charitable
 2102 organizations that:

2103 (a) are tax exempt under Section 501(c)(3), Internal Revenue Code; and
 2104 (b) have as a primary part of their mission to provide support to organizations that
 2105 create affordable housing for those in severe need.

2106 (7) The division may consider a proposal only if it is:
 2107 (a) proposed by an organization described in Subsection (6); and
 2108 (b) designed to provide support to organizations that create affordable housing for
 2109 those in severe need.

2110 (8) (a) An organization described in Subsection (6) may apply to the division to receive
 2111 a distribution in accordance with Subsection (6).

2112 (b) An organization that receives a distribution from the division in accordance with
 2113 Subsection (6) shall expend the distribution only to provide support to organizations that create
 2114 affordable housing for those in severe need.

2115 (9) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
 2116 division shall make rules providing procedures for an organization to apply to receive money
 2117 under this section.

2118 Section 45. Section **62A-1-202** is amended to read:

2119 **62A-1-202. National Professional Men's Basketball Team Support of Women and**
 2120 **Children Issues Restricted Account.**

2121 (1) There is created in the General Fund a restricted account known as the "National
 2122 Professional Men's Basketball Team Support of Women and Children Issues Restricted
 2123 Account."

2124 (2) The account shall be funded by:
 2125 [~~(a) contributions deposited into the account in accordance with Section [41-1a-422](#);~~]
 2126 [~~(b)~~] (a) private contributions; and
 2127 [~~(c)~~] (b) donations or grants from public or private entities.

2128 (3) Upon appropriation by the Legislature, the department shall distribute funds in the
 2129 account to one or more charitable organizations that:

2130 (a) qualify as being tax exempt under Section 501(c)(3) of the Internal Revenue Code;
 2131 (b) are selected by the owners that, either on an individual or joint basis, own a
 2132 controlling interest in a legal entity that is a franchised member of the internationally
 2133 recognized national governing body for professional men's basketball in the United States;

2134 (c) are headquartered within the state;

2135 (d) create or support programs that focus on issues affecting women and children
2136 within the state, with an emphasis on health and education; and

2137 (e) have a board of directors that disperses all funds of the organization.

2138 (4) (a) An organization described in Subsection (3) may apply to the department to
2139 receive a distribution in accordance with Subsection (3).

2140 (b) An organization that receives a distribution from the department in accordance with
2141 Subsection (3) shall expend the distribution only to:

2142 (i) create or support programs that focus on issues affecting women and children, with
2143 an emphasis on health and education;

2144 (ii) create or sponsor programs that will benefit residents within the state; and

2145 (iii) pay the costs of issuing or reordering National Professional Men's Basketball
2146 Team Support of Women and Children Issues support special group license plate decals.

2147 (c) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
2148 department may make rules providing procedures for an organization to apply to the
2149 department to receive a distribution under this Subsection (4).

2150 (5) In accordance with Section 63J-1-602.1, appropriations from the account are
2151 nonlapsing.

2152 Section 46. Section 62A-4a-608 is amended to read:

2153 **62A-4a-608. Choose Life Adoption Support Restricted Account.**

2154 (1) There is created in the General Fund the "Choose Life Adoption Support Restricted
2155 Account."

2156 (2) The account shall be funded by:

2157 [~~(a) contributions deposited into the Choose Life Adoption Support Restricted Account~~
2158 ~~in accordance with Section 41-1a-422;~~]

2159 [~~(b)~~] (a) appropriations to the account by the Legislature;

2160 [~~(c)~~] (b) private contributions; and

2161 [~~(d)~~] (c) donations or grants from public or private entities.

2162 (3) The Legislature shall appropriate money in the account to the division.

2163 (4) The division shall distribute the funds in the account to one or more charitable
2164 organizations that:

2165 (a) qualify as being tax exempt under Section 501(c)(3) of the Internal Revenue Code;

2166 (b) have as part of their primary mission the support, promotion, and education of

2167 adoption programs; and

2168 (c) are licensed or registered to do business within the state in accordance with state

2169 law.

2170 (5) (a) An organization described in Subsection (4) may apply to the division to receive

2171 a distribution in accordance with Subsection (4).

2172 (b) An organization that receives a distribution from the division in accordance with

2173 Subsection (4) shall expend the distribution only to:

2174 (i) produce and distribute educational and promotional materials on adoption;

2175 (ii) conduct educational courses on adoption; and

2176 (iii) provide other programs that support adoption.

2177 (c) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the

2178 division may make rules providing procedures and requirements for an organization to apply to

2179 the division to receive a distribution under Subsection (4).

2180 Section 47. Section **63G-26-103** is amended to read:

2181 **63G-26-103. Protection of personal information.**

2182 (1) Except as provided in Subsections (2), (3), and (5), a public agency may not:

2183 (a) require an individual to provide the public agency with personal information or

2184 otherwise compel the release of personal information;

2185 (b) require an entity exempt from federal income tax under Section 501(c) of the

2186 Internal Revenue Code to provide the public agency with personal information or compel the

2187 entity to release personal information;

2188 (c) release, publicize, or otherwise publicly disclose personal information in possession

2189 of a public agency; or

2190 (d) request or require a current or prospective contractor or grantee of the public

2191 agency to provide the public agency with a list of entities exempt from federal income tax

2192 under Section 501(c) of the Internal Revenue Code to which the contractor or grantee has

2193 provided financial or nonfinancial support.

2194 (2) Subsection (1) does not apply to:

2195 (a) a disclosure of personal information required under Title 20A, Election Code, Title

2196 36, Chapter 11, Lobbyist Disclosure and Regulation Act, or any other legal requirement
2197 relating to reporting campaign contributions, campaign expenditures, lobbying disclosures, or
2198 lobbying expenditures;

2199 (b) a disclosure of personal information expressly required by law;

2200 (c) a disclosure of personal information voluntarily made:

2201 (i) as part of public comment or in a public meeting; or

2202 (ii) in another manner that is publicly accessible;

2203 (d) a disclosure of personal information pursuant to a warrant or court order issued by a
2204 court of competent jurisdiction;

2205 (e) a lawful request for discovery of personal information in litigation or a criminal
2206 proceeding;

2207 (f) the use of personal information in a legal proceeding;

2208 (g) a public agency sharing personal information with another public agency in
2209 accordance with the requirements of law; or

2210 (h) a nonprofit created under Title 11, Chapter 13a, Governmental Nonprofit
2211 Corporations Act.

2212 (3) Subsections (1)(a), (b), and (d) do not apply to:

2213 (a) administration or enforcement of Title 13, Chapter 11, Utah Consumer Sales
2214 Practices Act, or Title 13, Chapter 22, Charitable Solicitations Act;

2215 (b) the request or use of personal information necessary to the State Tax Commission's
2216 administration of tax or motor vehicle laws; or

2217 (c) access to personal information by the Office of the Legislative Auditor General or
2218 the state auditor's office to conduct an audit.

2219 (4) A court shall consider whether to:

2220 (a) limit a request for discovery of personal information; or

2221 (b) issue a protective order in relation to the disclosure of personal information
2222 obtained or used in relation to a legal proceeding.

2223 (5) Subsection (1) does not apply to disclosure of a contributor~~[, as defined in Section~~
2224 ~~41-1a-422;~~] to a sponsoring organization [~~described in Subsection 41-1a-422(3)~~], as those
2225 terms are defined in Section 41-1a-1601.

2226 Section 48. Section **63I-1-263** is amended to read:

- 2227 **63I-1-263. Repeal dates, Titles 63A to 63N.**
- 2228 (1) In relation to the Utah Transparency Advisory Board, on January 1, 2025:
- 2229 (a) Section 63A-16-102 is repealed;
- 2230 (b) Section 63A-16-201 is repealed; and
- 2231 (c) Section 63A-16-202 is repealed.
- 2232 (2) Subsection 63A-5b-405(5), relating to prioritizing and allocating capital
- 2233 improvement funding, is repealed July 1, 2024.
- 2234 (3) Section 63A-5b-1003, State Facility Energy Efficiency Fund, is repealed July 1,
- 2235 2023.
- 2236 (4) Sections 63A-9-301 and 63A-9-302, related to the Motor Vehicle Review
- 2237 Committee, are repealed July 1, 2023.
- 2238 (5) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed July
- 2239 1, 2028.
- 2240 (6) Title 63C, Chapter 6, Utah Seismic Safety Commission, is repealed January 1,
- 2241 2025.
- 2242 (7) Title 63C, Chapter 12, Snake Valley Aquifer Advisory Council, is repealed July 1,
- 2243 2024.
- 2244 (8) Title 63C, Chapter 17, Point of the Mountain Development Commission Act, is
- 2245 repealed July 1, 2023.
- 2246 (9) Title 63C, Chapter 18, Behavioral Health Crisis Response Commission, is repealed
- 2247 July 1, 2023.
- 2248 (10) Title 63C, Chapter 23, Education and Mental Health Coordinating Council, is
- 2249 repealed July 1, 2026.
- 2250 (11) Title 63A, Chapter 16, Part 7, Data Security Management Council, is repealed
- 2251 July 1, 2025.
- 2252 (12) Section 63G-6a-805, which creates the Purchasing from Persons with Disabilities
- 2253 Advisory Board, is repealed July 1, 2026.
- 2254 (13) Title 63G, Chapter 21, Agreements to Provide State Services, is repealed July 1,
- 2255 2025.
- 2256 (14) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed July 1,
- 2257 2024.

2258 (15) Title 63H, Chapter 8, Utah Housing Corporation Act, is repealed July 1, 2026.

2259 (16) Subsection [63J-1-602.1](#)~~[(17)]~~(15), Nurse Home Visiting Restricted Account is
2260 repealed July 1, 2026.

2261 (17) (a) Subsection [63J-1-602.1](#)~~[(61)]~~(59), relating to the Utah Statewide Radio System
2262 Restricted Account, is repealed July 1, 2022.

2263 (b) When repealing Subsection [63J-1-602.1](#)~~[(61)]~~(59), the Office of Legislative
2264 Research and General Counsel shall, in addition to the office's authority under Subsection
2265 [36-12-12](#)(3), make necessary changes to subsection numbering and cross references.

2266 (18) Subsection [63J-1-602.2](#)(5), referring to dedicated credits to the Utah Marriage
2267 Commission, is repealed July 1, 2023.

2268 (19) Subsection [63J-1-602.2](#)(6), referring to the Trip Reduction Program, is repealed
2269 July 1, 2022.

2270 (20) Subsection [63J-1-602.2](#)(24), related to the Utah Seismic Safety Commission, is
2271 repealed January 1, 2025.

2272 ~~[(21) Title 63J, Chapter 4, Part 5, Resource Development Coordinating Committee, is~~
2273 ~~repealed July 1, 2027.]~~

2274 ~~[(22)]~~ (21) In relation to the advisory committee created in Subsection [63L-11-305](#)(3),
2275 on July 1, 2022:

2276 (a) Subsection [63L-11-305](#)(1)(a), which defines "advisory committee," is repealed; and

2277 (b) Subsection [63L-11-305](#)(3), which creates the advisory committee, is repealed.

2278 ~~[(23)]~~ (22) In relation to the Utah Substance Use and Mental Health Advisory Council,
2279 on January 1, 2023:

2280 (a) Sections [63M-7-301](#), [63M-7-302](#), [63M-7-303](#), [63M-7-304](#), and [63M-7-306](#) are
2281 repealed;

2282 (b) Section [63M-7-305](#), the language that states "council" is replaced with
2283 "commission";

2284 (c) Subsection [63M-7-305](#)(1) is repealed and replaced with:

2285 "(1) "Commission" means the Commission on Criminal and Juvenile Justice."; and

2286 (d) Subsection [63M-7-305](#)(2) is repealed and replaced with:

2287 "(2) The commission shall:

2288 (a) provide ongoing oversight of the implementation, functions, and evaluation of the

2289 Drug-Related Offenses Reform Act; and

2290 (b) coordinate the implementation of Section 77-18-104 and related provisions in
2291 Subsections 77-18-103(2)(c) and (d)."

2292 [~~(24)~~] (23) The Crime Victim Reparations and Assistance Board, created in Section
2293 63M-7-504, is repealed July 1, 2027.

2294 [~~(25)~~] (24) Title 63M, Chapter 7, Part 6, Utah Council on Victims of Crime, is repealed
2295 July 1, 2022.

2296 [~~(26)~~] (25) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1,
2297 2026.

2298 [~~(27)~~] Title 63N, Chapter 1, Part 5, Governor's Economic Development Coordinating
2299 Council, is repealed July 1, 2024.]

2300 [~~(28)~~] (26) Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed July 1, 2028.

2301 [~~(29)~~] (27) Section 63N-2-512, related to the Hotel Impact Mitigation Fund, is repealed
2302 July 1, 2028.

2303 [~~(30)~~] (28) (a) Title 63N, Chapter 2, Part 6, Utah Small Business Jobs Act, is repealed
2304 January 1, 2021.

2305 (b) Section 59-9-107 regarding tax credits against premium taxes is repealed for
2306 calendar years beginning on or after January 1, 2021.

2307 (c) Notwithstanding Subsection [~~(30)~~] (28)(b), an entity may carry forward a tax credit
2308 in accordance with Section 59-9-107 if:

2309 (i) the person is entitled to a tax credit under Section 59-9-107 on or before December
2310 31, 2020; and

2311 (ii) the qualified equity investment that is the basis of the tax credit is certified under
2312 Section 63N-2-603 on or before December 31, 2023.

2313 [~~(31)~~] (29) Title 63N, Chapter 4, Part 4, Rural Employment Expansion Program, is
2314 repealed July 1, 2023.

2315 [~~(32)~~] (30) Title 63N, Chapter 7, Part 1, Board of Tourism Development, is repealed
2316 July 1, 2025.

2317 [~~(33)~~] (31) Title 63N, Chapter 9, Part 2, Outdoor Recreational Infrastructure Grant
2318 Program, is repealed January 1, 2028.

2319 Section 49. Section 63J-1-602.1 is amended to read:

- 2320 **63J-1-602.1. List of nonlapsing appropriations from accounts and funds.**
- 2321 Appropriations made from the following accounts or funds are nonlapsing:
- 2322 (1) The Utah Intracurricular Student Organization Support for Agricultural Education
- 2323 and Leadership Restricted Account created in Section [4-42-102](#).
- 2324 (2) The Native American Repatriation Restricted Account created in Section [9-9-407](#).
- 2325 (3) The Martin Luther King, Jr. Civil Rights Support Restricted Account created in
- 2326 Section [9-18-102](#).
- 2327 (4) The National Professional Men's Soccer Team Support of Building Communities
- 2328 Restricted Account created in Section [9-19-102](#).
- 2329 (5) Funds collected for directing and administering the C-PACE district created in
- 2330 Section [11-42a-106](#).
- 2331 (6) Money received by the Utah Inland Port Authority, as provided in Section
- 2332 [11-58-105](#).
- 2333 (7) The "Latino Community Support Restricted Account" created in Section [13-1-16](#).
- 2334 (8) The Clean Air Support Restricted Account created in Section [19-1-109](#).
- 2335 (9) The Division of Air Quality Oil, Gas, and Mining Restricted Account created in
- 2336 Section [19-2a-106](#).
- 2337 (10) The Division of Water Quality Oil, Gas, and Mining Restricted Account created in
- 2338 Section [19-5-126](#).
- 2339 (11) The "Support for State-Owned Shooting Ranges Restricted Account" created in
- 2340 Section [23-14-13.5](#).
- 2341 (12) Award money under the State Asset Forfeiture Grant Program, as provided under
- 2342 Section [24-4-117](#).
- 2343 (13) Funds collected from the program fund for local health department expenses
- 2344 incurred in responding to a local health emergency under Section [26-1-38](#).
- 2345 ~~[(14) The Children with Cancer Support Restricted Account created in Section~~
- 2346 ~~[26-21a-304](#).]~~
- 2347 ~~[(15)]~~ (14) State funds for matching federal funds in the Children's Health Insurance
- 2348 Program as provided in Section [26-40-108](#).
- 2349 ~~[(16) The Children with Heart Disease Support Restricted Account created in Section~~
- 2350 ~~[26-58-102](#).]~~

- 2351 [~~(17)~~] (15) The Nurse Home Visiting Restricted Account created in Section 26-63-601.
- 2352 [~~(18)~~] (16) The Technology Development Restricted Account created in Section
- 2353 31A-3-104.
- 2354 [~~(19)~~] (17) The Criminal Background Check Restricted Account created in Section
- 2355 31A-3-105.
- 2356 [~~(20)~~] (18) The Captive Insurance Restricted Account created in Section 31A-3-304,
- 2357 except to the extent that Section 31A-3-304 makes the money received under that section free
- 2358 revenue.
- 2359 [~~(21)~~] (19) The Title Licensee Enforcement Restricted Account created in Section
- 2360 31A-23a-415.
- 2361 [~~(22)~~] (20) The Health Insurance Actuarial Review Restricted Account created in
- 2362 Section 31A-30-115.
- 2363 [~~(23)~~] (21) The Insurance Fraud Investigation Restricted Account created in Section
- 2364 31A-31-108.
- 2365 [~~(24)~~] (22) The Underage Drinking Prevention Media and Education Campaign
- 2366 Restricted Account created in Section 32B-2-306.
- 2367 [~~(25)~~] (23) The School Readiness Restricted Account created in Section 35A-15-203.
- 2368 [~~(26)~~] (24) Money received by the Utah State Office of Rehabilitation for the sale of
- 2369 certain products or services, as provided in Section 35A-13-202.
- 2370 [~~(27)~~] (25) The Oil and Gas Administrative Penalties Account created in Section
- 2371 40-6-11.
- 2372 [~~(28)~~] (26) The Oil and Gas Conservation Account created in Section 40-6-14.5.
- 2373 [~~(29)~~] (27) The Division of Oil, Gas, and Mining Restricted account created in Section
- 2374 40-6-23.
- 2375 [~~(30)~~] (28) The Electronic Payment Fee Restricted Account created by Section
- 2376 41-1a-121 to the Motor Vehicle Division.
- 2377 [~~(31)~~] (29) The Motor Vehicle Enforcement Division Temporary Permit Restricted
- 2378 Account created by Section 41-3-110 to the State Tax Commission.
- 2379 [~~(32)~~] (30) The Utah Law Enforcement Memorial Support Restricted Account created
- 2380 in Section 53-1-120.
- 2381 [~~(33)~~] (31) The State Disaster Recovery Restricted Account to the Division of

- 2382 Emergency Management, as provided in Section [53-2a-603](#).
- 2383 [~~34~~] [\(32\)](#) The Department of Public Safety Restricted Account to the Department of
2384 Public Safety, as provided in Section [53-3-106](#).
- 2385 [~~35~~] [\(33\)](#) The Utah Highway Patrol Aero Bureau Restricted Account created in
2386 Section [53-8-303](#).
- 2387 [~~36~~] [\(34\)](#) The DNA Specimen Restricted Account created in Section [53-10-407](#).
- 2388 [~~37~~] [\(35\)](#) The Canine Body Armor Restricted Account created in Section [53-16-201](#).
- 2389 [~~38~~] [\(36\)](#) The Technical Colleges Capital Projects Fund created in Section
2390 [53B-2a-118](#).
- 2391 [~~39~~] [\(37\)](#) The Higher Education Capital Projects Fund created in Section
2392 [53B-22-202](#).
- 2393 [~~40~~] [\(38\)](#) A certain portion of money collected for administrative costs under the
2394 School Institutional Trust Lands Management Act, as provided under Section [53C-3-202](#).
- 2395 [~~41~~] [\(39\)](#) The Public Utility Regulatory Restricted Account created in Section
2396 [54-5-1.5](#), subject to Subsection [54-5-1.5\(4\)\(d\)](#).
- 2397 [~~42~~] [\(40\)](#) Funds collected from a surcharge fee to provide certain licensees with
2398 access to an electronic reference library, as provided in Section [58-3a-105](#).
- 2399 [~~43~~] [\(41\)](#) Certain fines collected by the Division of Occupational and Professional
2400 Licensing for violation of unlawful or unprofessional conduct that are used for education and
2401 enforcement purposes, as provided in Section [58-17b-505](#).
- 2402 [~~44~~] [\(42\)](#) Funds collected from a surcharge fee to provide certain licensees with
2403 access to an electronic reference library, as provided in Section [58-22-104](#).
- 2404 [~~45~~] [\(43\)](#) Funds collected from a surcharge fee to provide certain licensees with
2405 access to an electronic reference library, as provided in Section [58-55-106](#).
- 2406 [~~46~~] [\(44\)](#) Funds collected from a surcharge fee to provide certain licensees with
2407 access to an electronic reference library, as provided in Section [58-56-3.5](#).
- 2408 [~~47~~] [\(45\)](#) Certain fines collected by the Division of Occupational and Professional
2409 Licensing for use in education and enforcement of the Security Personnel Licensing Act, as
2410 provided in Section [58-63-103](#).
- 2411 [~~48~~] [\(46\)](#) The Relative Value Study Restricted Account created in Section [59-9-105](#).
- 2412 [~~49~~] [\(47\)](#) The Cigarette Tax Restricted Account created in Section [59-14-204](#).

2413 [~~(50)~~] (48) Funds paid to the Division of Real Estate for the cost of a criminal
2414 background check for a mortgage loan license, as provided in Section [61-2c-202](#).

2415 [~~(51)~~] (49) Funds paid to the Division of Real Estate for the cost of a criminal
2416 background check for principal broker, associate broker, and sales agent licenses, as provided
2417 in Section [61-2f-204](#).

2418 [~~(52)~~] (50) Certain funds donated to the Department of Human Services, as provided in
2419 Section [62A-1-111](#).

2420 [~~(53)~~] (51) The National Professional Men's Basketball Team Support of Women and
2421 Children Issues Restricted Account created in Section [62A-1-202](#).

2422 [~~(54)~~] (52) Certain funds donated to the Division of Child and Family Services, as
2423 provided in Section [62A-4a-110](#).

2424 [~~(55)~~] (53) The Choose Life Adoption Support Restricted Account created in Section
2425 [62A-4a-608](#).

2426 [~~(56)~~] (54) Funds collected by the Office of Administrative Rules for publishing, as
2427 provided in Section [63G-3-402](#).

2428 [~~(57)~~] (55) The Immigration Act Restricted Account created in Section [63G-12-103](#).

2429 [~~(58)~~] (56) Money received by the military installation development authority, as
2430 provided in Section [63H-1-504](#).

2431 [~~(59)~~] (57) The Computer Aided Dispatch Restricted Account created in Section
2432 [63H-7a-303](#).

2433 [~~(60)~~] (58) The Unified Statewide 911 Emergency Service Account created in Section
2434 [63H-7a-304](#).

2435 [~~(61)~~] (59) The Utah Statewide Radio System Restricted Account created in Section
2436 [63H-7a-403](#).

2437 [~~(62)~~] (60) The Utah Capital Investment Restricted Account created in Section
2438 [63N-6-204](#).

2439 [~~(63)~~] (61) The Motion Picture Incentive Account created in Section [63N-8-103](#).

2440 [~~(64)~~] (62) Certain money payable for expenses of the Pete Suazo Utah Athletic
2441 Commission, as provided under Section [63N-10-301](#).

2442 [~~(65)~~] (63) Funds collected by the housing of state probationary inmates or state parole
2443 inmates, as provided in Subsection [64-13e-104\(2\)](#).

2444 [~~(66)~~] (64) Certain forestry and fire control funds utilized by the Division of Forestry,
2445 Fire, and State Lands, as provided in Section [65A-8-103](#).

2446 [~~(67)~~] (65) The Transportation of Veterans to Memorials Support Restricted Account
2447 created in Section [71-14-102](#).

2448 [~~(68)~~] (66) The Amusement Ride Safety Restricted Account, as provided in Section
2449 [72-16-204](#).

2450 [~~(69)~~] (67) Certain funds received by the Office of the State Engineer for well drilling
2451 fines or bonds, as provided in Section [73-3-25](#).

2452 [~~(70)~~] (68) The Water Resources Conservation and Development Fund, as provided in
2453 Section [73-23-2](#).

2454 [~~(71)~~] (69) Funds donated or paid to a juvenile court by private sources, as provided in
2455 Subsection [78A-6-203\(1\)\(c\)](#).

2456 [~~(72)~~] (70) Fees for certificate of admission created under Section [78A-9-102](#).

2457 [~~(73)~~] (71) Funds collected for adoption document access as provided in Sections
2458 [78B-6-141](#), [78B-6-144](#), and [78B-6-144.5](#).

2459 [~~(74)~~] (72) Funds collected for indigent defense as provided in Title 78B, Chapter 22,
2460 Part 4, Utah Indigent Defense Commission.

2461 [~~(75)~~] (73) The Utah Geological Survey Oil, Gas, and Mining Restricted Account
2462 created in Section [79-3-403](#).

2463 [~~(76)~~] (74) Revenue for golf user fees at the Wasatch Mountain State Park, Palisades
2464 State Park, and Green River State Park, as provided under Section [79-4-403](#).

2465 [~~(77)~~] (75) Certain funds received by the Division of State Parks from the sale or
2466 disposal of buffalo, as provided under Section [79-4-1001](#).

2467 [~~(78)~~] (76) The Drinking While Pregnant Prevention Media and Education Campaign
2468 Restricted Account created in Section [32B-2-308](#).

2469 Section 50. Section **71-8-2** is amended to read:

2470 **71-8-2. Department of Veterans and Military Affairs created -- Appointment of**
2471 **executive director -- Department responsibilities.**

2472 (1) There is created the Department of Veterans and Military Affairs.

2473 (2) The governor shall appoint an executive director for the department, after
2474 consultation with the Veterans Advisory Council, who is subject to Senate confirmation.

- 2475 (a) The executive director shall be an individual who:
- 2476 (i) has served on active duty in the armed forces for more than 180 consecutive days;
- 2477 (ii) was a member of a reserve component who served in a campaign or expedition for
2478 which a campaign medal has been authorized; or
- 2479 (iii) incurred an actual service-related injury or disability in the line of duty, whether or
2480 not that person completed 180 consecutive days of active duty; and
- 2481 (iv) was separated or retired under honorable conditions.
- 2482 (b) Any veteran or veterans group may submit names to the council for consideration.
- 2483 (3) The department shall:
- 2484 (a) conduct and supervise all veteran activities as provided in this title;
- 2485 ~~[(b) determine which campaign or combat theater awards are eligible for a special~~
2486 ~~group license plate in accordance with Section 41-1a-418;]~~
- 2487 ~~[(c) verify that an applicant for a campaign or combat theater award special group~~
2488 ~~license plate is qualified to receive it;]~~
- 2489 ~~[(d) provide an applicant that qualifies a form indicating the campaign or combat~~
2490 ~~theater award special group license plate for which the applicant qualifies;]~~
- 2491 ~~[(e)]~~ (b) adopt rules in accordance with Title 63G, Chapter 3, Utah Administrative
2492 Rulemaking Act, to carry out the provisions of this title; and
- 2493 ~~[(f)]~~ (c) ensure that any training or certification required of a public official or public
2494 employee, as those terms are defined in Section 63G-22-102, complies with Title 63G, Chapter
2495 22, State Training and Certification Requirements, if the training or certification is required:
- 2496 (i) under this title;
- 2497 (ii) by the department; or
- 2498 (iii) by an agency or division within the department.
- 2499 (4) (a) The department may award grants for the purpose of supporting veteran and
2500 military outreach, employment, education, healthcare, homelessness prevention, and
2501 recognition events.
- 2502 (b) The department may award a grant described in Subsection (4)(a) to:
- 2503 (i) an institution of higher education listed in Section 53B-1-102;
- 2504 (ii) a nonprofit organization involved in veterans or military-related activities; or
- 2505 (iii) a political subdivision of the state.

2506 (c) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
2507 department shall make rules for the administration of grants, including establishing:

- 2508 (i) the form and process for submitting an application to the department;
2509 (ii) the method and criteria for selecting a grant recipient;
2510 (iii) the method and formula for determining a grant amount; and
2511 (iv) the reporting requirements of a grant recipient.

2512 (d) A grant may be awarded by the department only after consultation with the
2513 Veterans Advisory Council.

2514 (5) Nothing in this chapter shall be construed as altering or preempting the provisions
2515 of Title 39, Militia and Armories, as specifically related to the Utah National Guard.

2516 Section 51. Section **71-8-4** is amended to read:

2517 **71-8-4. Veterans Advisory Council -- Membership -- Duties and responsibilities --**
2518 **Per diem and travel expenses.**

2519 (1) There is created a Veterans Advisory Council whose purpose is to advise the
2520 executive director of the Department of Veterans and Military Affairs on issues relating to
2521 veterans.

2522 (2) The council shall consist of the following 14 members:

2523 (a) 11 voting members to serve four-year terms:

- 2524 (i) seven veterans at large appointed by the governor;
2525 (ii) the commander or the commander's designee, whose terms shall last for as long as
2526 they hold that office, from each of the following organizations:

2527 (A) Veterans of Foreign Wars;

2528 (B) American Legion; and

2529 (C) Disabled American Veterans; and

2530 (iii) a representative from the Office of the Governor; and

2531 (b) three nonvoting members:

2532 (i) the executive director of the Department of Veterans and Military Affairs;

2533 (ii) the director of the VA Health Care System or his designee; and

2534 (iii) the director of the VA Benefits Administration Regional Office in Salt Lake City,
2535 or his designee.

2536 (3) (a) Except as required by Subsection (3)(b), as terms of current council members

2537 expire, the governor shall appoint each new or reappointed member to a four-year term
2538 commencing on July 1.

2539 (b) Notwithstanding the requirements of Subsection (3)(a), the governor shall, at the
2540 time of appointment or reappointment, adjust the length of terms to ensure that the terms of
2541 council members are staggered so that approximately half of the members appointed by the
2542 governor are appointed every two years.

2543 (4) When a vacancy occurs in the membership for any reason, the governor shall
2544 appoint a replacement for the unexpired term within 60 days of receiving notice.

2545 (5) Members appointed by the governor may not serve more than three consecutive
2546 terms.

2547 (6) (a) Any veterans group or veteran may provide the executive director with a list of
2548 recommendations for members on the council.

2549 (b) The executive director shall provide the governor with the list of recommendations
2550 for members to be appointed to the council.

2551 (c) The governor shall make final appointments to the council by June 30 of any year in
2552 which appointments are to be made under this chapter.

2553 (7) The council shall elect a chair and vice chair from among the council members
2554 every two years. The chair and vice chair shall each be an individual who:

2555 (a) has served on active duty in the armed forces for more than 180 consecutive days;

2556 (b) was a member of a reserve component who served in a campaign or expedition for
2557 which a campaign medal has been authorized; or

2558 (c) incurred an actual service-related injury or disability in the line of duty, whether or
2559 not that person completed 180 consecutive days of active duty; and

2560 (d) was separated or retired under honorable conditions.

2561 (8) (a) The council shall meet at least once every quarter.

2562 (b) The executive director of the Department of Veterans and Military Affairs may
2563 convene additional meetings, as necessary.

2564 (9) The department shall provide staff to the council.

2565 (10) Six voting members are a quorum for the transaction of business.

2566 (11) The council shall:

2567 (a) solicit input concerning veterans issues from veterans' groups throughout the state;

2568 (b) report issues received to the executive director of the Department of Veterans and
2569 Military Affairs and make recommendations concerning them;

2570 (c) keep abreast of federal developments that affect veterans locally and advise the
2571 executive director of them;

2572 (d) approve, by a majority vote, the use of money generated from veterans license
2573 plates under Section [~~41-1a-422~~] 41-1a-1603 for veterans programs; and

2574 (e) assist the director in developing guidelines and qualifications for:

2575 (i) participation by donors and recipients in the Veterans Assistance Registry created in
2576 Section 71-12-101; and

2577 (ii) developing a process for providing contact information between qualified donors
2578 and recipients.

2579 (12) A member may not receive compensation or benefits for the member's service, but
2580 may receive per diem and travel expenses in accordance with:

2581 (a) Section 63A-3-106;

2582 (b) Section 63A-3-107; and

2583 (c) rules made by the Division of Finance pursuant to Sections 63A-3-106 and
2584 63A-3-107.

2585 Section 52. Section **71-14-102** is amended to read:

2586 **71-14-102. Transportation of Veterans to Memorials Support Restricted**
2587 **Account.**

2588 (1) As used in this section, "department" means the Department of Veterans and
2589 Military Affairs created in Section 71-8-2.

2590 (2) There is created in the General Fund a restricted account known as the
2591 "Transportation of Veterans to Memorials Support Restricted Account."

2592 [~~(3) The account shall be funded by contributions deposited into the account in~~
2593 ~~accordance with Section 41-1a-422.]~~

2594 [~~(4)~~] (3) Upon appropriation by the Legislature, the department shall distribute funds in
2595 the account to one or more charitable organizations that:

2596 (a) qualify as being tax exempt under Section 501(c)(3) of the Internal Revenue Code;
2597 and

2598 (b) have as a primary mission the transportation of veterans to Washington D.C. to

2599 visit memorials dedicated to honor the service and sacrifice of veterans.

2600 ~~[(5)]~~ (4) (a) An organization described in Subsection ~~[(4)]~~ (3) may apply to the
2601 department to receive a distribution in accordance with Subsection ~~[(4)]~~ (3).

2602 (b) An organization that receives a distribution from the department in accordance with
2603 Subsection ~~[(4)]~~ (3) shall expend the distribution only:

2604 (i) to facilitate, coordinate, and cover costs of travel to visit veterans memorials in
2605 Washington D.C.; and

2606 (ii) pay the costs of issuing or reordering Transportation of Veterans to Memorials
2607 Support special group license plate decals.

2608 (c) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
2609 department may make rules providing procedures for an organization to apply to the
2610 department to receive a distribution as provided in this section.

2611 ~~[(6)]~~ (5) In accordance with Section [63J-1-602.1](#), appropriations from the account are
2612 nonlapsing.

2613 Section 53. Section **72-2-127** is amended to read:

2614 **72-2-127. Share the Road Bicycle Support Restricted Account.**

2615 (1) There is created in the General Fund the Share the Road Bicycle Support Restricted
2616 Account.

2617 (2) The account shall be funded by:

2618 ~~[(a) contributions deposited into the account in accordance with Section [41-1a-422](#);~~

2619 ~~[(b)]~~ (a) appropriations to the account by the Legislature;

2620 ~~[(c)]~~ (b) private contributions; and

2621 ~~[(d)]~~ (c) donations or grants from public or private entities.

2622 (3) The Legislature shall appropriate funds in the account to the department.

2623 (4) The department may expend up to 5% of the money appropriated under Subsection
2624 (3) to administer account distributions in accordance with Subsections (5) and (6).

2625 (5) The department shall distribute contributions in the account to one or more
2626 charitable organizations that:

2627 (a) are exempt from federal income taxation under Section 501(c)(3) of the Internal
2628 Revenue Code;

2629 (b) have as part of their primary mission the promotion and education of:

- 2630 (i) safe bicycle operation;
- 2631 (ii) safe motor vehicle operation around bicycles; and
- 2632 (iii) healthy lifestyles; and
- 2633 (c) contribute to the start-up fee for the production and administrative costs for
- 2634 providing a Share the Road Bicycle Support special group license plate in accordance with
- 2635 Subsection ~~41-1a-418~~(2)[~~(a)~~].
- 2636 (6) (a) An organization described in Subsection (5) may apply to the department to
- 2637 receive a distribution in accordance with Subsection (5).
- 2638 (b) An organization that receives a distribution from the department in accordance with
- 2639 Subsection (5) shall expend the distribution only to:
- 2640 (i) pay the costs of reordering Share the Road Bicycle Support special group license
- 2641 plate decals;
- 2642 (ii) produce and distribute materials to educate:
- 2643 (A) bicyclists and motorists about safe bicycling, sharing the road, and obeying the law
- 2644 in Utah; and
- 2645 (B) the public on healthy lifestyles;
- 2646 (iii) participate in transportation planning that provides accommodations for safe
- 2647 bicycling;
- 2648 (iv) promote a network of safe bicycling routes throughout the state; and
- 2649 (v) provide other programs that promote bicycle safety.
- 2650 (c) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
- 2651 department may make rules providing procedures and requirements for an organization to
- 2652 apply to the department to receive a distribution under Subsection (5).
- 2653 Section 54. Section **72-2-130** is amended to read:
- 2654 **72-2-130. Motorcycle Safety Awareness Support Restricted Account.**
- 2655 (1) There is created in the General Fund the Motorcycle Safety Awareness Support
- 2656 Restricted Account.
- 2657 (2) The account shall be funded by:
- 2658 [~~(a) contributions deposited into the account in accordance with Section ~~41-1a-422~~;~~]
- 2659 [~~(b)~~] (a) appropriations to the account by the Legislature;
- 2660 [~~(c)~~] (b) private contributions; and

2661 [~~(d)~~] (c) donations or grants from public or private entities.

2662 (3) The Legislature shall appropriate funds in the account to the department.

2663 (4) The department may expend up to 5% of the money appropriated under Subsection

2664 (3) to administer account distributions in accordance with Subsections (5) and (6).

2665 (5) The department shall distribute contributions in the account to one or more

2666 charitable organizations that:

2667 (a) are exempt from federal income taxation under Section 501(c)(3) of the Internal

2668 Revenue Code;

2669 (b) have as part of their primary mission:

2670 (i) the promotion of motorcycle safety and awareness;

2671 (ii) safe motor vehicle operation around motorcycles; and

2672 (iii) assistance to motorcycle riders who have been involved in an accident that resulted

2673 in hospitalization; and

2674 (c) contribute to the start-up fee for the production and administrative costs for

2675 providing a Motorcycle Safety Awareness Support special group license plate in accordance

2676 with Subsection 41-1a-418(2)[~~(a)~~].

2677 (6) (a) An organization described in Subsection (5) may apply to the department to

2678 receive a distribution in accordance with Subsection (5).

2679 (b) An organization that receives a distribution from the department in accordance with

2680 Subsection (5) shall expend the distribution only to:

2681 (i) pay the costs of reordering Motorcycle Safety Awareness Support special group

2682 license plate decals;

2683 (ii) produce and distribute materials to educate motorcycle riders and motorists about

2684 motorcycle safety and awareness and obeying the law in Utah;

2685 (iii) promote education on motorcycle safety;

2686 (iv) assist motorcycle riders and families of motorcycle riders who have been involved

2687 in a motorcycle accident resulting in hospitalization; and

2688 (v) provide other programs that promote motorcycle and related traffic safety.

2689 (c) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the

2690 department may make rules providing procedures and requirements for an organization to

2691 apply to the department to receive a distribution under Subsection (5).

2692 Section 55. Section **79-4-203** is amended to read:

2693 **79-4-203. Powers and duties of division.**

2694 (1) As used in this section, "real property" includes land under water, upland, and all
2695 other property commonly or legally defined as real property.

2696 (2) The Division of Wildlife Resources shall retain the power and jurisdiction
2697 conferred upon the Division of Wildlife Resources by law within state parks and on property
2698 controlled by the Division of State Parks with reference to fish and game.

2699 (3) The division shall permit multiple use of state parks and property controlled by the
2700 division for purposes such as grazing, fishing, hunting, camping, mining, and the development
2701 and utilization of water and other natural resources.

2702 (4) (a) The division may acquire real and personal property in the name of the state by
2703 all legal and proper means, including purchase, gift, devise, eminent domain, lease, exchange,
2704 or otherwise, subject to the approval of the executive director and the governor.

2705 (b) In acquiring any real or personal property, the credit of the state may not be pledged
2706 without the consent of the Legislature.

2707 (5) (a) Before acquiring any real property, the division shall notify the county
2708 legislative body of the county where the property is situated of its intention to acquire the
2709 property.

2710 (b) If the county legislative body requests a hearing within 10 days of receipt of the
2711 notice, the division shall hold a public hearing in the county concerning the matter.

2712 (6) Acceptance of gifts or devises of land or other property is at the discretion of the
2713 division, subject to the approval of the executive director and the governor.

2714 (7) The division shall acquire property by eminent domain in the manner authorized by
2715 Title 78B, Chapter 6, Part 5, Eminent Domain.

2716 (8) (a) The division may make charges for special services and use of facilities, the
2717 income from which is available for park purposes.

2718 (b) The division may conduct and operate those services necessary for the comfort and
2719 convenience of the public.

2720 (9) (a) The division may lease or rent concessions of all lawful kinds and nature in state
2721 parks and property to persons, partnerships, and corporations for a valuable consideration upon
2722 the recommendation of the board.

2723 (b) The division shall comply with Title 63G, Chapter 6a, Utah Procurement Code, in
2724 selecting concessionaires.

2725 (10) The division shall proceed without delay to negotiate with the federal government
2726 concerning the Weber Basin and other recreation and reclamation projects.

2727 ~~[(11) The division shall receive and distribute voluntary contributions collected under~~
2728 ~~Section 41-1a-422 in accordance with Section 79-4-404.]~~

2729 Section 56. Section 79-4-404 is amended to read:

2730 **79-4-404. Zion National Park Support Programs Restricted Account -- Creation**
2731 **-- Funding -- Distribution of funds.**

2732 (1) There is created within the General Fund the Zion National Park Support Programs
2733 Restricted Account.

2734 (2) The account shall be funded by:

2735 ~~[(a) contributions deposited into the account in accordance with Section 41-1a-422;]~~

2736 ~~[(b)]~~ (a) private contributions; or

2737 ~~[(c)]~~ (b) donations or grants from public or private entities.

2738 (3) The Legislature shall appropriate funds in the account to the division.

2739 (4) The board may expend up to 10% of the money appropriated under Subsection (3)
2740 to administer account distributions in accordance with Subsections (5) and (6).

2741 (5) The division shall distribute contributions to one or more organizations that:

2742 (a) are exempt from federal income taxation under Section 501(c)(3), Internal Revenue
2743 Code;

2744 (b) operate under a written agreement with the National Park Service to provide
2745 interpretive, educational, and research activities for the benefit of Zion National Park;

2746 (c) produce and distribute educational and promotional materials on Zion National
2747 Park;

2748 (d) conduct educational courses on the history and ecosystem of the greater Zion
2749 Canyon area; and

2750 (e) provide other programs that enhance visitor appreciation and enjoyment of Zion
2751 National Park.

2752 (6) (a) An organization described in Subsection (5) may apply to the division to receive
2753 a distribution in accordance with Subsection (5).

2754 (b) An organization that receives a distribution from the division in accordance with
2755 Subsection (5) shall expend the distribution only to:

2756 (i) produce and distribute educational and promotional materials on Zion National
2757 Park;

2758 (ii) conduct educational courses on the history and ecosystem of the greater Zion
2759 Canyon area; and

2760 (iii) provide other programs that enhance visitor appreciation and enjoyment of Zion
2761 National Park.

2762 (c) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
2763 division may make rules providing procedures and requirements for an organization to apply to
2764 the division to receive a distribution under Subsection (5).

2765 Section 57. **Repealer.**

2766 This bill repeals:

2767 Section **26-21a-304, Children with Cancer Support Restricted Account.**

2768 Section **26-58-102, Children with Heart Disease Support Restricted Account.**

2769 Section **41-1a-421, Honor special group license plates -- Personal identity**
2770 **requirements.**

2771 Section **41-1a-422, Support special group license plates -- Contributor -- Voluntary**
2772 **contribution collection procedures.**

2773 Section **78A-2-804, Guardian Ad Litem Services Account established -- Funding.**

2774 Section 58. **Effective date.**

2775 (1) Except as provided in Subsection (2), this bill takes effect on January 1, 2023.

2776 (2) The changes to Sections 41-1a-410 and 41-1a-411 take effect on May 4, 2022.