

MOTOR VEHICLE REGISTRATION REVISIONS

2023 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Stephanie Gricius

Senate Sponsor: Michael K. McKell

LONG TITLE

General Description:

This bill amends provisions related to registration of an off-highway vehicle to allow the transport of an off-highway vehicle that is not registered.

Highlighted Provisions:

This bill:

- ▶ amends provisions related to registration of an off-highway vehicle to allow the transport of an off-highway vehicle that is not registered.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

41-22-3, as last amended by Laws of Utah 2022, Chapter 143

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

Section 1. Section **41-22-3** is amended to read:

41-22-3. Registration of vehicles -- Application -- Issuance of sticker and card --

Proof of property tax payment -- Records.

(1) (a) Unless exempted under Section **41-22-9**, a person may not operate [~~or transport~~] or place and an owner may not give another person permission to operate [~~or transport~~] or place any off-highway vehicle on any public land, trail, street, or highway in this state unless the

30 off-highway vehicle is registered under this chapter for the current year.

31 (b) Unless exempted under Section 41-22-9, a dealer may not sell an off-highway
32 vehicle which can be used [~~or transported~~] on any public land, trail, street, or highway in this
33 state, unless the off-highway vehicle is registered or is in the process of being registered under
34 this chapter for the current year.

35 (c) Unless specifically provided in this chapter, the division shall administer license
36 plates, decals, and registration of off-highway vehicles in accordance with Chapter 1a, Motor
37 Vehicle Act.

38 (2) (a) The owner of an off-highway vehicle subject to registration under this chapter
39 shall apply to the Motor Vehicle Division for registration on forms approved by the Motor
40 Vehicle Division.

41 (b) An owner of an off-highway vehicle may apply for automatic registration renewal
42 as described in Section 41-1a-216.

43 (3) Each application for registration of an off-highway vehicle shall be accompanied
44 by:

45 (a) evidence of ownership, a title, or a manufacturer's certificate of origin, and a bill of
46 sale showing ownership, make, model, horsepower or displacement, and serial number;

47 (b) the past registration card; or

48 (c) the fee for a duplicate.

49 (4) (a) (i) Beginning on January 1, 2023, except as provided in Subsection (4)(e), the
50 first time an off-highway vehicle is registered, the Motor Vehicle Division shall issue one
51 off-highway vehicle license plate, a registration decal, and a registration card.

52 (ii) If an off-highway vehicle has been registered previously in this state but has not
53 been issued an off-highway vehicle license plate, beginning on January 1, 2023, upon
54 application for registration renewal, the Motor Vehicle Division shall issue one off-highway
55 vehicle license plate, a registration decal, and a registration card.

56 (b) Upon each annual registration, the Motor Vehicle Division shall issue a registration
57 decal and a registration card for each off-highway vehicle registered.

- 58 (c) The off-highway vehicle license plate:
- 59 (i) shall contain a unique five-digit number to identify the off-highway vehicle for
- 60 which it is issued;
- 61 (ii) shall be affixed to the rear of the off-highway vehicle for which it is issued in a
- 62 plainly visible and upright position as prescribed by rule of the division under Section
- 63 [41-22-5.1](#);
- 64 (iii) shall be maintained free of foreign materials and in a condition to be clearly
- 65 legible;
- 66 (iv) shall be a distinct tan color with black lettering to identify the license plate as an
- 67 off-highway vehicle license plate;
- 68 (v) shall have a location to attach the registration decal; and
- 69 (vi) may not be a personalized license plate or a special group license plate.
- 70 (d) At all times, a registration card shall be kept with the off-highway vehicle and shall
- 71 be available for inspection by a law enforcement officer.
- 72 (e) An off-highway vehicle that is a motorcycle is:
- 73 (i) not required to obtain or display an off-highway vehicle license plate; and
- 74 (ii) required to obtain and display an off-highway vehicle registration sticker.
- 75 (5) (a) Except as provided by Subsection (5)(c), an applicant for a registration card and
- 76 registration decal shall provide the Motor Vehicle Division a certificate, described under
- 77 Subsection (5)(b), from the county assessor of the county in which the off-highway vehicle has
- 78 situs for taxation.
- 79 (b) The certificate required under Subsection (5)(a) shall state one of the following:
- 80 (i) the property tax on the off-highway vehicle for the current year has been paid;
- 81 (ii) in the county assessor's opinion, the tax is a lien on real property sufficient to
- 82 secure the payment of the tax; or
- 83 (iii) the off-highway vehicle is exempt by law from payment of property tax for the
- 84 current year.
- 85 (c) An off-highway vehicle for which an off-highway implement of husbandry sticker

86 has been issued in accordance with Section 41-22-5.5 is:

87 (i) exempt from the requirement under this Subsection (5);

88 (ii) not required to obtain or purchase an off-highway vehicle license plate; and

89 (iii) required to obtain and display an off-highway vehicle registration sticker.

90 (6) (a) All records of the division made or kept under this section shall be classified by

91 the Motor Vehicle Division in the same manner as motor vehicle records are classified under

92 Section 41-1a-116.

93 (b) Division records are available for inspection in the same manner as motor vehicle

94 records under Section 41-1a-116.

95 (7) A violation of this section is an infraction.