

BRAIN INJURY AND NEURO-REHABILITATION FUNDS

2023 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Curtis S. Bramble

House Sponsor: Brian S. King

LONG TITLE

General Description:

This bill amends provisions related to the Traumatic Brain Injury Fund, the Spinal Cord and Brain Injury Rehabilitation Fund, and related advisory committees.

Highlighted Provisions:

This bill:

- ▶ renames the Traumatic Brain Injury Fund as the "Brain Injury Fund" and amends fund provisions;

- ▶ renames the Traumatic Brain Injury Advisory Committee as the "Brain Injury Advisory Committee" and amends committee membership requirements;

- ▶ renames the Spinal Cord and Brain Injury Rehabilitation Fund as the "Neuro-Rehabilitation Fund" and amends fund provisions;

- ▶ renames the Spinal Cord and Brain Injury Rehabilitation Fund and Pediatric Neuro-Rehabilitation Fund Advisory Committee as the "Neuro-Rehabilitation Fund and Pediatric Neuro-Rehabilitation Fund Advisory Committee" and amends committee provisions; and

- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides revisor instructions.

Utah Code Sections Affected:

AMENDS:

30 **26-50-102**, as enacted by Laws of Utah 2008, Chapter 325
 31 **26-50-201**, as last amended by Laws of Utah 2013, Chapter 400
 32 **26-50-202**, as last amended by Laws of Utah 2016, Chapter 168
 33 **26-54-102**, as last amended by Laws of Utah 2019, Chapter 405
 34 **26-54-103**, as last amended by Laws of Utah 2022, Chapter 255
 35 **41-1a-1201**, as last amended by Laws of Utah 2022, Chapter 259
 36 **41-6a-1406**, as last amended by Laws of Utah 2022, Chapter 92
 37 **41-22-8**, as last amended by Laws of Utah 2022, Chapter 68
 38 **63I-1-226**, as last amended by Laws of Utah 2022, Chapters 194, 206, 224, 253, 255,
 39 347, and 451

40 **63I-1-241**, as last amended by Laws of Utah 2022, Chapters 68, 92, 104, and 110

41 REPEALS:

42 **26-50-101**, as enacted by Laws of Utah 2008, Chapter 325



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

45 Section 1. Section **26-50-102** is amended to read:

46 **26-50-102. Definitions.**

47 As used in this chapter:

48 (1) "Committee" means the advisory committee created by the executive director
 49 pursuant to Section **26-50-202**.

50 (2) "Fund" means the [~~Traumatic~~] Brain Injury Fund created in Section **26-50-201**.

51 Section 2. Section **26-50-201** is amended to read:

52 **26-50-201. Brain Injury Fund.**

53 (1) There is created an expendable special revenue fund [~~entitled the Traumatic~~]
 54 known as the Brain Injury Fund.

55 (2) The fund shall consist of:

56 (a) gifts, grants, donations, or any other conveyance of money that may be made to the
 57 fund from private sources; and

- 58 (b) additional amounts as appropriated by the Legislature.
- 59 (3) The fund shall be administered by the executive director.
- 60 (4) Fund money may be used to:
- 61 (a) educate the general public and professionals regarding understanding, treatment,
- 62 and prevention of [traumatic] brain injury;
- 63 (b) provide access to evaluations and coordinate short-term care to assist an individual
- 64 in identifying services or support needs, resources, and benefits for which the individual may
- 65 be eligible;
- 66 (c) develop and support an information and referral system for persons with a
- 67 [traumatic] brain injury and their families; and
- 68 (d) provide grants to persons or organizations to provide the services described in
- 69 Subsections (4)(a), (b), and (c).
- 70 (5) Not less than 50% of the fund shall be used each fiscal year to directly assist
- 71 individuals who meet the qualifications described in Subsection (6).
- 72 (6) An individual who receives services either paid for from the fund, or through an
- 73 organization under contract with the fund, shall:
- 74 (a) be a resident of Utah;
- 75 (b) have been diagnosed by a qualified professional as having a [traumatic] brain injury
- 76 which results in impairment of cognitive or physical function; and
- 77 (c) have a need that can be met within the requirements of this chapter.
- 78 (7) The fund may not duplicate any services or support mechanisms being provided to
- 79 an individual by any other government or private agency.
- 80 (8) All actual and necessary operating expenses for the committee and staff shall be
- 81 paid by the fund.
- 82 (9) The fund may not be used for medical treatment, long-term care, or acute care.
- 83 Section 3. Section **26-50-202** is amended to read:
- 84 **26-50-202. Brain Injury Advisory Committee -- Membership -- Time limit.**
- 85 (1) On or after July 1 of each year, the executive director may create a [Traumatic]

86 Brain Injury Advisory Committee of not more than nine members.

87 (2) The committee shall be composed of members of the community who are familiar
88 with [traumatic] brain injury, its causes, diagnosis, treatment, rehabilitation, and support
89 services, including:

- 90 (a) persons with a [traumatic] brain injury;
- 91 (b) family members of a person with a [traumatic] brain injury;
- 92 (c) representatives of an association which advocates for persons with [traumatic] brain
93 injuries;
- 94 (d) specialists in a profession that works with brain injury patients; and
- 95 (e) department representatives.

96 (3) The department shall provide staff support to the committee.

97 (4) (a) If a vacancy occurs in the committee membership for any reason, a replacement
98 may be appointed for the unexpired term.

99 (b) The committee shall elect a chairperson from the membership.

100 (c) A majority of the committee constitutes a quorum at any meeting, and, if a quorum
101 exists, the action of the majority of members present shall be the action of the committee.

102 (d) The committee may adopt bylaws governing the committee's activities.

103 (e) A committee member may be removed by the executive director:

- 104 (i) if the member is unable or unwilling to carry out the member's assigned
105 responsibilities; or
- 106 (ii) for good cause.

107 (5) The committee shall comply with the procedures and requirements of:

- 108 (a) Title 52, Chapter 4, Open and Public Meetings Act; and
- 109 (b) Title 63G, Chapter 2, Government Records Access and Management Act.

110 (6) A member may not receive compensation or benefits for the member's service, but,
111 at the executive director's discretion, may receive per diem and travel expenses in accordance
112 with:

113 (a) Section [63A-3-106](#);

114 (b) Section 63A-3-107; and
115 (c) rules made by the Division of Finance pursuant to Sections 63A-3-106 and
116 63A-3-107.
117 (7) Not later than November 30 of each year the committee shall provide a written
118 report summarizing the activities of the committee to the executive director [~~of the~~
119 ~~department~~].

120 (8) The committee shall cease to exist on December 31 of each year, unless the
121 executive director determines it necessary to continue.

122 Section 4. Section 26-54-102 is amended to read:
123 **26-54-102. Neuro-Rehabilitation Fund -- Creation -- Administration -- Uses.**

124 (1) As used in this section, a "qualified IRC 501(c)(3) charitable clinic" means a
125 professional medical clinic that:

- 126 (a) provides rehabilitation services to individuals in the state:
 - 127 (i) who have a [~~traumatic~~] spinal cord or brain injury that tends to be [~~nonprogressive~~
128 ~~or nondeteriorating~~] non-progressive or non-deteriorating; and
 - 129 (ii) who require post-acute care;
- 130 (b) employs licensed therapy clinicians;
- 131 (c) has at least five [~~years~~] years' experience operating a post-acute care rehabilitation
132 clinic in the state; and
- 133 (d) has obtained tax-exempt status under Internal Revenue Code, 26 U.S.C. Sec.
134 501(c)(3).

135 (2) There is created an expendable special revenue fund known as the "~~[Spinal Cord
136 and Brain Injury Rehabilitation]~~ Neuro-Rehabilitation Fund."

- 137 (3) The fund shall consist of:
 - 138 (a) gifts, grants, donations, or any other conveyance of money that may be made to the
139 fund from private sources;
 - 140 (b) a portion of the impound fee as designated in Section 41-6a-1406;
 - 141 (c) the fees collected by the Motor Vehicle Division under Subsections 41-1a-1201(9)

142 and 41-22-8(3); and

143 (d) amounts appropriated by the Legislature.

144 (4) The fund shall be administered by the executive director [~~of the department~~], in
145 consultation with the advisory committee created in Section 26-54-103.

146 (5) Fund money shall be used to:

147 (a) assist one or more qualified IRC 501(c)(3) charitable clinics to provide
148 rehabilitation services to individuals who have a [traumatic] spinal cord or brain injury that
149 tends to be [~~nonprogressive or nondeteriorating~~] non-progressive or non-deteriorating,
150 including:

151 (i) (A) physical, occupational, and speech therapy; and

152 (B) other services as determined by rule made in accordance with Title 63G, Chapter 3,
153 Utah Administrative Rulemaking Act, by the advisory committee created in Section 26-54-103;
154 and

155 (ii) equipment for use in the qualified charitable clinic; and

156 (b) pay for operating expenses of the advisory committee created [by] in Section
157 26-54-103, including the advisory committee's staff.

158 Section 5. Section 26-54-103 is amended to read:

159 **26-54-103. Neuro-Rehabilitation Fund and Pediatric Neuro-Rehabilitation Fund**
160 **Advisory Committee -- Creation -- Membership -- Terms -- Duties.**

161 (1) There is created a [~~Spinal Cord and Brain Injury Rehabilitation~~]
162 Neuro-Rehabilitation Fund and Pediatric Neuro-Rehabilitation Fund Advisory Committee.

163 (2) The advisory committee shall be composed of 11 members as follows:

164 (a) the executive director, or the executive director's designee;

165 (b) two survivors, or family members of a survivor, of a [traumatic] brain injury
166 appointed by the governor;

167 (c) two survivors, or family members of a survivor, of a [traumatic] spinal cord injury
168 appointed by the governor;

169 (d) one [traumatic] brain injury or spinal cord injury professional appointed by the

170 governor who, at the time of appointment and throughout the professional's term on the
171 committee, does not receive a financial benefit from the fund;

172 (e) two parents of a child with a [~~nonprogressive~~] non-progressive neurological
173 condition appointed by the governor;

174 (f) (i) a physical therapist licensed under Title 58, Chapter 24b, Physical Therapy
175 Practice Act, with experience treating brain and spinal cord injuries, appointed by the governor;
176 or

177 (ii) an occupational therapist licensed under Title 58, Chapter 42a, Occupational
178 Therapy Practice Act, with experience treating brain and spinal cord injuries, appointed by the
179 governor;

180 (g) a member of the House of Representatives appointed by the speaker of the House of
181 Representatives; and

182 (h) a member of the Senate appointed by the president of the Senate.

183 (3) (a) The term of advisory committee members shall be four years. If a vacancy
184 occurs in the committee membership for any reason, a replacement shall be appointed for the
185 unexpired term in the same manner as the original appointment.

186 (b) The committee shall elect a chairperson from the membership.

187 (c) A majority of the committee constitutes a quorum at any meeting, and, if a quorum
188 is present at an open meeting, the action of the majority of members shall be the action of the
189 advisory committee.

190 (d) The terms of the advisory committee shall be staggered so that members appointed
191 under Subsections (2)(b), (d), and (f) shall serve an initial two-year term and members
192 appointed under Subsections (2)(c), (e), and (g) shall serve four-year terms. Thereafter,
193 members appointed to the advisory committee shall serve four-year terms.

194 (4) The advisory committee shall comply with the procedures and requirements of:

195 (a) Title 52, Chapter 4, Open and Public Meetings Act;

196 (b) Title 63G, Chapter 2, Government Records Access and Management Act; and

197 (c) Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

198 (5) (a) A member who is not a legislator may not receive compensation or benefits for
199 the member's service, but, at the executive director's discretion, may receive per diem and
200 travel expenses as allowed in:

201 (i) Section 63A-3-106;

202 (ii) Section 63A-3-107; and

203 (iii) rules adopted by the Division of Finance according to Sections 63A-3-106 and
204 63A-3-107.

205 (b) Compensation and expenses of a member who is a legislator are governed by
206 Section 36-2-2 and Legislative Joint Rules, Title 5, Legislative Compensation and Expenses.

207 (6) The advisory committee shall:

208 (a) adopt rules and procedures in accordance with Title 63G, Chapter 3, Utah
209 Administrative Rulemaking Act, that establish priorities and criteria for the advisory committee
210 to follow in recommending distribution of money from the ~~[fund]~~ Neuro-Rehabilitation Fund
211 created in Section 26-54-102 and the Pediatric Neuro-Rehabilitation Fund created in Section
212 26-54-102.5 to assist qualified IRC 501(c)(3) charitable clinics, as defined in Sections
213 26-54-102 and 26-54-102.5;

214 (b) identify, evaluate, and review the quality of care available to:

215 (i) individuals with spinal cord and brain injuries through qualified IRC 501(c)(3)
216 charitable clinics, as defined in Section 26-54-102; or

217 (ii) children with ~~[nonprogressive]~~ non-progressive neurological conditions through
218 qualified IRC 501(c)(3) charitable clinics, as defined in Section 26-54-102.5; and

219 (c) explore, evaluate, and review other possible funding sources and make a
220 recommendation to the Legislature regarding sources that would provide adequate funding for
221 the advisory committee to accomplish its responsibilities under this section.

222 (7) Operating expenses for the advisory committee, including the committee's staff,
223 shall be paid for only with money from:

224 (a) the ~~[Spinal Cord and Brain Injury Rehabilitation]~~ Neuro-Rehabilitation Fund
225 created in Section 26-54-102;

226 (b) the Pediatric Neuro-Rehabilitation Fund created in Section 26-54-102.5; or
227 (c) both funds.

228 Section 6. Section **41-1a-1201** is amended to read:

229 **41-1a-1201. Disposition of fees.**

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

232 (2) Except as provided in Subsections (3), (6), (7), (8), and (9) and Sections [41-1a-422](#),
233 [41-1a-1220](#), [41-1a-1221](#), and [41-1a-1223](#) all fees collected under this part shall be deposited
234 into the Transportation Fund.

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

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

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

243 (b) Three dollars of the registration fees imposed under Subsections [41-1a-1206](#)(2)(a)
244 and (b) for each vehicle registered for a six-month registration period under Section
245 [41-1a-215.5](#) may be used by the commission to cover the costs incurred in enforcing and
246 administering this part.

247 (c) Fifty cents of the registration fee imposed under Subsection [41-1a-1206](#)(1)(i) for
248 each vintage vehicle that has a model year of 1981 or newer may be used by the commission to
249 cover the costs incurred in enforcing and administering this part.

250 (6) (a) The following portions of the registration fees imposed under Section
251 [41-1a-1206](#) for each vehicle shall be deposited into the Transportation Investment Fund of
252 2005 created [~~under~~] in Section [72-2-124](#):

253 (i) \$30 of the registration fees imposed under Subsections [41-1a-1206](#)(1)(a), (1)(b),

254 (1)(f), (4), and (7);

255 (ii) \$21 of the registration fees imposed under Subsections 41-1a-1206(1)(c)(i) and
256 (1)(c)(ii);

257 (iii) \$2.50 of the registration fee imposed under Subsection 41-1a-1206(1)(e)(ii);

258 (iv) \$23 of the registration fee imposed under Subsection 41-1a-1206(1)(d)(i);

259 (v) \$24.50 of the registration fee imposed under Subsection 41-1a-1206(1)(e)(i); and

260 (vi) \$1 of the registration fee imposed under Subsection 41-1a-1206(1)(d)(ii).

261 (b) The following portions of the registration fees collected for each vehicle registered
262 for a six-month registration period under Section 41-1a-215.5 shall be deposited into the
263 Transportation Investment Fund of 2005 created ~~by~~ in Section 72-2-124:

264 (i) \$23.25 of each registration fee collected under Subsection 41-1a-1206(2)(a)(i); and

265 (ii) \$23 of each registration fee collected under Subsection 41-1a-1206(2)(a)(ii).

266 (7) (a) Ninety-four cents of each registration fee imposed under Subsections
267 41-1a-1206(1)(a) and (b) for each vehicle shall be deposited into the Public Safety Restricted
268 Account created in Section 53-3-106.

269 (b) Seventy-one cents of each registration fee imposed under Subsections
270 41-1a-1206(2)(a) and (b) for each vehicle registered for a six-month registration period under
271 Section 41-1a-215.5 shall be deposited into the Public Safety Restricted Account created in
272 Section 53-3-106.

273 (8) (a) One dollar of each registration fee imposed under Subsections 41-1a-1206(1)(a)
274 and (b) for each vehicle shall be deposited into the Motor Vehicle Safety Impact Restricted
275 Account created in Section 53-8-214.

276 (b) One dollar of each registration fee imposed under Subsections 41-1a-1206(2)(a)
277 and (b) for each vehicle registered for a six-month registration period under Section
278 41-1a-215.5 shall be deposited into the Motor Vehicle Safety Impact Restricted Account
279 created in Section 53-8-214.

280 (9) Fifty cents of each registration fee imposed under Subsection 41-1a-1206(1)(a) for
281 each motorcycle shall be deposited into the ~~[Spinal Cord and Brain Injury Rehabilitation]~~

282 Neuro-Rehabilitation Fund created in Section 26-54-102.

283 Section 7. Section 41-6a-1406 is amended to read:

284 **41-6a-1406. Removal and impoundment of vehicles -- Reporting and notification**
285 **requirements -- Administrative impound fee -- Refunds -- Possessory lien -- Rulemaking.**

286 (1) If a vehicle, vessel, or outboard motor is removed or impounded as provided under
287 Section 41-1a-1101, 41-6a-527, 41-6a-1405, 41-6a-1408, or 73-18-20.1 by an order of a peace
288 officer or by an order of a person acting on behalf of a law enforcement agency or highway
289 authority, the removal or impoundment of the vehicle, vessel, or outboard motor shall be at the
290 expense of the owner.

291 (2) The vehicle, vessel, or outboard motor under Subsection (1) shall be removed or
292 impounded to a state impound yard.

293 (3) The peace officer may move a vehicle, vessel, or outboard motor or cause it to be
294 removed by a tow truck motor carrier that meets standards established:

295 (a) under Title 72, Chapter 9, Motor Carrier Safety Act; and

296 (b) by the department under Subsection (10).

297 (4) (a) A report described in this Subsection (4) is required for a vehicle, vessel, or
298 outboard motor that is:

299 (i) removed or impounded as described in Subsection (1); or

300 (ii) removed or impounded by any law enforcement or government entity.

301 (b) Before noon on the next business day after the date of the removal of the vehicle,
302 vessel, or outboard motor, a report of the removal shall be sent to the Motor Vehicle Division
303 by:

304 (i) the peace officer or agency by whom the peace officer is employed; and

305 (ii) the tow truck operator or the tow truck motor carrier by whom the tow truck
306 operator is employed.

307 (c) The report shall be in a form specified by the Motor Vehicle Division and shall
308 include:

309 (i) the operator's name, if known;

- 310 (ii) a description of the vehicle, vessel, or outboard motor;
- 311 (iii) the vehicle identification number or vessel or outboard motor identification
312 number;
- 313 (iv) the license number, temporary permit number, or other identification number
314 issued by a state agency;
- 315 (v) the date, time, and place of impoundment;
- 316 (vi) the reason for removal or impoundment;
- 317 (vii) the name of the tow truck motor carrier who removed the vehicle, vessel, or
318 outboard motor; and
- 319 (viii) the place where the vehicle, vessel, or outboard motor is stored.
- 320 (d) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
321 State Tax Commission shall make rules to establish proper format and information required on
322 the form described in this ~~subsection~~ Subsection (4).
- 323 (e) Until the tow truck operator or tow truck motor carrier reports the removal as
324 required under this Subsection (4), a tow truck motor carrier or impound yard may not:
- 325 (i) collect any fee associated with the removal; and
- 326 (ii) begin charging storage fees.
- 327 (5) (a) Except as provided in Subsection (5)(e) and upon receipt of the report, the
328 Motor Vehicle Division shall give notice, in the manner described in Section [41-1a-114](#), to the
329 following parties with an interest in the vehicle, vessel, or outboard motor, as applicable:
- 330 (i) the registered owner;
- 331 (ii) any lien holder; or
- 332 (iii) a dealer, as defined in Section [41-1a-102](#), if the vehicle, vessel, or outboard motor
333 is currently operating under a temporary permit issued by the dealer, as described in Section
334 [41-3-302](#).
- 335 (b) The notice shall:
- 336 (i) state the date, time, and place of removal, the name, if applicable, of the person
337 operating the vehicle, vessel, or outboard motor at the time of removal, the reason for removal,

338 and the place where the vehicle, vessel, or outboard motor is stored;

339 (ii) state that the registered owner is responsible for payment of towing, impound, and
340 storage fees charged against the vehicle, vessel, or outboard motor;

341 (iii) state the conditions that must be satisfied before the vehicle, vessel, or outboard
342 motor is released; and

343 (iv) inform the parties described in Subsection (5)(a) of the division's intent to sell the
344 vehicle, vessel, or outboard motor, if, within 30 days after the day of the removal or
345 impoundment under this section, one of the parties fails to make a claim for release of the
346 vehicle, vessel, or outboard motor.

347 (c) Except as provided in Subsection (5)(e) and if the vehicle, vessel, or outboard
348 motor is not registered in this state, the Motor Vehicle Division shall make a reasonable effort
349 to notify the parties described in Subsection (5)(a) of the removal and the place where the
350 vehicle, vessel, or outboard motor is stored.

351 (d) The Motor Vehicle Division shall forward a copy of the notice to the place where
352 the vehicle, vessel, or outboard motor is stored.

353 (e) The Motor Vehicle Division is not required to give notice under this Subsection (5)
354 if a report was received by a tow truck operator or tow truck motor carrier reporting a tow truck
355 service in accordance with Subsection 72-9-603(1)(a)(i).

356 (6) (a) The vehicle, vessel, or outboard motor shall be released after a party described
357 in Subsection (5)(a):

358 (i) makes a claim for release of the vehicle, vessel, or outboard motor at any office of
359 the State Tax Commission;

360 (ii) presents identification sufficient to prove ownership of the impounded vehicle,
361 vessel, or outboard motor;

362 (iii) completes the registration, if needed, and pays the appropriate fees;

363 (iv) if the impoundment was made under Section 41-6a-527, pays an administrative
364 impound fee of \$400; and

365 (v) pays all towing and storage fees to the place where the vehicle, vessel, or outboard

366 motor is stored.

367 (b) (i) Twenty-nine dollars of the administrative impound fee assessed under
368 Subsection (6)(a)(iv) shall be dedicated credits to the Motor Vehicle Division;

369 (ii) \$147 of the administrative impound fee assessed under Subsection (6)(a)(iv) shall
370 be deposited into the Department of Public Safety Restricted Account created in Section
371 [53-3-106](#);

372 (iii) \$20 of the administrative impound fee assessed under Subsection (6)(a)(iv) shall
373 be deposited ~~[in] into~~ the ~~[Spinal Cord and Brain Injury Rehabilitation Fund]~~
374 Neuro-Rehabilitation Fund created in Section [26-54-102](#); and

375 (iv) the remainder of the administrative impound fee assessed under Subsection
376 (6)(a)(iv) shall be deposited into the General Fund.

377 (c) The administrative impound fee assessed under Subsection (6)(a)(iv) shall be
378 waived or refunded by the State Tax Commission if the registered owner, lien holder, or
379 owner's agent presents written evidence to the State Tax Commission that:

380 (i) the Driver License Division determined that the arrested person's driver license
381 should not be suspended or revoked under Section [53-3-223](#) or [41-6a-521](#) as shown by a letter
382 or other report from the Driver License Division presented within 180 days after the day on
383 which the Driver License Division mailed the final notification; or

384 (ii) the vehicle was stolen at the time of the impoundment as shown by a copy of the
385 stolen vehicle report presented within 180 days after the day of the impoundment.

386 (d) A tow truck operator, a tow truck motor carrier, and an impound yard shall accept
387 payment by cash and debit or credit card for a removal or impoundment under Subsection (1)
388 or any service rendered, performed, or supplied in connection with a removal or impoundment
389 under Subsection (1).

390 (e) The owner of an impounded vehicle may not be charged a fee for the storage of the
391 impounded vehicle, vessel, or outboard motor if:

392 (i) the vehicle, vessel, or outboard motor is being held as evidence; and

393 (ii) the vehicle, vessel, or outboard motor is not being released to a party described in

394 Subsection [~~5(a)~~] (5)(a), even if the party satisfies the requirements to release the vehicle,
395 vessel, or outboard motor under this Subsection (6).

396 (7) (a) For an impounded vehicle, vessel, or outboard motor not claimed by a party
397 described in Subsection (5)(a) within the time prescribed by Section 41-1a-1103, the Motor
398 Vehicle Division shall issue a certificate of sale for the impounded vehicle, vessel, or outboard
399 motor as described in Section 41-1a-1103.

400 (b) The date of impoundment is considered the date of seizure for computing the time
401 period provided under Section 41-1a-1103.

402 (8) A party described in Subsection (5)(a) that pays all fees and charges incurred in the
403 impoundment of the owner's vehicle, vessel, or outboard motor has a cause of action for all the
404 fees and charges, together with damages, court costs, and attorney fees, against the operator of
405 the vehicle, vessel, or outboard motor whose actions caused the removal or impoundment.

406 (9) Towing, impound fees, and storage fees are a possessory lien on the vehicle, vessel,
407 or outboard motor.

408 (10) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
409 the department shall make rules setting the performance standards for towing companies to be
410 used by the department.

411 (11) (a) The Motor Vehicle Division may specify that a report required under
412 Subsection (4) be submitted in electronic form utilizing a database for submission, storage, and
413 retrieval of the information.

414 (b) (i) Unless otherwise provided by statute, the Motor Vehicle Division or the
415 administrator of the database may adopt a schedule of fees assessed for utilizing the database.

416 (ii) The fees under this Subsection (11)(b) shall:

417 (A) be reasonable and fair; and

418 (B) reflect the cost of administering the database.

419 Section 8. Section 41-22-8 is amended to read:

420 **41-22-8. Registration fees.**

421 (1) The division, after notifying the commission, shall establish the fees that shall be

422 paid in accordance with this chapter, subject to the following:

423 (a) (i) Except as provided in Subsection (1)(a)(ii) or (iii), the fee for each off-highway
424 vehicle registration may not exceed \$35.

425 (ii) The fee for each snowmobile registration may not exceed \$26.

426 (iii) The fee for each street-legal all-terrain vehicle may not exceed \$72.

427 (b) The fee for each duplicate registration card may not exceed \$3.

428 (c) The fee for each duplicate registration sticker may not exceed \$5.

429 (2) A fee may not be charged for an off-highway vehicle that is owned and operated by
430 the United States Government, this state, or its political subdivisions.

431 (3) (a) In addition to the fees under this section, Section 41-22-33, and Section
432 41-22-34, the Motor Vehicle Division shall require a person to pay one dollar to register an
433 off-highway vehicle under Section 41-22-3.

434 (b) The Motor Vehicle Division shall deposit the fees the Motor Vehicle Division
435 collects under Subsection (3)(a) into the [~~Spinal Cord and Brain Injury Rehabilitation~~
436 Neuro-Rehabilitation Fund described in Section 26-54-102.

437 Section 9. Section 63I-1-226 is amended to read:

438 **63I-1-226. Repeal dates: Titles 26 through 26B.**

439 (1) Section 26-1-7.5, which creates the Utah Health Advisory Council, is repealed July
440 1, 2025.

441 [~~(2) Section 26-1-40 is repealed July 1, 2022.~~]

442 [(3)] (2) Section 26-1-41 is repealed July 1, 2026.

443 [(4)] (3) Section 26-1-43 is repealed December 31, 2025.

444 [(5)] (4) Section 26-7-10 is repealed July 1, 2025.

445 [(6)] (5) Subsection 26-7-11(5), regarding reports to the Legislature, is repealed July 1,
446 2028.

447 [(7)] (6) Section 26-7-14 is repealed December 31, 2027.

448 [(8)] (7) Section 26-8a-603 is repealed July 1, 2027.

449 [(9)] (8) Title 26, Chapter 9f, Utah Digital Health Service Commission Act, is repealed

450 July 1, 2025.

451 ~~[(10)]~~ (9) Subsection [26-10-6\(5\)](#), which creates the Newborn Hearing Screening
452 Committee, is repealed July 1, 2026.

453 ~~[(11)]~~ (10) Section [26-10b-106](#), which creates the Primary Care Grant Committee, is
454 repealed July 1, 2025.

455 ~~[(12)]~~ Subsection [26-15c-104\(3\)](#), relating to a limitation on the number of
456 microenterprise home kitchen permits that may be issued, is repealed July 1, 2022.]

457 ~~[(13)]~~ (11) Subsection [26-18-2.6\(9\)](#), which addresses reimbursement for dental
458 hygienists, is repealed July 1, 2028.

459 ~~[(14)]~~ (12) Section [26-18-27](#) is repealed July 1, 2025.

460 ~~[(15)]~~ (13) Section [26-18-28](#) is repealed June 30, 2027.

461 ~~[(16)]~~ (14) Title 26, Chapter 18, Part 2, Drug Utilization Review Board, is repealed
462 July 1, 2027.

463 ~~[(17)]~~ (15) Subsection [26-18-418\(2\)](#), the language that states "and the Behavioral
464 Health Crisis Response Commission created in Section [63C-18-202](#)" is repealed July 1, 2023.

465 ~~[(18)]~~ (16) Section [26-33a-117](#) is repealed December 31, 2023.

466 ~~[(19)]~~ (17) Title 26, Chapter 33a, Utah Health Data Authority Act, is repealed July 1,
467 2024.

468 ~~[(20)]~~ (18) Title 26, Chapter 36b, Inpatient Hospital Assessment Act, is repealed July
469 1, 2024.

470 ~~[(21)]~~ (19) Title 26, Chapter 36c, Medicaid Expansion Hospital Assessment Act, is
471 repealed July 1, 2024.

472 ~~[(22)]~~ (20) Title 26, Chapter 36d, Hospital Provider Assessment Act, is repealed July
473 1, 2024.

474 ~~[(23)]~~ (21) Section [26-39-201](#), which creates the Residential Child Care Licensing
475 Advisory Committee, is repealed July 1, 2024.

476 ~~[(24)]~~ (22) Section [26-39-405](#), Drinking water quality in child care centers, is repealed
477 July 1, 2027.

478 ~~[(25)]~~ (23) Section [26-40-104](#), which creates the Utah Children's Health Insurance
479 Program Advisory Council, is repealed July 1, 2025.

480 ~~[(26)]~~ (24) Section [26-50-202](#), which creates the ~~[Traumatic]~~ Brain Injury Advisory
481 Committee, is repealed July 1, 2025.

482 ~~[(27)]~~ (25) ~~[Title 26, Chapter 54, Spinal Cord and Brain Injury Rehabilitation Fund and~~
483 ~~Pediatric Neuro-Rehabilitation Fund]~~ Title 26, Chapter 54, Neuro-Rehabilitation Fund and
484 Pediatric Neuro-Rehabilitation Fund, is repealed January 1, 2025.

485 ~~[(28)]~~ (26) Title 26, Chapter 66, Early Childhood Utah Advisory Council, is repealed
486 July 1, 2026.

487 ~~[(29)]~~ (27) Title 26, Chapter 68, COVID-19 Vaccine Restrictions Act, is repealed July
488 1, 2024.

489 ~~[(30)]~~ (28) Section [26-69-406](#) is repealed July 1, 2025.

490 ~~[(31)]~~ (29) Subsection [26B-1-204\(2\)\(i\)](#), related to the Residential Child Care Licensing
491 Advisory Committee, is repealed July 1, 2024.

492 ~~[(32)]~~ (30) Subsection [26B-1-204\(2\)\(k\)](#), related to the Primary Care Grant Committee,
493 is repealed July 1, 2025.

494 Section 10. Section **63I-1-241** is amended to read:

495 **63I-1-241. Repeal dates: Title 41.**

496 (1) Subsection [41-1a-1201\(9\)](#), related to the ~~[Spinal Cord and Brain Injury~~
497 ~~Rehabilitation]~~ Neuro-Rehabilitation Fund, is repealed January 1, 2025.

498 (2) Section [41-3-106](#), which creates an advisory board related to motor vehicle
499 business regulation, is repealed July 1, 2024.

500 (3) The following subsections addressing lane filtering are repealed on July 1, 2027:

501 (a) Subsection [41-6a-102\(31\)](#) that defines "lane filtering";

502 (b) Subsection [41-6a-704\(5\)](#); and

503 (c) Subsection [41-6a-710\(1\)\(c\)](#).

504 (4) Subsection ~~[[41-6a-1406\(6\)\(c\)\(iii\)](#)]~~ [41-6a-1406\(6\)\(b\)\(iii\)](#), related to the ~~[Spinal Cord~~
505 ~~and Brain Injury Rehabilitation]~~ Neuro-Rehabilitation Fund, is repealed January 1, 2025.

506 (5) Subsections [41-22-2\(1\)](#) and [~~[41-22-10\(1\)\(a\)](#)~~ [41-22-10\(1\)](#)], which authorize an
507 advisory council that includes in the advisory council's duties addressing off-highway vehicle
508 issues, are repealed July 1, 2027.

509 (6) Subsection [41-22-8\(3\)](#), related to the [~~Spinal Cord and Brain Injury Rehabilitation~~
510 Neuro-Rehabilitation Fund, is repealed January 1, 2025.

511 Section 11. **Repealer.**

512 This bill repeals:

513 Section [26-50-101](#), **Title.**

514 Section 12. **Revisor instructions.**

515 The Legislature intends that the Office of Legislative Research and General Counsel, in
516 preparing the Utah Code database for publication, replace references added during the 2023
517 General Session as follows:

518 (1) replace "Traumatic Brain Injury Fund" with "Brain Injury Fund";

519 (2) replace "Traumatic Brain Injury Advisory Committee" with "Brain Injury Advisory
520 Committee";

521 (3) replace "Spinal Cord and Brain Injury Rehabilitation Fund" with
522 "Neuro-Rehabilitation Fund"; and

523 (4) replace "Spinal Cord and Brain Injury Rehabilitation Fund and Pediatric
524 Neuro-Rehabilitation Fund Advisory Committee" with "Neuro-Rehabilitation Fund and
525 Pediatric Neuro-Rehabilitation Fund Advisory Committee".