

**Representative Paul A. Cutler** proposes the following substitute bill:

**ROAD RAGE AMENDMENTS**

2024 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Paul A. Cutler**

Senate Sponsor: Todd D. Weiler

Cosponsor: Andrew Stoddard

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**LONG TITLE**

**General Description:**

This bill addresses road rage events.

**Highlighted Provisions:**

This bill:

- ▶ defines terms;
- ▶ addresses the seizure and possession of a vehicle in which there is probable cause to believe the operator or passenger of the vehicle engaged in a road rage event;
- ▶ allows for an administrative impound fee when a vehicle involved in a road rage event is seized and impounded;
- ▶ creates the Road Rage Awareness and Prevention Restricted Account to pay for an education and media campaign on road rage awareness and prevention;
- ▶ includes a sunset date for the Road Rage Awareness and Prevention Restricted Account;
- ▶ allows for the suspension or revocation of an individual's driver license when the individual is convicted of an offense that is enhanced for road rage;
- ▶ creates an enhancement of an offense for road rage;



- 25           ▶ modifies the elements of aggravated assault to address the use of a motor vehicle;
- 26           ▶ requires the Administrative Office of the Courts to collect data regarding road rage
- 27 enhancements; and
- 28           ▶ makes technical and conforming changes.

29 **Money Appropriated in this Bill:**

30           This bill appropriates in fiscal year 2025:

- 31           ▶ to Department of Public Safety - Programs & Operations - Highway Patrol -
- 32 Administration as an ongoing appropriation:
  - 33           • from the Road Rage Awareness and Prevention Restricted Account, \$50,000
- 34           ▶ to Department of Public Safety - Road Rage Awareness and Prevention Account as
- 35 an ongoing appropriation:
  - 36           • from the General Fund, \$50,000

37 **Other Special Clauses:**

38           This bill provides a special effective date.

39 **Utah Code Sections Affected:**

40 AMENDS:

- 41           **41-1a-102**, as last amended by Laws of Utah 2023, Chapters 33, 532
- 42           **41-1a-1101**, as last amended by Laws of Utah 2019, Chapter 373
- 43           **41-1a-1103**, as last amended by Laws of Utah 2022, Chapter 92
- 44           **41-6a-1406**, as last amended by Laws of Utah 2023, Chapter 335
- 45           **41-12a-806**, as last amended by Laws of Utah 2020, Fifth Special Session, Chapter 20
- 46           **53-3-220**, as last amended by Laws of Utah 2023, Chapter 415
- 47           **63I-1-253 (Eff 07/01/24) (Cont Sup 01/01/25)**, as last amended by Laws of Utah 2023,
- 48 Chapters 30, 52, 133, 161, 310, 367, and 494
- 49           **63I-1-253 (Contingently Effective 01/01/25)**, as last amended by Laws of Utah 2023,
- 50 Chapters 30, 52, 133, 161, 187, 310, 367, and 494
- 51           **76-5-103**, as last amended by Laws of Utah 2022, Chapter 181
- 52           **78A-2-109.5**, as last amended by Laws of Utah 2023, Chapter 441

53 ENACTS:

- 54           **53-1-122**, Utah Code Annotated 1953
- 55           **76-3-203.17**, Utah Code Annotated 1953

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

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

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

As used in this chapter:

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

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

(3) "All-terrain type I vehicle" means the same as that term is defined in Section [41-22-2](#).

(4) "All-terrain type II vehicle" means the same as that term is defined in Section [41-22-2](#).

(5) "All-terrain type III vehicle" means the same as that term is defined in Section [41-22-2](#).

(6) "Alternative fuel vehicle" means:

(a) an electric motor vehicle;

(b) a hybrid electric motor vehicle;

(c) a plug-in hybrid electric motor vehicle; or

(d) a motor vehicle powered exclusively by a fuel other than:

(i) motor fuel;

(ii) diesel fuel;

(iii) natural gas; or

(iv) propane.

(7) "Amateur radio operator" means a person licensed by the Federal Communications Commission to engage in private and experimental two-way radio operation on the amateur band radio frequencies.

(8) "Autocycle" means the same as that term is defined in Section [53-3-102](#).

(9) "Automated driving system" means the same as that term is defined in Section [41-26-102.1](#).

(10) "Branded title" means a title certificate that is labeled:

(a) rebuilt and restored to operation;

87 (b) flooded and restored to operation; or

88 (c) not restored to operation.

89 (11) "Camper" means a structure designed, used, and maintained primarily to be  
90 mounted on or affixed to a motor vehicle that contains a floor and is designed to provide a  
91 mobile dwelling, sleeping place, commercial space, or facilities for human habitation or for  
92 camping.

93 (12) "Certificate of title" means a document issued by a jurisdiction to establish a  
94 record of ownership between an identified owner and the described vehicle, vessel, or outboard  
95 motor.

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

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

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

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

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

104 (16) "Consumer price index" means the same as that term is defined in Section  
105 [59-13-102](#).

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

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

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

113 (20) "Dynamic driving task" means the same as that term is defined in Section  
114 [41-26-102.1](#).

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

117 (22) "Essential parts" means the integral and body parts of a vehicle of a type required

118 to be registered in this state, the removal, alteration, or substitution of which would tend to  
119 conceal the identity of the vehicle or substantially alter the vehicle's appearance, model, type,  
120 or mode of operation.

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

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

125 (i) farm products, including livestock and its products, poultry and its products,  
126 floricultural and horticultural products;

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

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

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

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

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

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

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

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

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

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

147 (30) (a) "Identification number" means the identifying number assigned by the  
148 manufacturer or by the division for the purpose of identifying the vehicle, vessel, or outboard

149 motor.

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

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

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

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

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

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

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

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

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

175 (38) "Military vehicle" means a vehicle of any size or weight that was manufactured  
176 for use by armed forces and that is maintained in a condition that represents the vehicle's  
177 military design and markings regardless of current ownership or use.

178 (39) "Mobile home" means a transportable factory built housing unit built prior to June  
179 15, 1976, in accordance with a state mobile home code which existed prior to the Federal

180 Manufactured Housing and Safety Standards Act (HUD Code).

181 (40) "Motor fuel" means the same as that term is defined in Section 59-13-102.

182 (41) (a) "Motor vehicle" means a self-propelled vehicle intended primarily for use and  
183 operation on the highways.

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

185 (i) an off-highway vehicle; or

186 (ii) a motor assisted scooter as defined in Section 41-6a-102.

187 (42) "Motorboat" means the same as that term is defined in Section 73-18-2.

188 (43) "Motorcycle" means:

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

191 (b) an autocytle.

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

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

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

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

204 (47) "Off-highway implement of husbandry" means the same as that term is defined in  
205 Section 41-22-2.

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

207 (49) (a) "Operate" means:

208 (i) to navigate a vessel; or

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

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

212 (B) an engaged automated driving system.

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

214 (50) "Original issue license plate" means a license plate that is of a format and type  
215 issued by the state in the same year as the model year of a vehicle that is a model year 1973 or  
216 older.

217 (51) "Outboard motor" means a detachable self-contained propulsion unit, excluding  
218 fuel supply, used to propel a vessel.

219 (52) (a) "Owner" means a person, other than a lienholder, holding title to a vehicle,  
220 vessel, or outboard motor whether or not the vehicle, vessel, or outboard motor is subject to a  
221 security interest.

222 (b) If a vehicle is the subject of an agreement for the conditional sale or installment  
223 sale or mortgage of the vehicle with the right of purchase upon performance of the conditions  
224 stated in the agreement and with an immediate right of possession vested in the conditional  
225 vendee or mortgagor, or if the vehicle is the subject of a security agreement, then the  
226 conditional vendee, mortgagor, or debtor is considered the owner for the purposes of this  
227 chapter.

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

230 (53) "Park model recreational vehicle" means a unit that:

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

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

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

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

237 (54) "Personalized license plate" means a license plate that has displayed on it a  
238 combination of letters, numbers, or both as requested by the owner of the vehicle and assigned  
239 to the vehicle by the division.

240 (55) (a) "Pickup truck" means a two-axle motor vehicle with motive power  
241 manufactured, remanufactured, or materially altered to provide an open cargo area.



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

244 (56) "Plug-in hybrid electric motor vehicle" means a hybrid electric motor vehicle that  
245 has the capability to charge the battery or batteries used for vehicle propulsion from an  
246 off-vehicle electric source, such that the off-vehicle source cannot be connected to the vehicle  
247 while the vehicle is in motion.

248 (57) "Pneumatic tire" means a tire in which compressed air is designed to support the  
249 load.

250 (58) "Preceding year" means a period of 12 consecutive months fixed by the division  
251 that is within 16 months immediately preceding the commencement of the registration or  
252 license year in which proportional registration is sought. The division in fixing the period shall  
253 conform it to the terms, conditions, and requirements of any applicable agreement or  
254 arrangement for the proportional registration of vehicles.

255 (59) "Public garage" means a building or other place where vehicles or vessels are kept  
256 and stored and where a charge is made for the storage and keeping of vehicles and vessels.

257 (60) "Receipt of surrender of ownership documents" means the receipt of surrender of  
258 ownership documents described in Section [41-1a-503](#).

259 (61) "Reconstructed vehicle" means a vehicle of a type required to be registered in this  
260 state that is materially altered from its original construction by the removal, addition, or  
261 substitution of essential parts, new or used.

262 (62) "Recreational vehicle" means the same as that term is defined in Section  
263 [13-14-102](#).

264 (63) "Registration" means a document issued by a jurisdiction that allows operation of  
265 a vehicle or vessel on the highways or waters of this state for the time period for which the  
266 registration is valid and that is evidence of compliance with the registration requirements of the  
267 jurisdiction.

268 (64) "Registration decal" means the decal issued by the division that is evidence of  
269 compliance with the division's registration requirements.

270 (65) (a) "Registration year" means a 12 consecutive month period commencing with  
271 the completion of the applicable registration criteria.

272 (b) For administration of a multistate agreement for proportional registration the

273 division may prescribe a different 12-month period.

274 (66) "Repair or replacement" means the restoration of vehicles, vessels, or outboard  
275 motors to a sound working condition by substituting any inoperative part of the vehicle, vessel,  
276 or outboard motor, or by correcting the inoperative part.

277 (67) "Replica vehicle" means:

278 (a) a street rod that meets the requirements under Subsection 41-21-1(3)(a)(i)(B); or

279 (b) a custom vehicle that meets the requirements under Subsection  
280 41-6a-1507(1)(a)(i)(B).

281 (68) "Restored-modified vehicle" means a motor vehicle that has been restored and  
282 modified with modern parts and technology, including emission control technology and an  
283 on-board diagnostic system.

284 (69) "Road tractor" means a motor vehicle designed and used for drawing other  
285 vehicles and constructed so it does not carry any load either independently or any part of the  
286 weight of a vehicle or load that is drawn.

287 (70) "Sailboat" means the same as that term is defined in Section 73-18-2.

288 (71) "Security interest" means an interest that is reserved or created by a security  
289 agreement to secure the payment or performance of an obligation and that is valid against third  
290 parties.

291 (72) "Semitrailer" means a vehicle without motive power designed for carrying persons  
292 or property and for being drawn by a motor vehicle and constructed so that some part of its  
293 weight and its load rests or is carried by another vehicle.

294 (73) "Special group license plate" means a type of license plate designed for a  
295 particular group of people or a license plate authorized and issued by the division in accordance  
296 with Section 41-1a-418 or Part 16, Sponsored Special Group License Plates.

297 (74) (a) "Special interest vehicle" means a vehicle used for general transportation  
298 purposes and that is:

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

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

302 (b) In making a determination under Subsection (74)(a), the division director shall give  
303 special consideration to:

- 304 (i) a make of motor vehicle that is no longer manufactured;
- 305 (ii) a make or model of motor vehicle produced in limited or token quantities;
- 306 (iii) a make or model of motor vehicle produced as an experimental vehicle or one  
307 designed exclusively for educational purposes or museum display; or
- 308 (iv) a motor vehicle of any age or make that has not been substantially altered or  
309 modified from original specifications of the manufacturer and because of its significance is  
310 being collected, preserved, restored, maintained, or operated by a collector or hobbyist as a  
311 leisure pursuit.

312 (75) (a) "Special mobile equipment" means a vehicle:

- 313 (i) not designed or used primarily for the transportation of persons or property;
- 314 (ii) not designed to operate in traffic; and
- 315 (iii) only incidentally operated or moved over the highways.

316 (b) "Special mobile equipment" includes:

- 317 (i) farm tractors;
- 318 (ii) off-road motorized construction or maintenance equipment including backhoes,  
319 bulldozers, compactors, graders, loaders, road rollers, tractors, and trenchers; and
- 320 (iii) ditch-digging apparatus.

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

323 (76) "Specially constructed vehicle" means a vehicle of a type required to be registered  
324 in this state, not originally constructed under a distinctive name, make, model, or type by a  
325 generally recognized manufacturer of vehicles, and not materially altered from its original  
326 construction.

327 (77) (a) "Standard license plate" means a license plate for general issue described in  
328 Subsection [41-1a-402](#)(1).

329 (b) "Standard license plate" includes a license plate for general issue that the division  
330 issues before January 1, 2024.

331 (78) "State impound yard" means a yard for the storage of a vehicle, vessel, or outboard  
332 motor that meets the requirements of rules made by the commission [~~pursuant to Subsection~~  
333 ~~[41-1a-1101](#)(5)] as described in Subsection [41-1a-1101](#)(7).~~

334 (79) "Symbol decal" means the decal that is designed to represent a special group and

335 displayed on a special group license plate.

336 (80) "Title" means the right to or ownership of a vehicle, vessel, or outboard motor.

337 (81) (a) "Total fleet miles" means the total number of miles operated in all jurisdictions  
338 during the preceding year by power units.

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

342 (82) "Tow truck motor carrier" means the same as that term is defined in Section  
343 [72-9-102](#).

344 (83) "Tow truck operator" means the same as that term is defined in Section [72-9-102](#).

345 (84) "Trailer" means a vehicle without motive power designed for carrying persons or  
346 property and for being drawn by a motor vehicle and constructed so that no part of its weight  
347 rests upon the towing vehicle.

348 (85) "Transferee" means a person to whom the ownership of property is conveyed by  
349 sale, gift, or any other means except by the creation of a security interest.

350 (86) "Transferor" means a person who transfers the person's ownership in property by  
351 sale, gift, or any other means except by creation of a security interest.

352 (87) "Travel trailer," "camping trailer," or "fifth wheel trailer" means a portable vehicle  
353 without motive power, designed as a temporary dwelling for travel, recreational, or vacation  
354 use that does not require a special highway movement permit when drawn by a self-propelled  
355 motor vehicle.

356 (88) "Truck tractor" means a motor vehicle designed and used primarily for drawing  
357 other vehicles and not constructed to carry a load other than a part of the weight of the vehicle  
358 and load that is drawn.

359 (89) "Vehicle" includes a motor vehicle, trailer, semitrailer, off-highway vehicle,  
360 camper, park model recreational vehicle, manufactured home, and mobile home.

361 (90) "Vessel" means the same as that term is defined in Section [73-18-2](#).

362 (91) "Vintage vehicle" means the same as that term is defined in Section [41-21-1](#).

363 (92) "Waters of this state" means the same as that term is defined in Section [73-18-2](#).

364 (93) "Weighmaster" means a person, association of persons, or corporation permitted  
365 to weigh vehicles under this chapter.

366 Section 2. Section **41-1a-1101** is amended to read:

367 **41-1a-1101. Seizure -- Circumstances where permitted -- Impound lot standards.**

368 (1) As used in this section:

369 (a) (i) "Criminal offense" means an offense that is a felony, a misdemeanor, an  
370 infraction, or a violation of an ordinance, under municipal, state, or federal law.

371 (ii) "Criminal offense" includes:

372 (A) an offense described in Chapter 6a, Traffic Code;

373 (B) an offense described in Title 53, Chapter 3, Part 2, Driver Licensing Act;

374 (C) an offense described in Title 73, Chapter 18, State Boating Act;

375 (D) an offense described in Title 76, Utah Criminal Code; and

376 (E) any local ordinance that is substantially similar to an offense listed in Subsections  
377 (1)(a)(ii)(A) through (D).

378 (b) "Operator" means the same as that term is defined in Section [41-6a-102](#).

379 (c) "Road rage event" means the commission of a criminal offense:

380 (i) by an operator or passenger of a vehicle;

381 (ii) in response to an incident that occurs or escalates upon a roadway; and

382 (iii) with the intent to endanger or intimidate an individual in another vehicle.

383 (d) "Roadway" means:

384 (i) a highway; or

385 (ii) a private road or driveway as defined in Section [41-6a-102](#).

386 [+](2) The division or any peace officer, without a warrant, may seize and take  
387 possession of any vehicle, vessel, or outboard motor:

388 (a) that the division or the peace officer has ~~[reason]~~ probable cause to believe has been  
389 stolen;

390 (b) on which any identification number has been defaced, altered, or obliterated;

391 (c) that has been abandoned in accordance with Section [41-6a-1408](#);

392 (d) for which the applicant has written a check for registration or title fees that has not  
393 been honored by the applicant's bank and that is not paid within 30 days;

394 (e) that is placed on the water with improper registration;

395 (f) that is being operated on a highway:

396 (i) with registration that has been expired for more than three months;

397 (ii) having never been properly registered by the current owner; or  
398 (iii) with registration that is suspended or revoked; or  
399 (g) (i) that the division or the peace officer has ~~[reason]~~ probable cause to believe has  
400 been involved in an accident described in Section 41-6a-401, 41-6a-401.3, or 41-6a-401.5; and  
401 (ii) whose operator did not remain at the scene of the accident until the operator  
402 fulfilled the requirements described in Section 41-6a-401 or 41-6a-401.7.

403 (3) The division or a peace officer, without a warrant:

404 (a) may seize and take possession of a vehicle when the division or the peace officer  
405 has probable cause to believe that an operator or passenger of the vehicle engaged in a road  
406 rage event; and

407 (b) shall seize and take possession of a vehicle when the division or the peace officer  
408 has probable cause to believe that an operator or passenger of the vehicle has engaged in a road  
409 rage event in which a firearm was used in furtherance of the road rage event.

410 ~~[(2)]~~ (4) (a) Subject to the restriction in Subsection ~~[(2)(b)]~~ (4)(b), the division or any  
411 peace officer, without a warrant:

412 (i) shall seize and take possession of any vehicle that is being operated on a highway  
413 without owner's or operator's security in effect for the vehicle as required under Section  
414 41-12a-301 and the vehicle was involved in an accident; or

415 (ii) may seize and take possession of any vehicle that is being operated on a highway  
416 without owner's or operator's security in effect for the vehicle as required under Section  
417 41-12a-301 after the division or any peace officer makes a reasonable determination whether  
418 the vehicle would:

419 (A) present a public safety concern to the operator or any of the occupants in the  
420 vehicle; or

421 (B) prevent the division or the peace officer from addressing other public safety  
422 considerations.

423 (b) The division or any peace officer may not seize and take possession of a vehicle  
424 under Subsection ~~[(2)(a)]~~ (4)(a):

425 (i) if the operator of the vehicle is not carrying evidence of owner's or operator's  
426 security as defined in Section 41-12a-303.2 in the vehicle unless the division or peace officer  
427 verifies that owner's or operator's security is not in effect for the vehicle through the Uninsured

428 Motorist Identification Database created in accordance with Section 41-12a-803; or

429 (ii) if the operator of the vehicle is carrying evidence of owner's or operator's security  
430 as defined in Section 41-12a-303.2 in the vehicle and the Uninsured Motorist Identification  
431 Database created in accordance with Section 41-12a-803 indicates that the owner's or operator's  
432 security is not in effect for the vehicle, unless the division or a peace officer makes a  
433 reasonable attempt to independently verify that owner's or operator's security is not in effect for  
434 the vehicle.

435 ~~[(3)]~~ (5) If necessary for the transportation of a seized vessel, the vessel's trailer may be  
436 seized to transport and store the vessel.

437 ~~[(4)]~~ (6) Any peace officer seizing or taking possession of a vehicle, vessel, or  
438 outboard motor under this section shall comply with the provisions of Section 41-6a-1406.

439 ~~[(5)]~~ (7) (a) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking  
440 Act, the commission shall make rules setting standards for public garages, impound lots, and  
441 impound yards that may be used by peace officers and the division.

442 (b) The standards shall be equitable, reasonable, and unrestrictive as to the number of  
443 public garages, impound lots, or impound yards per geographical area.

444 (c) A crusher, dismantler, or salvage dealer may not operate as a state impound yard  
445 unless the crusher, dismantler, or salvage dealer meets all of the requirements for a state  
446 impound yard set forth in this section and rules made in accordance with Subsection ~~[(5)(a)]~~  
447 (7)(a).

448 (d) (i) Rules made by the commission shall include a requirement that a state impound  
449 yard have opaque fencing on any side of the state impound yard that has frontage with a  
450 highway.

451 (ii) The opaque fencing described in Subsection ~~[(5)(d)(i)]~~ (7)(d)(i) may be opaque  
452 chain link fencing.

453 ~~[(6)]~~ (8) (a) Except as provided under Subsection ~~[(6)(b)]~~ (8)(b), a person may not  
454 operate or allow to be operated a vehicle stored in a public garage, impound lot, or impound  
455 yard regulated under this part without prior written permission of the owner of the vehicle.

456 (b) Incidental and necessary operation of a vehicle to move the vehicle from one  
457 parking space to another within the facility and that is necessary for the normal management of  
458 the facility is not prohibited under Subsection ~~[(6)(a)]~~ (8)(a).

459            [~~(7)~~] (9) A person who violates the provisions of Subsection [~~(6)~~] (8) is guilty of a  
460 class C misdemeanor.

461            [(8)] (10) The division or the peace officer who seizes a vehicle shall record the  
462 mileage shown on the vehicle's odometer at the time of seizure, if:

- 463            (a) the vehicle is equipped with an odometer; and
- 464            (b) the odometer reading is accessible to the division or the peace officer.

465            Section 3. Section **41-1a-1103** is amended to read:

466            **41-1a-1103. Sale.**

467            (1) (a) To determine the model year of a vehicle, vessel, or outboard motor as  
468 described in this section, the division shall use the model year assigned to a vehicle, vessel, or  
469 outboard motor based on:

- 470            (i) the vehicle identification number assigned by the division; or
- 471            (ii) if the division has not assigned a vehicle identification number, the vehicle  
472 identification number assigned by the manufacturer.

473            (b) To determine the age of a vehicle, vessel, or outboard motor as described in this  
474 section, the division shall use the date of the impoundment of the vehicle, vessel, or outboard  
475 motor.

476            (2) (a) For a vehicle, vessel, or outboard motor with a model year of eight years old or  
477 older, if the owner or lienholder of a seized vehicle, vessel, or outboard motor does not recover  
478 the vehicle, vessel, or outboard motor within 30 days from the date of the original notice  
479 described in Section 41-6a-1406, or if the division is unable to determine the owner or  
480 lienholder through reasonable efforts, the division shall issue a certificate of sale for the  
481 vehicle, vessel, or outboard motor to the tow truck motor carrier in possession of the vehicle,  
482 vessel, or outboard motor upon request by the tow truck motor carrier.

483            (i) For a vehicle, vessel, or outboard motor with a model year of eight years old or  
484 older, if the owner or lienholder of a vehicle, vessel, or outboard motor seized under Section  
485 41-1a-1101 and subsequently released by the division fails to take possession of the vehicle,  
486 vessel, or outboard motor and satisfy the amount due to the place of storage within 30 days  
487 from the date of release, the division shall, 30 days from the date of the original notice  
488 described in Section 41-6a-1406, issue a certificate of sale for the vehicle, vessel, or outboard  
489 motor to the tow truck motor carrier in possession of the vehicle, vessel, or outboard motor



490 upon request by the tow truck motor carrier, in accordance with this section.

491 (ii) For a vehicle, vessel, or outboard motor with a model year of eight years old or  
492 older, if the owner or lienholder of a vehicle, vessel, or outboard motor seized under Section  
493 [41-1a-1101](#) and subsequently released by the division fails to take possession of the vehicle,  
494 vessel, or outboard motor and satisfy the amount due to the place of storage within 20 days  
495 from the original notice described in Section [41-6a-1406](#), the tow truck motor carrier shall  
496 notify the division, and the division shall renotify the owner or lienholder.

497 (3) For a vehicle, vessel, or outboard motor with a model year seven years old or  
498 newer, if the owner or lienholder of a seized vehicle, vessel, or outboard motor does not  
499 recover the vehicle, vessel, or outboard motor within 60 days from the date of the original  
500 notice described in Section [41-6a-1406](#), or if the division is unable to determine the owner or  
501 lienholder through reasonable efforts, the division shall sell the vehicle, vessel, or outboard  
502 motor as described in Subsection (4).

503 (4) The sale of a vehicle, vessel, or outboard motor described in Subsection (3) shall:

504 (a) be held in the form of a public auction at the place of storage; and

505 (b) at the discretion of the division, be conducted by:

506 (i) an authorized representative of the division; or

507 (ii) a public garage, impound lot, or impound yard that:

508 (A) is authorized by the division;

509 (B) meets the standards under Subsection [~~41-1a-1101(5)~~] [41-1a-1101\(7\)](#); and

510 (C) complies with the requirements of Section [72-9-603](#).

511 (5) At least five days prior to the date set for sale described in Subsection (4), the  
512 division shall publish a notice of sale setting forth the date, time, and place of sale and a  
513 description of the vehicle, vessel, or outboard motor to be sold:

514 (a) on the division's website; and

515 (b) as required in Section [45-1-101](#).

516 (6) At the time of sale described in Subsection (4) the division or other person  
517 authorized to conduct the sale shall tender to the highest bidder a certificate of sale conveying  
518 all rights, title, and interest in the vehicle, vessel, or outboard motor.

519 (7) The proceeds from the sale of a vehicle, vessel, or outboard motor under  
520 Subsection (4) shall be distributed as provided under Section [41-1a-1104](#).

521 (8) For a vehicle, vessel, or outboard motor with a model year seven years old or  
522 newer, if the owner or lienholder of a vehicle, vessel, or outboard motor seized under Section  
523 41-1a-1101 and subsequently released by the division fails to take possession of the vehicle,  
524 vessel, or outboard motor and satisfy the amount due to the place of storage within 60 days  
525 from the date of release, the division shall, 60 days from the date of the original notice  
526 described in Section 41-6a-1406, sell the vehicle, vessel, or outboard motor as described in  
527 Subsection (4).

528 (9) For a vehicle, vessel, or outboard motor with a model year of seven years old or  
529 newer, if the owner or lienholder of a vehicle, vessel, or outboard motor seized under Section  
530 41-1a-1101 and subsequently released by the division fails to take possession of the vehicle,  
531 vessel, or outboard motor within 45 days of the original notice described in Section  
532 41-6a-1406, the tow truck motor carrier shall notify the division, and the division shall renotify  
533 the owner or lienholder.

534 Section 4. Section 41-6a-1406 is amended to read:

535 **41-6a-1406. Removal and impoundment of vehicles -- Reporting and notification**  
536 **requirements -- Administrative impound fee -- Refunds -- Possessory lien -- Rulemaking.**

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

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

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

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

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

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

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

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

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

- 555 (i) the peace officer or agency by whom the peace officer is employed; and
- 556 (ii) the tow truck operator or the tow truck motor carrier by whom the tow truck  
557 operator is employed.

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

- 560 (i) the operator's name, if known;
- 561 (ii) a description of the vehicle, vessel, or outboard motor;
- 562 (iii) the vehicle identification number or vessel or outboard motor identification  
563 number;
- 564 (iv) the license number, temporary permit number, or other identification number  
565 issued by a state agency;
- 566 (v) the date, time, and place of impoundment;
- 567 (vi) the reason for removal or impoundment;
- 568 (vii) the name of the tow truck motor carrier who removed the vehicle, vessel, or  
569 outboard motor; and
- 570 (viii) the place where the vehicle, vessel, or outboard motor is stored.

571 (d) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the  
572 State Tax Commission shall make rules to establish proper format and information required on  
573 the form described in this Subsection (4).

574 (e) Until the tow truck operator or tow truck motor carrier reports the removal as  
575 required under this Subsection (4), a tow truck motor carrier or impound yard may not:

- 576 (i) collect any fee associated with the removal; and
- 577 (ii) begin charging storage fees.

578 (5) (a) Except as provided in Subsection (5)(e) and upon receipt of the report, the  
579 Motor Vehicle Division shall give notice, in the manner described in Section [41-1a-114](#), to the  
580 following parties with an interest in the vehicle, vessel, or outboard motor, as applicable:

- 581 (i) the registered owner;
- 582 (ii) any lien holder; or

583 (iii) a dealer, as defined in Section 41-1a-102, if the vehicle, vessel, or outboard motor  
584 is currently operating under a temporary permit issued by the dealer, as described in Section  
585 41-3-302.

586 (b) The notice shall:

587 (i) state the date, time, and place of removal, the name, if applicable, of the person  
588 operating the vehicle, vessel, or outboard motor at the time of removal, the reason for removal,  
589 and the place where the vehicle, vessel, or outboard motor is stored;

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

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

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

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

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

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

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

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

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

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

- 614 (iv) if the impoundment was made under Section [41-6a-527](#) or Subsection  
615 [41-1a-1101\(3\)](#), pays an administrative impound fee of \$400; and
- 616 (v) pays all towing and storage fees to the place where the vehicle, vessel, or outboard  
617 motor is stored.
- 618 (b) (i) [~~Twenty-nine dollars~~] [\\$29](#) of the administrative impound fee assessed under  
619 Subsection (6)(a)(iv) shall be dedicated credits to the Motor Vehicle Division;
- 620 (ii) \$147 of the administrative impound fee assessed under Subsection (6)(a)(iv) shall  
621 be deposited into the Department of Public Safety Restricted Account created in Section  
622 [53-3-106](#);
- 623 (iii) \$20 of the administrative impound fee assessed under Subsection (6)(a)(iv) shall  
624 be deposited into the Neuro-Rehabilitation Fund created in Section [26B-1-319](#); and
- 625 (iv) the remainder of the administrative impound fee assessed under Subsection  
626 (6)(a)(iv) shall be deposited into the General Fund.
- 627 (c) The administrative impound fee assessed under Subsection (6)(a)(iv) shall be  
628 waived or refunded by the State Tax Commission if the registered owner, lien holder, or  
629 owner's agent presents written evidence to the State Tax Commission that:
- 630 (i) the Driver License Division determined that the arrested person's driver license  
631 should not be suspended or revoked under Section [53-3-223](#) or [41-6a-521](#) as shown by a letter  
632 or other report from the Driver License Division presented within 180 days after the day on  
633 which the Driver License Division mailed the final notification; or
- 634 (ii) the vehicle was stolen at the time of the impoundment as shown by a copy of the  
635 stolen vehicle report presented within 180 days after the day of the impoundment.
- 636 (d) A tow truck operator, a tow truck motor carrier, and an impound yard shall accept  
637 payment by cash and debit or credit card for a removal or impoundment under Subsection (1)  
638 or any service rendered, performed, or supplied in connection with a removal or impoundment  
639 under Subsection (1).
- 640 (e) The owner of an impounded vehicle may not be charged a fee for the storage of the  
641 impounded vehicle, vessel, or outboard motor if:
- 642 (i) the vehicle, vessel, or outboard motor is being held as evidence; and  
643 (ii) the vehicle, vessel, or outboard motor is not being released to a party described in  
644 Subsection (5)(a), even if the party satisfies the requirements to release the vehicle, vessel, or

645 outboard motor under this Subsection (6).

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

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

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

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

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

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

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

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

667 (A) be reasonable and fair; and

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

669 Section 5. Section 41-12a-806 is amended to read:

670 **41-12a-806. Restricted account -- Creation -- Funding -- Interest -- Purposes.**

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

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

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

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

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

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

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

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

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

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

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

687 (d) the department to reimburse a person for the costs of towing and storing the  
688 person's vehicle if:

689 (i) the person's vehicle was impounded in accordance with Subsection [~~[41-1a-1101\(2\)](#)~~]  
690 [41-1a-1101\(4\)](#);

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

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

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

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

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

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

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

710 Section 6. Section 53-1-122 is enacted to read:

711 **53-1-122. Road Rage Awareness and Prevention Restricted Account.**

712 (1) There is created a restricted account within the General Fund known as the Road  
713 Rage Awareness and Prevention Restricted Account.

714 (2) The account is funded by money appropriated by the Legislature.

715 (3) The department shall expend funds from the restricted account to pay for an  
716 education and media campaign on road rage awareness and prevention.

717 Section 7. Section 53-3-220 is amended to read:

718 **53-3-220. Offenses requiring mandatory revocation, denial, suspension, or**  
719 **disqualification of license -- Offense requiring an extension of period -- Hearing --**  
720 **Limited driving privileges.**

721 (1) (a) The division shall immediately revoke or, when this chapter, Title 41, Chapter  
722 6a, Traffic Code, or Section 76-5-303, specifically provides for denial, suspension, or  
723 disqualification, the division shall deny, suspend, or disqualify the license of a person upon  
724 receiving a record of the person's conviction for:

725 (i) manslaughter or negligent homicide resulting from driving a motor vehicle,  
726 negligently operating a vehicle resulting in death under Section 76-5-207, or automobile  
727 homicide involving using a handheld wireless communication device while driving under  
728 Section 76-5-207.5;

729 (ii) driving or being in actual physical control of a motor vehicle while under the  
730 influence of alcohol, any drug, or combination of them to a degree that renders the person  
731 incapable of safely driving a motor vehicle as prohibited in Section 41-6a-502 or as prohibited  
732 in an ordinance that complies with the requirements of Subsection 41-6a-510(1);

733 (iii) driving or being in actual physical control of a motor vehicle while having a blood  
734 or breath alcohol content as prohibited in Section 41-6a-502 or as prohibited in an ordinance  
735 that complies with the requirements of Subsection 41-6a-510(1);

736 (iv) perjury or the making of a false affidavit to the division under this chapter, Title  
737 41, Motor Vehicles, or any other law of this state requiring the registration of motor vehicles or



738 regulating driving on highways;

739 (v) any felony under the motor vehicle laws of this state;

740 (vi) any other felony in which a motor vehicle is used to facilitate the offense;

741 (vii) failure to stop and render aid as required under the laws of this state if a motor

742 vehicle accident results in the death or personal injury of another;

743 (viii) two charges of reckless driving, impaired driving, or any combination of reckless

744 driving and impaired driving committed within a period of 12 months; but if upon a first

745 conviction of reckless driving or impaired driving the judge or justice recommends suspension

746 of the convicted person's license, the division may after a hearing suspend the license for a

747 period of three months;

748 (ix) failure to bring a motor vehicle to a stop at the command of a law enforcement

749 officer as required in Section 41-6a-210;

750 (x) any offense specified in Part 4, Uniform Commercial Driver License Act, that

751 requires disqualification;

752 (xi) a felony violation of Section 76-10-508 or 76-10-508.1 involving discharging or

753 allowing the discharge of a firearm from a vehicle;

754 (xii) using, allowing the use of, or causing to be used any explosive, chemical, or

755 incendiary device from a vehicle in violation of Subsection 76-10-306(4)(b);

756 (xiii) operating or being in actual physical control of a motor vehicle while having any

757 measurable controlled substance or metabolite of a controlled substance in the person's body in

758 violation of Section 41-6a-517;

759 (xiv) operating or being in actual physical control of a motor vehicle while having any

760 measurable or detectable amount of alcohol in the person's body in violation of Section

761 41-6a-530;

762 (xv) engaging in a motor vehicle speed contest or exhibition of speed on a highway in

763 violation of Section 41-6a-606;

764 (xvi) operating or being in actual physical control of a motor vehicle in this state

765 without an ignition interlock system in violation of Section 41-6a-518.2; [or]

766 (xvii) refusal of a chemical test under Subsection 41-6a-520.1(1)[:]; or

767 (xviii) two or more offenses that:

768 (A) are committed within a period of one year;

769 (B) are enhanced under Section 76-3-203.17; and

770 (C) arose from separate incidents.

771 (b) The division shall immediately revoke the license of a person upon receiving a  
772 record of an adjudication under Section 80-6-701 for:

773 (i) a felony violation of Section 76-10-508 or 76-10-508.1 involving discharging or  
774 allowing the discharge of a firearm from a vehicle; or

775 (ii) using, allowing the use of, or causing to be used any explosive, chemical, or  
776 incendiary device from a vehicle in violation of Subsection 76-10-306(4)(b).

777 (c) (i) Except when action is taken under Section 53-3-219 for the same offense, upon  
778 receiving a record of conviction, the division shall immediately suspend for six months the  
779 license of the convicted person if the person was convicted of violating any one of the  
780 following offenses while the person was an operator of a motor vehicle, and the court finds that  
781 a driver license suspension is likely to reduce recidivism and is in the interest of public safety:

782 (A) Title 58, Chapter 37, Utah Controlled Substances Act;

783 (B) Title 58, Chapter 37a, Utah Drug Paraphernalia Act;

784 (C) Title 58, Chapter 37b, Imitation Controlled Substances Act;

785 (D) Title 58, Chapter 37c, Utah Controlled Substance Precursor Act;

786 (E) Title 58, Chapter 37d, Clandestine Drug Lab Act; or

787 (F) any criminal offense that prohibits possession, distribution, manufacture,  
788 cultivation, sale, or transfer of any substance that is prohibited under the acts described in  
789 Subsections (1)(c)(i)(A) through (E), or the attempt or conspiracy to possess, distribute,  
790 manufacture, cultivate, sell, or transfer any substance that is prohibited under the acts described  
791 in Subsections (1)(c)(i)(A) through (E).

792 (ii) Notwithstanding the provisions in Subsection (1)(c)(i), the division shall reinstate a  
793 person's driving privilege before completion of the suspension period imposed under  
794 Subsection (1)(c)(i) if the reporting court notifies the Driver License Division, in a manner  
795 specified by the division, that the defendant is participating in or has successfully completed a  
796 drug court program as defined in Section 78A-5-201.

797 (iii) If a person's driving privilege is reinstated under Subsection (1)(c)(ii), the person is  
798 required to pay the license reinstatement fees under Subsection 53-3-105(26).

799 (iv) The court shall notify the division, in a manner specified by the division, if a

800 person fails to complete all requirements of the drug court program.

801 (v) Upon receiving the notification described in Subsection (1)(c)(iv), the division shall  
802 suspend the person's driving privilege for a period of six months from the date of the notice,  
803 and no days shall be subtracted from the six-month suspension period for which a driving  
804 privilege was previously suspended under Subsection (1)(c)(i).

805 (d) (i) The division shall immediately suspend a person's driver license for conviction  
806 of the offense of theft of motor vehicle fuel under Section 76-6-404.7 if the division receives:

807 (A) an order from the sentencing court requiring that the person's driver license be  
808 suspended; and

809 (B) a record of the conviction.

810 (ii) An order of suspension under this section is at the discretion of the sentencing  
811 court, and may not be for more than 90 days for each offense.

812 (e) (i) The division shall immediately suspend for one year the license of a person upon  
813 receiving a record of:

814 (A) conviction for the first time for a violation under Section 32B-4-411; or

815 (B) an adjudication under Section 80-6-701 for a violation under Section 32B-4-411.

816 (ii) The division shall immediately suspend for a period of two years the license of a  
817 person upon receiving a record of:

818 (A) (I) conviction for a second or subsequent violation under Section 32B-4-411; and

819 (II) the violation described in Subsection (1)(e)(ii)(A)(I) is within 10 years of a prior  
820 conviction for a violation under Section 32B-4-411; or

821 (B) (I) a second or subsequent adjudication under Section 80-6-701 for a violation  
822 under Section 32B-4-411; and

823 (II) the adjudication described in Subsection (1)(e)(ii)(B)(I) is within 10 years of a prior  
824 adjudication under Section 80-6-701 for a violation under Section 32B-4-411.

825 (iii) Upon receipt of a record under Subsection (1)(e)(i) or (ii), the division shall:

826 (A) for a conviction or adjudication described in Subsection (1)(e)(i):

827 (I) impose a suspension for one year beginning on the date of conviction; or

828 (II) if the person is under the age of eligibility for a driver license, impose a suspension  
829 that begins on the date of conviction and continues for one year beginning on the date of  
830 eligibility for a driver license; or

- 831 (B) for a conviction or adjudication described in Subsection (1)(e)(ii):
- 832 (I) impose a suspension for a period of two years; or
- 833 (II) if the person is under the age of eligibility for a driver license, impose a suspension
- 834 that begins on the date of conviction and continues for two years beginning on the date of
- 835 eligibility for a driver license.
- 836 (iv) Upon receipt of the first order suspending a person's driving privileges under
- 837 Section [32B-4-411](#), the division shall reduce the suspension period under Subsection (1)(e)(i) if
- 838 ordered by the court in accordance with Subsection [32B-4-411\(3\)\(a\)](#).
- 839 (v) Upon receipt of the second or subsequent order suspending a person's driving
- 840 privileges under Section [32B-4-411](#), the division shall reduce the suspension period under
- 841 Subsection (1)(e)(ii) if ordered by the court in accordance with Subsection [32B-4-411\(3\)\(b\)](#).
- 842 (f) The division shall immediately suspend a person's driver license for the conviction
- 843 of an offense that is enhanced under Section [76-3-203.17](#) if the division receives:
- 844 (i) an order from the sentencing court requiring the person's driver license to be
- 845 suspended; and
- 846 (ii) a record of the conviction.
- 847 (2) The division shall extend the period of the first denial, suspension, revocation, or
- 848 disqualification for an additional like period, to a maximum of one year for each subsequent
- 849 occurrence, upon receiving:
- 850 (a) a record of the conviction of any person on a charge of driving a motor vehicle
- 851 while the person's license is denied, suspended, revoked, or disqualified;
- 852 (b) a record of a conviction of the person for any violation of the motor vehicle law in
- 853 which the person was involved as a driver;
- 854 (c) a report of an arrest of the person for any violation of the motor vehicle law in
- 855 which the person was involved as a driver; or
- 856 (d) a report of an accident in which the person was involved as a driver.
- 857 (3) When the division receives a report under Subsection (2)(c) or (d) that a person is
- 858 driving while the person's license is denied, suspended, disqualified, or revoked, the person is
- 859 entitled to a hearing regarding the extension of the time of denial, suspension, disqualification,
- 860 or revocation originally imposed under Section [53-3-221](#).
- 861 (4) (a) The division may extend to a person the limited privilege of driving a motor

862 vehicle to and from the person's place of employment or within other specified limits on  
863 recommendation of the judge in any case where a person is convicted of any of the offenses  
864 referred to in Subsections (1) and (2) except:

865 (i) those offenses referred to in Subsections (1)(a)(i), (ii), (iii), (xi), (xii), (xiii), (1)(b),  
866 and (1)(c)(i); and

867 (ii) those offenses referred to in Subsection (2) when the original denial, suspension,  
868 revocation, or disqualification was imposed because of a violation of Section 41-6a-502,  
869 41-6a-517, a local ordinance that complies with the requirements of Subsection 41-6a-510(1),  
870 Section 41-6a-520, 41-6a-520.1, 76-5-102.1, or 76-5-207, or a criminal prohibition that the  
871 person was charged with violating as a result of a plea bargain after having been originally  
872 charged with violating one or more of these sections or ordinances, unless:

873 (A) the person has had the period of the first denial, suspension, revocation, or  
874 disqualification extended for a period of at least three years;

875 (B) the division receives written verification from the person's primary care physician  
876 that:

877 (I) to the physician's knowledge the person has not used any narcotic drug or other  
878 controlled substance except as prescribed by a licensed medical practitioner within the last  
879 three years; and

880 (II) the physician is not aware of any physical, emotional, or mental impairment that  
881 would affect the person's ability to operate a motor vehicle safely; and

882 (C) for a period of one year prior to the date of the request for a limited driving  
883 privilege:

884 (I) the person has not been convicted of a violation of any motor vehicle law in which  
885 the person was involved as the operator of the vehicle;

886 (II) the division has not received a report of an arrest for a violation of any motor  
887 vehicle law in which the person was involved as the operator of the vehicle; and

888 (III) the division has not received a report of an accident in which the person was  
889 involved as an operator of a vehicle.

890 (b) (i) Except as provided in Subsection (4)(b)(ii), the discretionary privilege  
891 authorized in this Subsection (4):

892 (A) is limited to when undue hardship would result from a failure to grant the

893 privilege; and

894 (B) may be granted only once to any person during any single period of denial,  
895 suspension, revocation, or disqualification, or extension of that denial, suspension, revocation,  
896 or disqualification.

897 (ii) The discretionary privilege authorized in Subsection (4)(a)(ii):

898 (A) is limited to when the limited privilege is necessary for the person to commute to  
899 school or work; and

900 (B) may be granted only once to any person during any single period of denial,  
901 suspension, revocation, or disqualification, or extension of that denial, suspension, revocation,  
902 or disqualification.

903 (c) A limited CDL may not be granted to a person disqualified under Part 4, Uniform  
904 Commercial Driver License Act, or whose license has been revoked, suspended, cancelled, or  
905 denied under this chapter.

906 Section 8. Section **63I-1-253 (Eff 07/01/24) (Cont Sup 01/01/25)** is amended to read:

907 **63I-1-253 (Eff 07/01/24) (Cont Sup 01/01/25). Repeal dates: Titles 53 through**  
908 **53G.**

909 (1) Section 53-1-122, which creates the Road Rage Awareness and Prevention  
910 Restricted Account, is repealed on July 1, 2028.

911 [~~1~~] (2) Section 53-2a-105, which creates the Emergency Management Administration  
912 Council, is repealed July 1, 2027.

913 [~~2~~] (3) Sections 53-2a-1103 and 53-2a-1104, which create the Search and Rescue  
914 Advisory Board, are repealed July 1, 2027.

915 [~~3~~] (4) Section 53-2d-703 is repealed July 1, 2027.

916 [~~4~~] (5) Section 53-5-703, which creates the Concealed Firearm Review Board, is  
917 repealed July 1, 2024.

918 [~~5~~] (6) Section 53B-6-105.5, which creates the Technology Initiative Advisory Board,  
919 is repealed July 1, 2024.

920 [~~6~~] (7) Section 53B-7-709, regarding five-year performance goals for the Utah  
921 System of Higher Education is repealed July 1, 2027.

922 [~~7~~] (8) Title 53B, Chapter 8a, Part 3, Education Savings Incentive Program, is  
923 repealed July 1, 2028.

924           ~~[(8)]~~ (9) Title 53B, Chapter 17, Part 11, USTAR Researchers, is repealed July 1, 2028.

925           ~~[(9)]~~ (10) Section [53B-17-1203](#), which creates the SafeUT and School Safety

926 Commission, is repealed January 1, 2025.

927           ~~[(10)]~~ (11) Title 53B, Chapter 18, Part 16, USTAR Researchers, is repealed July 1,

928 2028.

929           ~~[(11)]~~ (12) Title 53B, Chapter 18, Part 18, Electrification of Transportation

930 Infrastructure Research Center, is repealed on July 1, 2028.

931           ~~[(12)]~~ (13) Subsection [53C-3-203](#)(4)(b)(vii), which provides for the distribution of

932 money from the Land Exchange Distribution Account to the Geological Survey for test wells

933 and other hydrologic studies in the West Desert, is repealed July 1, 2030.

934           ~~[(13)]~~ (14) Subsections [53E-3-503](#)(5) and (6), which create coordinating councils for

935 youth in custody, are repealed July 1, 2027.

936           ~~[(14)]~~ (15) In relation to a standards review committee, on January 1, 2028:

937           (a) in Subsection [53E-4-202](#)(8), the language "by a standards review committee and the

938 recommendations of a standards review committee established under Section [53E-4-203](#)" is

939 repealed; and

940           (b) Section [53E-4-203](#) is repealed.

941           ~~[(15)]~~ (16) Section [53E-4-402](#), which creates the State Instructional Materials

942 Commission, is repealed July 1, 2027.

943           ~~[(16)]~~ (17) Title 53E, Chapter 6, Part 5, Utah Professional Practices Advisory

944 Commission, is repealed July 1, 2033.

945           ~~[(17)]~~ (18) Section [53F-2-420](#), which creates the Intensive Services Special Education

946 Pilot Program, is repealed July 1, 2024.

947           ~~[(18)]~~ (19) Section [53F-5-213](#) is repealed July 1, 2023.

948           ~~[(19)]~~ (20) Section [53F-5-214](#), in relation to a grant for professional learning, is

949 repealed July 1, 2025.

950           ~~[(20)]~~ (21) Section [53F-5-215](#), in relation to an elementary teacher preparation grant, is

951 repealed July 1, 2025.

952           ~~[(21)]~~ (22) Section [53F-5-219](#), which creates the Local Innovations Civics Education

953 Pilot Program, is repealed on July 1, 2025.

954           ~~[(22)]~~ (23) Subsection [53F-9-203](#)(7), which creates the Charter School Revolving

955 Account Committee, is repealed July 1, 2024.

956 ~~[(23)]~~ (24) Subsections [53G-4-608](#)(2)(b) and (4)(b), related to the Utah Seismic Safety  
957 Commission, are repealed January 1, 2025.

958 ~~[(24)]~~ (25) Section [53G-9-212](#), Drinking water quality in schools, is repealed July 1,  
959 2027.

960 ~~[(25)]~~ (26) Title 53G, Chapter 10, Part 6, Education Innovation Program, is repealed  
961 July 1, 2027.

962 Section 9. Section **63I-1-253 (Contingently Effective 01/01/25)** is amended to read:  
963 **63I-1-253 (Contingently Effective 01/01/25). Repeal dates: Titles 53 through 53G.**  
964 (1) Section [53-1-122](#), which creates the Road Rage Awareness and Prevention  
965 Restricted Account, is repealed on July 1, 2028.

966 ~~[(1)]~~ (2) Section [53-2a-105](#), which creates the Emergency Management Administration  
967 Council, is repealed July 1, 2027.

968 ~~[(2)]~~ (3) Sections [53-2a-1103](#) and [53-2a-1104](#), which create the Search and Rescue  
969 Advisory Board, are repealed July 1, 2027.

970 ~~[(3)]~~ (4) Section [53-2d-703](#) is repealed July 1, 2027.

971 ~~[(4)]~~ (5) Section [53-5-703](#), which creates the Concealed Firearm Review Board, is  
972 repealed July 1, 2024.

973 ~~[(5)]~~ (6) Section [53B-6-105.5](#), which creates the Technology Initiative Advisory Board,  
974 is repealed July 1, 2024.

975 ~~[(6)]~~ (7) Section [53B-7-709](#), regarding five-year performance goals for the Utah  
976 System of Higher Education is repealed July 1, 2027.

977 ~~[(7)]~~ (8) Title 53B, Chapter 8a, Part 3, Education Savings Incentive Program, is  
978 repealed July 1, 2028.

979 ~~[(8)]~~ (9) Title 53B, Chapter 17, Part 11, USTAR Researchers, is repealed July 1, 2028.

980 ~~[(9)]~~ (10) Section [53B-17-1203](#), which creates the SafeUT and School Safety  
981 Commission, is repealed January 1, 2025.

982 ~~[(10)]~~ (11) Title 53B, Chapter 18, Part 16, USTAR Researchers, is repealed July 1,  
983 2028.

984 ~~[(11)]~~ (12) Title 53B, Chapter 18, Part 18, Electrification of Transportation  
985 Infrastructure Research Center, is repealed on July 1, 2028.



986           ~~[(12)]~~ (13) Subsection [53C-3-203](#)(4)(b)(vii), which provides for the distribution of  
987 money from the Land Exchange Distribution Account to the Geological Survey for test wells  
988 and other hydrologic studies in the West Desert, is repealed July 1, 2030.

989           ~~[(13)]~~ (14) Subsections [53E-3-503](#)(5) and (6), which create coordinating councils for  
990 youth in custody, are repealed July 1, 2027.

991           ~~[(14)]~~ (15) In relation to a standards review committee, on January 1, 2028:

992           (a) in Subsection [53E-4-202](#)(8), the language "by a standards review committee and the  
993 recommendations of a standards review committee established under Section [53E-4-203](#)" is  
994 repealed; and

995           (b) Section [53E-4-203](#) is repealed.

996           ~~[(15)]~~ (16) Section [53E-4-402](#), which creates the State Instructional Materials  
997 Commission, is repealed July 1, 2027.

998           ~~[(16)]~~ (17) Title 53E, Chapter 6, Part 5, Utah Professional Practices Advisory  
999 Commission, is repealed July 1, 2033.

1000           ~~[(17)]~~ (18) Section [53F-2-420](#), which creates the Intensive Services Special Education  
1001 Pilot Program, is repealed July 1, 2024.

1002           ~~[(18)]~~ (19) Section [53F-5-213](#) is repealed July 1, 2023.

1003           ~~[(19)]~~ (20) Section [53F-5-214](#), in relation to a grant for professional learning, is  
1004 repealed July 1, 2025.

1005           ~~[(20)]~~ (21) Section [53F-5-215](#), in relation to an elementary teacher preparation grant, is  
1006 repealed July 1, 2025.

1007           ~~[(21)]~~ (22) Section [53F-5-219](#), which creates the Local Innovations Civics Education  
1008 Pilot Program, is repealed on July 1, 2025.

1009           ~~[(22)]~~ (23) (a) Subsection [53F-9-201.1](#)(2)(b)(ii), in relation to the use of funds from a  
1010 loss in enrollment for certain fiscal years, is repealed on July 1, 2030.

1011           (b) On July 1, 2030, the Office of Legislative Research and General Counsel shall  
1012 renumber the remaining subsections accordingly.

1013           ~~[(23)]~~ (24) Subsection [53F-9-203](#)(7), which creates the Charter School Revolving  
1014 Account Committee, is repealed July 1, 2024.

1015           ~~[(24)]~~ (25) Subsections [53G-4-608](#)(2)(b) and (4)(b), related to the Utah Seismic Safety  
1016 Commission, are repealed January 1, 2025.

1017 [~~(25)~~] (26) Section [53G-9-212](#), Drinking water quality in schools, is repealed July 1,  
1018 2027.

1019 [~~(26)~~] (27) Title 53G, Chapter 10, Part 6, Education Innovation Program, is repealed  
1020 July 1, 2027.

1021 Section 10. Section **76-3-203.17** is enacted to read:

1022 **76-3-203.17. Enhancement of an offense for road rage.**

1023 (1) As used in this section:

1024 (a) "Roadway" means the same as that term is defined in Section [41-1a-1101](#).

1025 (b) "Operator" means the same as that term is defined in Section [41-6a-102](#).

1026 (c) "Vehicle" means the same as that term is defined in Section [41-1a-102](#).

1027 (2) If the trier of fact finds that an actor was an operator or passenger of a vehicle and  
1028 the actor committed an offense in response to an incident that occurred or escalated upon a  
1029 roadway and with the intent to endanger or intimidate an individual in another vehicle, the  
1030 actor is guilty of:

1031 (a) a class C misdemeanor if the actor is charged with an offense that is designated by  
1032 law as an infraction;

1033 (b) a class B misdemeanor if the actor is charged with an offense that is designated by  
1034 law as a class C misdemeanor;

1035 (c) a class A misdemeanor if the actor is charged with an offense that is designated by  
1036 law as a class B misdemeanor;

1037 (d) a third degree felony if the actor is charged with an offense that is designated by  
1038 law as a class A misdemeanor;

1039 (e) a third degree felony if the actor is charged with an offense that is designated by law  
1040 as a third degree felony; or

1041 (f) a second degree felony if the actor is charged with an offense that is designated by  
1042 law as a second degree felony.

1043 (3) (a) If an actor is guilty of a class C misdemeanor as described in Subsection (2)(a),  
1044 the court shall impose a mandatory fine of no less than \$500 in addition to any other penalty  
1045 the court may impose for a class C misdemeanor.

1046 (b) If an actor is guilty of a class B misdemeanor as described in Subsection (2)(b), the  
1047 court shall impose a mandatory fine of no less than \$500 in addition to any other penalty the

1048 court may impose for a class B misdemeanor.

1049 (c) If an actor is guilty of a class A misdemeanor as described in Subsection (2)(c), the  
1050 court shall impose a mandatory fine of no less than \$750 in addition to any other penalty the  
1051 court may impose for a class A misdemeanor.

1052 (d) If an actor is guilty of a third degree felony as described in Subsection (2)(d), the  
1053 court shall impose a mandatory fine of no less than \$1,000 in addition to any other penalty the  
1054 court may impose for a third degree felony.

1055 (e) If an actor is guilty of a third degree felony as described in Subsection (2)(e), the  
1056 court shall impose:

1057 (i) a mandatory fine of no less than \$1,000; and

1058 (ii) an indeterminate term of imprisonment for no less than one year and no more than  
1059 five years in addition to any other penalty the court may impose for a third degree felony.

1060 (f) If an actor is guilty of a second degree felony as described in Subsection (2)(f), the  
1061 court shall impose:

1062 (i) a mandatory fine of no less than \$1,000; and

1063 (ii) an indeterminate term of imprisonment for no less than two years and no more than  
1064 15 years in addition to any other penalty the court may impose for a second degree felony.

1065 (4) Except as otherwise provided by another provision of the Utah Code, the court may  
1066 suspend the execution of an indeterminate term of imprisonment described in Subsection  
1067 (3)(e)(ii) or (3)(f)(ii) in accordance with Section [77-18-105](#).

1068 (5) The prosecuting attorney, or the grand jury if an indictment is returned, shall  
1069 include notice in the information or indictment that the offense is subject to an enhancement  
1070 under this section.

1071 (6) (a) If an actor is convicted of an offense and the offense is enhanced under this  
1072 section, the court may order the suspension of the actor's driver license for a period of no  
1073 longer than one year, except that the court may not order a suspension of an actor's driver  
1074 license if the actor's driver license is required to be revoked under Subsection [53-3-220](#)(1).

1075 (b) If the court orders the suspension of the actor's driver license, the court shall:

1076 (i) specify the length of the suspension in the order as described in Section [53-3-225](#);

1077 and

1078 (ii) forward the order of suspension to the Driver License Division.

1079 (7) If an offense is enhanced under this section, the court shall forward a record of  
1080 conviction for the offense to the Driver License Division.

1081 Section 11. Section **76-5-103** is amended to read:

1082 **76-5-103. Aggravated assault -- Penalties.**

1083 (1) (a) As used in this section, "targeting a law enforcement officer" means the same as  
1084 that term is defined in Section **76-5-202**.

1085 (b) Terms defined in Section **76-1-101.5** apply to this section.

1086 (2) An actor commits aggravated assault if [~~the actor~~]:

1087 (a) (i) the actor attempts, with unlawful force or violence, to do bodily injury to  
1088 another;

1089 (ii) the actor makes a threat, accompanied by a show of immediate force or violence, to  
1090 do bodily injury to another; or

1091 (iii) the actor commits an act, committed with unlawful force or violence, that causes  
1092 bodily injury to another or creates a substantial risk of bodily injury to another; and

1093 (b) [~~includes in~~] the actor's conduct [~~under~~] described in Subsection (2)(a) includes:

1094 (i) the use of:

1095 [~~(i)~~] (A) a dangerous weapon; or

1096 (B) a motor vehicle;

1097 (ii) any act that impedes the breathing or the circulation of blood of another individual  
1098 by the actor's use of unlawful force or violence that is likely to produce a loss of consciousness  
1099 by:

1100 (A) applying pressure to the neck or throat of an individual; or

1101 (B) obstructing the nose, mouth, or airway of an individual; or

1102 (iii) other means or force likely to produce death or serious bodily injury.

1103 (3) (a) A violation of Subsection (2) is a third degree felony.

1104 (b) Notwithstanding Subsection (3)(a), a violation of Subsection (2) is a second degree  
1105 felony if:

1106 (i) the act results in serious bodily injury; or

1107 (ii) an act under Subsection (2)(b)(ii) produces a loss of consciousness.

1108 (c) Notwithstanding Subsection (3)(a) or (b), a violation of Subsection (2) is a first  
1109 degree felony if the conduct constitutes targeting a law enforcement officer and results in

1110 serious bodily injury.

1111 Section 12. Section **78A-2-109.5** is amended to read:

1112 **78A-2-109.5. Court data collection and reporting.**

1113 (1) As used in this section, "commission" means the Commission on Criminal and  
1114 Juvenile Justice created in Section [63M-7-201](#).

1115 (2) The Administrative Office of the Courts shall submit the following information to  
1116 the commission for each criminal case filed with the court:

1117 (a) case number;

1118 (b) the defendant's:

1119 (i) full name;

1120 (ii) offense tracking number; and

1121 (iii) date of birth;

1122 (c) charges filed;

1123 (d) initial appearance date;

1124 (e) bail amount set by the court, if any;

1125 (f) whether the defendant was represented by a public defender, private counsel, or pro  
1126 se; and

1127 (g) final disposition of the charges.

1128 (3) (a) The Administrative Office of the Courts shall submit the information described  
1129 in Subsection (2) to the commission on the 15th day of July and January of each year for the  
1130 previous six-month period ending the last day of June and December of each year in the form  
1131 and manner selected by the commission.

1132 (b) If the last day of the month is a Saturday, Sunday, or state holiday, the  
1133 Administrative Office of the Courts shall submit the information described in Subsection (2) to  
1134 the commission on the next working day.

1135 (4) Before July 1 of each year, the Administrative Office of the Courts shall submit the  
1136 following data on cases involving individuals charged with class A misdemeanors and felonies,  
1137 broken down by judicial district, to the commission for each preceding calendar year:

1138 (a) the number of cases in which a preliminary hearing is set and placed on the court  
1139 calendar;

1140 (b) the median and range of the number of times that a preliminary hearing is continued

1141 in cases in which a preliminary hearing is set and placed on the court calendar;

1142 (c) the number of cases, and the average time to disposition for those cases, in which  
1143 only written statements from witnesses are submitted as probable cause at the preliminary  
1144 hearing;

1145 (d) the number of cases, and the average time to disposition for those cases, in which  
1146 written statements and witness testimony are submitted as probable cause at the preliminary  
1147 hearing;

1148 (e) the number of cases, and the average time to disposition for those cases, in which  
1149 only witness testimony is submitted as probable cause at the preliminary hearing; and

1150 (f) the number of cases in which a preliminary hearing is held and the defendant is  
1151 bound over for trial.

1152 (5) The commission shall include the data collected under Subsection (4) in the  
1153 commission's annual report described in Section [63M-7-205](#).

1154 (6) No later than November 1, 2027, the Administrative Office of the Courts shall  
1155 provide the Law Enforcement and Criminal Justice Interim Committee with a written report on,  
1156 for each fiscal year that begins on and after July 1, 2024:

1157 (a) the total number of offenses, including the level of each offense, for which an  
1158 enhancement was sought under Section [76-3-203.17](#);

1159 (b) the total number of offenses, including the level of each offense, that were  
1160 enhanced under Section [76-3-203.17](#); and

1161 (c) the total amount of fines that were imposed under Section [76-3-203.17](#).

1162 Section 13. **Appropriation.**

1163 The following sums of money are appropriated for the fiscal year beginning July 1,  
1164 2024, and ending June 30, 2025. These are additions to amounts previously appropriated for  
1165 fiscal year 2025.

1166 Subsection 13(a). **Operating and Capital Budgets.**

1167 Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the  
1168 Legislature appropriates the following sums of money from the funds or accounts indicated for  
1169 the use and support of the government of the state of Utah.

1170 ITEM 1 To Department of Public Safety - Programs & Operations

1171 From Road Rage Awareness and Prevention Restricted Account \$50,000

1172 Schedule of Programs:

1173 Highway Patrol - Administration \$50,000

1174 Subsection 13(b). **Restricted Fund and Account Transfers.**

1175 The Legislature authorizes the State Division of Finance to transfer the following  
1176 amounts between the following funds or accounts as indicated. Expenditures and outlays from  
1177 the funds to which the money is transferred must be authorized by an appropriation.

1178 ITEM 2 To Road Rage Awareness and Prevention Account

1179 From General Fund \$50,000

1180 Schedule of Programs:

1181 Road Rage Awareness and Prevention \$50,000  
Account

1182 Section 14. **Effective date.**

1183 This bill takes effect on July 1, 2024.