

Representative Katy Hall proposes the following substitute bill:

VEHICLE REGISTRATION AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Katy Hall

Senate Sponsor: _____

LONG TITLE

General Description:

This bill removes the requirement to display a registration decal on certain vehicles and creates a month-to-month vehicle registration option.

Highlighted Provisions:

This bill:

- ▶ removes the requirement for certain vehicles to display a month or year registration decal on the vehicle's license plate;
- ▶ creates a month-to-month vehicle registration option;
- ▶ describes which vehicles may enroll in the month-to-month vehicle registration program;
- ▶ provides framework and instructions for the month-to-month vehicle registration program within the Motor Vehicle Division;
- ▶ clarifies when and how the Motor Vehicle Division must notify each vehicle owner of vehicle registration expiration; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:



26 This bill provides a special effective date.

27 **Utah Code Sections Affected:**

28 AMENDS:

29 **41-1a-102**, as last amended by Laws of Utah 2023, Chapters 33, 532

30 **41-1a-203**, as last amended by Laws of Utah 2021, Chapter 59

31 **41-1a-206**, as last amended by Laws of Utah 2006, Chapter 164

32 **41-1a-209**, as last amended by Laws of Utah 2021, Chapter 135

33 **41-1a-215**, as last amended by Laws of Utah 2012, Chapter 397

34 **41-1a-216**, as last amended by Laws of Utah 2021, Chapter 135

35 **41-1a-222**, as last amended by Laws of Utah 2023, Chapter 33

36 **41-1a-402**, as repealed and reenacted by Laws of Utah 2023, Chapter 33

37 **41-1a-1201**, as last amended by Laws of Utah 2023, Chapters 33, 212, 219, 335, and

38 372

39 **41-6a-1642**, as last amended by Laws of Utah 2023, Chapters 22, 33 and 532

40 **41-22-2**, as last amended by Laws of Utah 2022, Chapters 68, 88

41 **59-2-405**, as last amended by Laws of Utah 2008, Chapter 210

42 **59-2-405.1**, as last amended by Laws of Utah 2012, Chapter 397

43 **59-2-405.2**, as last amended by Laws of Utah 2023, Chapter 159

44 **59-2-405.3**, as last amended by Laws of Utah 2018, Chapter 432

45 **59-2-407**, as last amended by Laws of Utah 2023, Chapter 237

46 **73-18-22.3**, as enacted by Laws of Utah 2023, Chapter 159

47 ENACTS:

48 **41-1a-215.4**, Utah Code Annotated 1953



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

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

52 **41-1a-102. Definitions.**

53 As used in this chapter:

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

55 (2) "Actual weight" means the actual unladen weight of a vehicle or combination of

56 vehicles as operated and certified to by a weighmaster.

57 (3) "All-terrain type I vehicle" means the same as that term is defined in Section
58 [41-22-2](#).

59 (4) "All-terrain type II vehicle" means the same as that term is defined in Section
60 [41-22-2](#).

61 (5) "All-terrain type III vehicle" means the same as that term is defined in Section
62 [41-22-2](#).

63 (6) "Alternative fuel vehicle" means:

64 (a) an electric motor vehicle;

65 (b) a hybrid electric motor vehicle;

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

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

68 (i) motor fuel;

69 (ii) diesel fuel;

70 (iii) natural gas; or

71 (iv) propane.

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

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

76 (9) "Automated driving system" means the same as that term is defined in Section
77 [41-26-102.1](#).

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

79 (a) rebuilt and restored to operation;

80 (b) flooded and restored to operation; or

81 (c) not restored to operation.

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

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

88 motor.

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

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

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

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

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

97 (16) "Consumer price index" means the same as that term is defined in Section
98 [59-13-102](#).

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

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

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

106 (20) "Dynamic driving task" means the same as that term is defined in Section
107 [41-26-102.1](#).

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

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

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

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

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

119 floricultural and horticultural products;

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

171 (39) "Mobile home" means a transportable factory built housing unit built prior to June
172 15, 1976, in accordance with a state mobile home code which existed prior to the Federal
173 Manufactured Housing and Safety Standards Act (HUD Code).

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

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

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

178 (i) an off-highway vehicle; or

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

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

181 (43) "Motorcycle" means:

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

184 (b) an auticycle.

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

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

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

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

197 (47) "Off-highway implement of husbandry" means the same as that term is defined in
198 Section [41-22-2](#).

199 (48) "Off-highway motorcycle" means the same as that term is defined in Section
200 [41-22-2](#).

201 [~~48~~] (49) "Off-highway vehicle" means the same as that term is defined in Section
202 [41-22-2](#).

203 [~~49~~] (50) (a) "Operate" means:

204 (i) to navigate a vessel; or

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

207 (A) a human driver as defined in Section [41-26-102.1](#); or

208 (B) an engaged automated driving system.

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

210 [~~50~~] (51) "Original issue license plate" means a license plate that is of a format and
211 type issued by the state in the same year as the model year of a vehicle that is a model year

212 1973 or older.

213 ~~[(51)]~~ (52) "Outboard motor" means a detachable self-contained propulsion unit,
214 excluding fuel supply, used to propel a vessel.

215 ~~[(52)]~~ (53) (a) "Owner" means a person, other than a lienholder, holding title to a
216 vehicle, vessel, or outboard motor whether or not the vehicle, vessel, or outboard motor is
217 subject to a security interest.

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

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

226 ~~[(53)]~~ (54) "Park model recreational vehicle" means a unit that:

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

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

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

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

233 ~~[(54)]~~ (55) "Personalized license plate" means a license plate that has displayed on it a
234 combination of letters, numbers, or both as requested by the owner of the vehicle and assigned
235 to the vehicle by the division.

236 ~~[(55)]~~ (56) (a) "Pickup truck" means a two-axle motor vehicle with motive power
237 manufactured, remanufactured, or materially altered to provide an open cargo area.

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

240 ~~[(56)]~~ (57) "Plug-in hybrid electric motor vehicle" means a hybrid electric motor
241 vehicle that has the capability to charge the battery or batteries used for vehicle propulsion
242 from an off-vehicle electric source, such that the off-vehicle source cannot be connected to the

243 vehicle while the vehicle is in motion.

244 ~~[(57)]~~ (58) "Pneumatic tire" means a tire in which compressed air is designed to
245 support the load.

246 ~~[(58)]~~ (59) "Preceding year" means a period of 12 consecutive months fixed by the
247 division that is within 16 months immediately preceding the commencement of the registration
248 or license year in which proportional registration is sought. The division in fixing the period
249 shall conform it to the terms, conditions, and requirements of any applicable agreement or
250 arrangement for the proportional registration of vehicles.

251 ~~[(59)]~~ (60) "Public garage" means a building or other place where vehicles or vessels
252 are kept and stored and where a charge is made for the storage and keeping of vehicles and
253 vessels.

254 ~~[(60)]~~ (61) "Receipt of surrender of ownership documents" means the receipt of
255 surrender of ownership documents described in Section [41-1a-503](#).

256 ~~[(61)]~~ (62) "Reconstructed vehicle" means a vehicle of a type required to be registered
257 in this state that is materially altered from its original construction by the removal, addition, or
258 substitution of essential parts, new or used.

259 ~~[(62)]~~ (63) "Recreational vehicle" means the same as that term is defined in Section
260 [13-14-102](#).

261 ~~[(63)]~~ (64) "Registration" means a document issued by a jurisdiction that allows
262 operation of a vehicle or vessel on the highways or waters of this state for the time period for
263 which the registration is valid and that is evidence of compliance with the registration
264 requirements of the jurisdiction.

265 ~~[(64)]~~ (65) "Registration decal" means the decal issued by the division that is evidence
266 of compliance with the division's registration requirements.

267 ~~[(65)]~~ (66) (a) "Registration year" means a 12 consecutive month period commencing
268 with the completion of the applicable registration criteria.

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

271 ~~[(66)]~~ (67) "Repair or replacement" means the restoration of vehicles, vessels, or
272 outboard motors to a sound working condition by substituting any inoperative part of the
273 vehicle, vessel, or outboard motor, or by correcting the inoperative part.

274 [~~(67)~~] (68) "Replica vehicle" means:

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

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

277 41-6a-1507(1)(a)(i)(B).

278 [~~(68)~~] (69) "Restored-modified vehicle" means a motor vehicle that has been restored
279 and modified with modern parts and technology, including emission control technology and an
280 on-board diagnostic system.

281 [~~(69)~~] (70) "Road tractor" means a motor vehicle designed and used for drawing other
282 vehicles and constructed so it does not carry any load either independently or any part of the
283 weight of a vehicle or load that is drawn.

284 [~~(70)~~] (71) "Sailboat" means the same as that term is defined in Section 73-18-2.

285 [~~(71)~~] (72) "Security interest" means an interest that is reserved or created by a security
286 agreement to secure the payment or performance of an obligation and that is valid against third
287 parties.

288 [~~(72)~~] (73) "Semitrailer" means a vehicle without motive power designed for carrying
289 persons or property and for being drawn by a motor vehicle and constructed so that some part
290 of its weight and its load rests or is carried by another vehicle.

291 [~~(73)~~] (74) "Special group license plate" means a type of license plate designed for a
292 particular group of people or a license plate authorized and issued by the division in accordance
293 with Section 41-1a-418 or Part 16, Sponsored Special Group License Plates.

294 [~~(74)~~] (75) (a) "Special interest vehicle" means a vehicle used for general
295 transportation purposes and that is:

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

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

299 (b) In making a determination under Subsection [~~(74)(a)~~] (75)(a), the division director
300 shall give special consideration to:

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

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

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

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

309 [~~(75)~~] (76) (a) "Special mobile equipment" means a vehicle:

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

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

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

313 (b) "Special mobile equipment" includes:

314 (i) farm tractors;

315 (ii) off-road motorized construction or maintenance equipment including backhoes,
316 bulldozers, compactors, graders, loaders, road rollers, tractors, and trenchers; and

317 (iii) ditch-digging apparatus.

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

320 [~~(76)~~] (77) "Specially constructed vehicle" means a vehicle of a type required to be
321 registered in this state, not originally constructed under a distinctive name, make, model, or
322 type by a generally recognized manufacturer of vehicles, and not materially altered from its
323 original construction.

324 [~~(77)~~] (78) (a) "Standard license plate" means a license plate for general issue
325 described in Subsection [41-1a-402](#)(1).

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

328 [~~(78)~~] (79) "State impound yard" means a yard for the storage of a vehicle, vessel, or
329 outboard motor that meets the requirements of rules made by the commission pursuant to
330 Subsection [41-1a-1101](#)(5).

331 [~~(79)~~] (80) "Symbol decal" means the decal that is designed to represent a special
332 group and displayed on a special group license plate.

333 [~~(80)~~] (81) "Title" means the right to or ownership of a vehicle, vessel, or outboard
334 motor.

335 [~~(81)~~] (82) (a) "Total fleet miles" means the total number of miles operated in all

336 jurisdictions during the preceding year by power units.

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

340 [~~(82)~~] (83) "Tow truck motor carrier" means the same as that term is defined in Section
341 72-9-102.

342 [~~(83)~~] (84) "Tow truck operator" means the same as that term is defined in Section
343 72-9-102.

344 [~~(84)~~] (85) "Trailer" means a vehicle without motive power designed for carrying
345 persons or property and for being drawn by a motor vehicle and constructed so that no part of
346 its weight rests upon the towing vehicle.

347 [~~(85)~~] (86) "Transferee" means a person to whom the ownership of property is
348 conveyed by sale, gift, or any other means except by the creation of a security interest.

349 [~~(86)~~] (87) "Transferor" means a person who transfers the person's ownership in
350 property by sale, gift, or any other means except by creation of a security interest.

351 [~~(87)~~] (88) "Travel trailer," "camping trailer," or "fifth wheel trailer" means a portable
352 vehicle without motive power, designed as a temporary dwelling for travel, recreational, or
353 vacation use that does not require a special highway movement permit when drawn by a
354 self-propelled motor vehicle.

355 [~~(88)~~] (89) "Truck tractor" means a motor vehicle designed and used primarily for
356 drawing other vehicles and not constructed to carry a load other than a part of the weight of the
357 vehicle and load that is drawn.

358 [~~(89)~~] (90) "Vehicle" includes a motor vehicle, trailer, semitrailer, off-highway vehicle,
359 camper, park model recreational vehicle, manufactured home, and mobile home.

360 [~~(90)~~] (91) "Vessel" means the same as that term is defined in Section 73-18-2.

361 [~~(91)~~] (92) "Vintage vehicle" means the same as that term is defined in Section
362 41-21-1.

363 [~~(92)~~] (93) "Waters of this state" means the same as that term is defined in Section
364 73-18-2.

365 [~~(93)~~] (94) "Weighmaster" means a person, association of persons, or corporation
366 permitted to weigh vehicles under this chapter.

367 Section 2. Section **41-1a-203** is amended to read:

368 **41-1a-203. Prerequisites for registration, transfer of ownership, or registration**
369 **renewal.**

370 (1) (a) (i) Except as provided in Subsection (1)(b), the division shall mail a notification
371 to the owner of a vehicle at least 30 days before the date the vehicle's registration is due to
372 expire.

373 (ii) The division shall ensure that mailing of notifications described in Section (1)(a)(i)
374 begins as soon as practicable.

375 (b) (i) The division shall provide a process for a vehicle owner to choose to receive
376 electronic notification of the pending expiration of a vehicle's registration.

377 (ii) If a vehicle owner chooses electronic notification, the division shall electronically
378 notify [~~by email~~] the owner of a vehicle at least 30 days before the date the vehicle's
379 registration is due to expire.

380 (iii) If a motor vehicle is registered on a month-to-month basis as described in Section
381 41-1a-215.4, in lieu of notification by mail, the division shall notify the motor vehicle owner
382 each month via electronic notification of:

383 (A) the pending expiration and automatic renewal of the vehicle's registration; and

384 (B) whether the fee payment and renewal of the motor vehicle's registration were
385 successfully completed.

386 (2) Except as otherwise provided, before registration of a vehicle, an owner shall:

387 (a) obtain an identification number inspection under Section **41-1a-204**;

388 (b) obtain a certificate of emissions inspection, if required in the current year, as
389 provided under Section **41-6a-1642**;

390 (c) pay property taxes, the in lieu fee, or receive a property tax clearance under Section
391 **41-1a-206** or **41-1a-207**;

392 (d) pay the automobile driver education tax required by Section **41-1a-208**;

393 (e) pay the applicable registration fee under Part 12, Fee and Tax Requirements;

394 (f) pay the uninsured motorist identification fee under Section **41-1a-1218**, if
395 applicable;

396 (g) pay the motor carrier fee under Section **41-1a-1219**, if applicable;

397 (h) pay any applicable local emissions compliance fee under Section **41-1a-1223**; and

398 (i) pay the taxes applicable under Title 59, Chapter 12, Sales and Use Tax Act.

399 (3) In addition to the requirements in Subsection (1), an owner of a vehicle that has not
400 been previously registered or that is currently registered under a previous owner's name shall
401 apply for a valid certificate of title in the owner's name before registration.

402 (4) The division may not issue a new registration, transfer of ownership, or registration
403 renewal under Section 73-18-7 for a vessel or outboard motor that is subject to this chapter
404 unless a certificate of title has been or is in the process of being issued in the same owner's
405 name.

406 (5) The division may not issue a new registration, transfer of ownership, or registration
407 renewal under Section 41-22-3 for an off-highway vehicle that is subject to this chapter unless
408 a certificate of title has been or is in the process of being issued in the same owner's name.

409 (6) The division may not issue a registration renewal for a motor vehicle if the division
410 has received a hold request for the motor vehicle for which a registration renewal has been
411 requested as described in:

412 (a) Section 72-1-213.1; or

413 (b) Section 72-6-118.

414 Section 3. Section 41-1a-206 is amended to read:

415 **41-1a-206. Payment of property taxes or in lieu fees before registration.**

416 (1) Except as provided in Subsection (2), the division before issuing any registration
417 shall require from every applicant for the registration [~~a certificate from the county assessor in~~
418 ~~which the vehicle has situs for taxation~~] verification that:

419 (a) the property tax or in lieu fee on the vehicle for the current registration period has
420 been paid;

421 (b) in the assessor's opinion the tax or in lieu fee is a lien on real property sufficient to
422 secure the payment of the tax; or

423 (c) the vehicle is exempt by law from payment of property tax or the in lieu fee for the
424 current registration period.

425 (2) The requirements of Subsection (1) do not apply to the registration of ambulances,
426 peace officer patrol vehicles, fire engines, passenger cars and trucks owned and used by the
427 United States government or by the state of Utah or by any of its political subdivisions, and
428 motor vehicles assessed by the commission under Section 59-2-201.

429 Section 4. Section **41-1a-209** is amended to read:

430 **41-1a-209. Application for registration -- Contents.**

431 (1) An owner of a vehicle subject to registration under this part shall apply to the
432 division for registration on forms furnished by the division.

433 (2) The application for registration shall include:

434 (a) the signature of an owner of the vehicle to be registered;

435 (b) the name, bona fide residence and mailing address of the owner, or business
436 address of the owner if the owner is a firm, association, or corporation;

437 (c) a description of the vehicle including the make, model, type of body, the model year
438 as specified by the manufacturer, the number of cylinders, and the identification number of the
439 vehicle;

440 (d) other information required by the division to enable it to determine whether the
441 owner is lawfully entitled to register the vehicle; ~~and~~

442 (e) an indication if the applicant is applying for automatic registration renewal as
443 described in Section [41-1a-216](#)~~[-]~~; and

444 (f) an indication specifying the type of vehicle registration for which the applicant is
445 applying.

446 Section 5. Section **41-1a-215** is amended to read:

447 **41-1a-215. Staggered registration dates -- Exceptions.**

448 (1) (a) Except as provided under Subsections (2) and (3), every vehicle registration,
449 every registration card, and every registration plate issued under this chapter for the first
450 registration of the vehicle in this state, continues in effect for a period of 12 months beginning
451 with the first day of the calendar month of registration and does not expire until the last day of
452 the same month in the following year.

453 (b) If the last day of the registration period falls on a day in which the appropriate state
454 or county offices are not open for business, the registration of the vehicle is extended to
455 midnight of the next business day.

456 (2) The provisions of Subsection (1) do not apply to the following:

457 (a) registration issued to government vehicles under Section [41-1a-221](#);

458 (b) registration issued to apportioned vehicles under Section [41-1a-301](#);

459 (c) multiyear registration issued under Section [41-1a-222](#);

460 (d) lifetime trailer registration issued under Section [41-1a-1206](#);
461 (e) a month-to-month registration issued under Section [41-1a-215.4](#);
462 ~~[(e)]~~ (f) partial year registration issued under Section [41-1a-1207](#);
463 ~~[(f)]~~ (g) a six-month registration issued under Section [41-1a-215.5](#); or
464 ~~[(g)]~~ (h) plates issued to a dealer, dismantler, manufacturer, remanufacturer, and
465 transporter under [~~Title 41, Chapter 3, Part 5, Special Dealer License Plates~~] Chapter 3, Part 5,
466 Special Dealer License Plates.

467 (3) (a) Upon application of the owner or lessee of a fleet of commercial vehicles not
468 apportioned under Section [41-1a-301](#) and required to be registered in this state, the State Tax
469 Commission may permit the vehicles to be registered for a registration period commencing on
470 the first day of March, June, September, or December of any year and expiring on the last day
471 of March, June, September, or December in the following year.

472 (b) Upon application of the owner or lessee of a fleet of commercial vehicles
473 apportioned under Section [41-1a-301](#) and required to be registered in this state, the State Tax
474 Commission may permit the vehicles to be registered for a registration period commencing on
475 the first day of January, April, July, or October of any year and expiring on the last day of
476 March, June, September, or December in the following year.

477 (4) When the expiration of a registration plate is extended by affixing a registration
478 decal to it, the expiration of the decal governs the expiration date of the plate.

479 Section 6. Section [41-1a-215.4](#) is enacted to read:

480 **[41-1a-215.4. Month-to-month vehicle registration.](#)**

481 (1) (a) A person may register a vehicle described in Subsection (1)(b)(i) on a
482 month-to-month basis if the person enrolls in:

483 (i) automatic registration renewal described in Subsection [41-1a-216\(2\)\(d\)](#); and

484 (ii) electronic notification of registration renewal as described in Subsection
485 [41-1a-203\(1\)\(b\)\(iii\)](#).

486 (b) (i) Except as provided in Subsection (1)(b)(ii), all vehicles are eligible for
487 month-to-month registration under this section.

488 (ii) The following vehicles are not eligible for month-to-month registration under this
489 section:

490 (A) a motorboat or sailboat required to be registered under Section [73-18-7](#);

- 491 (B) a vehicle registered pursuant to Part 3, Proportional Registration;
492 (C) a vehicle registered as part of a fleet;
493 (D) an off-highway vehicle;
494 (E) a street-legal all-terrain vehicle registered in accordance with Section [41-1a-1509](#);
495 and
496 (F) a park model recreational vehicle.
497 (2) A month-to-month registration period begins on the first day of the calendar month
498 and expires on the last day of the same calendar month.
499 (3) (a) A vehicle owner seeking month-to-month registration satisfies the requirements
500 described in Section [41-1a-203](#) by:
501 (i) at the time of registration:
502 (A) obtaining an identification number inspection under Section [41-1a-204](#), if required;
503 and
504 (B) paying the taxes applicable under Title 59, Chapter 12, Sales and Use Tax Act, if
505 applicable;
506 (ii) if required, obtaining a certificate of emissions inspection as provided under
507 Section [41-6a-1642](#); and
508 (iii) paying the following fees and taxes each month if applicable for the type of
509 vehicle being registered:
510 (A) property taxes or the in lieu fee described in Section [41-1a-206](#), [41-1a-207](#), or Title
511 59, Chapter 2, Part 4, Assessment of Transitory Personal Property and Interstate Carriers;
512 (B) the automobile driver education fee described in Section [41-1a-1204](#);
513 (C) the relevant registration fees described in Section [41-1a-1206](#);
514 (D) the uninsured motorist identification fee described in Section [41-1a-1218](#);
515 (E) the motor carrier fee described in Section [41-1a-1219](#);
516 (F) the local option highway construction and transportation corridor preservation fee
517 described in Section [41-1a-1222](#); and
518 (G) the local emissions compliance fee described in Section [41-1a-1223](#).
519 (b) In addition to any electronic payment fee charged as described in Section
520 [41-1a-1221](#), the cost of the monthly charge described in Subsection (3)(a)(iii) is equal to:
521 (i) for the first 12 months a vehicle is registered on a month-to-month basis, 10.5% of

522 the annual cost of the applicable fee or tax for the same vehicle registered for a 12-month
523 period rounded up to the nearest one cent; or

524 (ii) beginning on the thirteenth month, and for each month thereafter for that a vehicle
525 is registered on a month-to-month basis, 9.25% of the annual cost of the applicable fee or tax
526 for the same vehicle registered for a 12-month period rounded up to the nearest one cent.

527 (c) The first time a vehicle is registered on a month-to-month basis, the person
528 registering the vehicle:

529 (i) shall register directly with the division; and

530 (ii) may not register through a dealer.

531 (4) (a) If a person registers a vehicle on a month-to-month basis, the registration and
532 payment of fees and taxes as provided in this section shall continue each month through an
533 automated transaction, and the person may not cancel or stop payment unless the person
534 electronically notifies the division that:

535 (i) the person has sold the vehicle or returned a leased vehicle;

536 (ii) the vehicle is destroyed;

537 (iii) the person has registered the vehicle in another state; or

538 (iv) the person has registered the vehicle under a different type of vehicle registration.

539 (b) The division may not issue a refund of an automatic payment required for a
540 month-to-month registration as described in this section if a person fails to notify the division
541 of change in registration status as described and required in Subsection (4)(a).

542 (5) For a vehicle registered on a month-to-month basis, the registration is revoked if:

543 (a) the person that registers the vehicle fails to make the monthly payment as required
544 in this section; or

545 (b) the payment method is canceled or declined.

546 (6) If a vehicle registration is revoked under Subsection (5), and the division
547 reasonably determines that the owner of the vehicle has not acted in good faith to ensure timely
548 payment, the division may prohibit the vehicle from being registered on a month-to-month
549 basis by the same owner for one year.

550 Section 7. Section **41-1a-216** is amended to read:

551 **41-1a-216. Renewal of registration.**

552 (1) The division may receive applications for registration renewal and issue new

553 registration cards at any time prior to the expiration of the registration, subject to the
554 availability of renewal materials.

555 (2) (a) Except as provided in Subsections (2)(c), (2)(d), and (3), the new registration
556 shall retain the same expiration month as recorded on the original registration even if the
557 registration has expired.

558 (b) Except as provided in Subsection (2)(c) and (d), the year of registration expiration
559 shall be changed to reflect the renewed registration period.

560 (c) If the application for renewal of registration is for a six-month registration period
561 under Section 41-1a-215.5, the new registration shall be for a six-month registration period that
562 begins with the first day of the calendar month following the last day of the expiration month
563 of the previous registration period as recorded on the original registration even if the
564 registration has expired.

565 (d) If a vehicle is registered on a month-to-month basis as described in Section
566 41-1a-215.4, the registration shall:

567 (i) automatically renew each month if:

568 (A) the owner of the vehicle has complied with the requirements under this part;

569 (B) the motor vehicle is in compliance with the emissions inspection requirement
570 described in Section 41-6a-1642; and

571 (C) payment under Section 41-1a-1206 is made electronically each month; and

572 (ii) be for a one-month registration period that begins with the first day of each
573 calendar month and ends on the last day of each respective calendar month.

574 (3) Subsection (2) does not apply if the owner can verify to the satisfaction of the
575 division that the vehicle registration was not renewed prior to its expiration due to the fact that
576 the vehicle was in storage, inoperable, or otherwise out of service.

577 (4) If the registration renewal application is an application generated by the division
578 through its automated system, the owner need not surrender the last registration card or
579 duplicate.

580 (5) A vehicle with an "EX" or "UHP" license plate, owned by an entity described in
581 Section 41-1a-407, is exempt from registration renewal requirements.

582 (6) The division shall establish a process by which an individual may request automatic
583 renewal of registration.

584 (7) An individual may request automatic renewal of registration as provided by the
585 division.

586 (8) If the vehicle is subject to an emissions inspection as described in Section
587 41-6a-1642 for the year for which a vehicle automatic registration is requested, the automatic
588 renewal is not effective until the vehicle has passed an emissions inspection as required in
589 Section 41-6a-1642.

590 (9) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
591 commission may make rules establishing procedures for an individual to apply for and the
592 division to administer automatic renewal of registration and automatic payment of fees as
593 required in this chapter and relevant taxes.

594 Section 8. Section 41-1a-222 is amended to read:

595 **41-1a-222. Application for multiyear registration -- Payment of taxes -- Penalties.**

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

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

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

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

606 (ii) An annual renewal application must be made by the owner if registration
607 identification has been issued on an annual installment fee basis and the required fees must be
608 paid on an annual basis.

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

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

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

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

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

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

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

622 (d) Section 59-2-405.1;

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

624 (f) Section 59-2-405.3.

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

628 Section 9. Section 41-1a-402 is amended to read:

629 **41-1a-402. Standard license plates -- Required colors, numerals, and letters --**
630 **Expiration.**

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

633 (i) a special group license plate in accordance with Section 41-1a-418; or

634 (ii) an apportioned vehicle license plate in accordance with Section 41-1a-301.

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

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

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

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

642 (c) The division shall offer:

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

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

645 (d) The division may not offer more than four standard license plate designs at any one

646 time.

647 (2) Before the division may offer a design described in Subsection (1)(b), the division
648 shall:

649 (a) consult with the Utah Department of Cultural and Community Engagement
650 regarding the proposed design;

651 (b) identify which current standard license plate design will be replaced by the
652 proposed design;

653 (c) submit the proposed design to the governor for approval; and

654 (d) if the governor approves the design pursuant to Subsection (2)(c), submit to the
655 Transportation Interim Committee a request for the Legislature to approve the proposed design
656 by concurrent resolution.

657 (3) The division may issue a new standard license plate design only if:

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

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

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

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

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

666 ~~[(a)]~~ (i) the registration number assigned to the vehicle for which the license plate is
667 issued; and

668 ~~[(b)]~~ (ii) the name of the state~~[-and]~~.

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

671 (b) In addition to Subsection (5)(a), an off-highway vehicle shall also display a
672 registration decal showing the date of expiration as described in Subsection (8).

673 (c) The division shall issue and the following vehicles shall display a registration decal
674 showing the date of expiration:

675 (i) a motorboat or sailboat required to be registered under Section 73-18-7;

676 (ii) an off-highway vehicle; and

677 (iii) a park model recreational vehicle.

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

680 (7) (a) Except as provided under Subsection 41-1a-215(2) and Section 41-1a-216,
681 license plates shall be renewed annually.

682 (b) For an off-highway vehicle as described in Subsection (5)(b), the division shall
683 issue:

684 (i) [~~The division shall issue the vehicle owner~~] a month registration decal and a year
685 registration decal upon the vehicle's first registration with the division[-]; and

686 (ii) [~~The division shall issue the vehicle owner~~] only a year registration decal upon
687 subsequent renewals of registration to validate registration renewal.

688 (8) Except as otherwise provided by rule:

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

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

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

695 (10) If a license plate, month registration decal, or year registration decal is lost or
696 destroyed, a replacement shall be issued upon application and payment of the fees required
697 under Section 41-1a-1211 or 41-1a-1212.

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

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

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

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

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

707 Section 10. Section **41-1a-1201** is amended to read:

708 **41-1a-1201. Disposition of fees.**

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

711 (2) Except as provided in Subsections (3), (5), (6), (7), (8), and (9) and Sections
712 [41-1a-1205](#), [41-1a-1220](#), [41-1a-1221](#), [41-1a-1222](#), [41-1a-1223](#), and [41-1a-1603](#), all fees
713 collected under this part shall be deposited into the Transportation Fund.

714 (3) Funds generated under Subsections [41-1a-1211](#)(1)(b)(ii), (6)(b)(ii), (7), and (9), and
715 Section [41-1a-1212](#) shall be deposited into the License Plate Restricted Account created in
716 Section [41-1a-122](#).

717 (4) (a) Except as provided in Subsections (3) and (4)(b) and Section [41-1a-1205](#), the
718 expenses of the commission in enforcing and administering this part shall be provided for by
719 legislative appropriation from the revenues of the Transportation Fund.

720 (b) Three dollars of the registration fees imposed under Subsections [41-1a-1206](#)(2)(a)
721 and (b) for each vehicle registered for a six-month registration period under Section
722 [41-1a-215.5](#) may be used by the commission to cover the costs incurred in enforcing and
723 administering this part.

724 (c) Sixty cents of the registration fees imposed under Subsection [41-1a-1206](#)(1) for
725 each vehicle registered on a month-to-month basis under Section [41-1a-215.4](#) may be used by
726 the commission to cover the costs incurred in enforcing and administering this part.

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

730 (5) (a) [~~The~~] Except as provided in Subsection (5)(c), the following portions of the
731 registration fees imposed under Section [41-1a-1206](#) for each vehicle shall be deposited into the
732 Transportation Investment Fund of 2005 created in Section [72-2-124](#):

733 (i) \$30 of the registration fees imposed under Subsections [41-1a-1206](#)(1)(a), (1)(b),
734 (1)(f), (4), and (7);

735 (ii) \$21 of the registration fees imposed under Subsections [41-1a-1206](#)(1)(c)(i) and
736 (1)(c)(ii);

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

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

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

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

741 (b) The following portions of the registration fees collected for each vehicle registered

742 for a six-month registration period under Section [41-1a-215.5](#) shall be deposited into the

743 Transportation Investment Fund of 2005 created in Section [72-2-124](#):

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

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

746 (c) The following portions of the registration fees imposed under Section [41-1a-1206](#)

747 and collected for each vehicle registered on a month-to-month basis under Section [41-1a-215.4](#),

748 for the first 12 months the vehicle is registered on a month to month basis, shall be deposited

749 into the Transportation Investment Fund of 2005 created in Section [72-2-124](#):

750 (i) \$3.15 of the registration fees imposed under Subsections [41-1a-1206\(1\)\(a\)](#), [\(1\)\(b\)](#),

751 [\(1\)\(f\)](#), [\(4\)](#), and [\(7\)](#);

752 (ii) \$2.21 of the registration fees imposed under Subsections [41-1a-1206\(1\)\(c\)\(i\)](#) and

753 [\(1\)\(c\)\(ii\)](#);

754 (iii) 26 cents of the registration fee imposed under Subsection [41-1a-1206\(1\)\(e\)\(ii\)](#);

755 (iv) \$2.42 of the registration fee imposed under Subsection [41-1a-1206\(1\)\(d\)\(i\)](#);

756 (v) \$2.57 of the registration fee imposed under Subsection [41-1a-1206\(1\)\(e\)\(i\)](#); and

757 (vi) 11 cents of the registration fee imposed under Subsection [41-1a-1206\(1\)\(d\)\(ii\)](#).

758 (d) The following portions of the registration fees imposed under Section [41-1a-1206](#)

759 and collected for each vehicle registered on a month-to-month basis under Section [41-1a-215.4](#),

760 for any month after the first 12 months the vehicle is registered on a month to month basis,

761 shall be deposited into the Transportation Investment Fund of 2005 created in Section

762 [72-2-124](#):

763 (i) \$2.78 of the registration fees imposed under Subsections [41-1a-1206\(1\)\(a\)](#), [\(1\)\(b\)](#),

764 [\(1\)\(f\)](#), [\(4\)](#), and [\(7\)](#);

765 (ii) \$1.94 of the registration fees imposed under Subsections [41-1a-1206\(1\)\(c\)\(i\)](#) and

766 [\(1\)\(c\)\(ii\)](#);

767 (iii) 23 cents of the registration fee imposed under Subsection [41-1a-1206\(1\)\(e\)\(ii\)](#);

768 (iv) \$2.13 of the registration fee imposed under Subsection [41-1a-1206\(1\)\(d\)\(i\)](#);

769 (v) \$2.26 of the registration fee imposed under Subsection [41-1a-1206\(1\)\(e\)\(i\)](#); and

770 (vi) nine cents of the registration fee imposed under Subsection 41-1a-1206(1)(d)(ii).

771 (6) (a) [~~Ninety-four~~] Except as provided in Subsections (6)(b) through (d), 94 cents of
772 each registration fee imposed under Subsections 41-1a-1206(1)(a) and (b) for each vehicle shall
773 be deposited into the Public Safety Restricted Account created in Section 53-3-106.

774 (b) Seventy-one cents of each registration fee imposed under Subsections
775 41-1a-1206(2)(a) and (b) for each vehicle registered for a six-month registration period under
776 Section 41-1a-215.5 shall be deposited into the Public Safety Restricted Account created in
777 Section 53-3-106.

778 (c) Ten cents of each registration fee imposed under Subsections 41-1a-1206(1)(a) and
779 (b) for each vehicle registered on a month-to-month basis in the initial 12 months under
780 Section 41-1a-215.4 shall be deposited into the Public Safety Restricted Account created in
781 Section 53-3-106.

782 (d) Nine cents of each registration fee imposed under Subsections 41-1a-1206(1)(a)
783 and (b) for each vehicle registered on a month-to-month basis for any subsequent months after
784 month 12 under Section 41-1a-215.4 shall be deposited into the Public Safety Restricted
785 Account created in Section 53-3-106.

786 (7) (a) [~~One~~] Except as provided in Subsections (7)(b) to (d), one dollar of each
787 registration fee imposed under Subsections 41-1a-1206(1)(a) and (b) for each vehicle shall be
788 deposited into the Motor Vehicle Safety Impact Restricted Account created in Section
789 53-8-214.

790 (b) One dollar of each registration fee imposed under Subsections 41-1a-1206(2)(a)
791 and (b) for each vehicle registered for a six-month registration period under Section
792 41-1a-215.5 shall be deposited into the Motor Vehicle Safety Impact Restricted Account
793 created in Section 53-8-214.

794 (c) 11 cents of each registration fee imposed under Subsections 41-1a-1206(1)(a) and
795 (b), for each vehicle registered on a month-to-month basis in the initial 12 months under
796 Section 41-1a-215.4 shall be deposited into the Motor Vehicle Safety Impact Restricted
797 Account created in Section 53-8-214.

798 (d) Nine cents of each registration fee imposed under Subsections 41-1a-1206(1)(a),
799 and (b), for each vehicle registered on a month-to-month basis in any subsequent month after
800 month 12 under Section 41-1a-215.4 shall be deposited into the Motor Vehicle Safety Impact

801 Restricted Account created in Section 53-8-214.

802 (8) (a) ~~[Fifty]~~ Except as provided in Subsection (8)(b), 50 cents of each registration fee
803 imposed under Subsection 41-1a-1206(1)(a) for each motorcycle shall be deposited into the
804 Neuro-Rehabilitation Fund created in Section 26B-1-319.

805 (b) Five cents of each registration fee imposed under Subsection 41-1a-1206(1)(a) for
806 each motorcycle registered on a month-to-month basis under Section 41-1a-215.4 shall be
807 deposited into the Neuro-Rehabilitation Fund created in Section 26B-1-319.

808 (9) (a) (i) ~~[Beginning on January 1, 2024,]~~ Except as provided in Subsections (9)(a)(ii)
809 and (iii), subject to Subsection (9)(b), \$2 of each registration fee imposed under Section
810 41-1a-1206 shall be deposited into the Rural Transportation Infrastructure Fund created in
811 Section 72-2-133.

812 (ii) For a vehicle registered on a month-to-month basis in the initial 12 months of
813 registration under Section 41-1a-215.4, subject to Subsection (9)(b), 21 cents of each
814 registration fee imposed under Section 41-1a-1206 shall be deposited into the Rural
815 Transportation Infrastructure Fund created in Section 72-2-133.

816 (iii) For a vehicle registered on a month-to-month basis in any subsequent month after
817 month 12 under Section 41-1a-215.4, subject to Subsection (9)(b), 19 cents of each registration
818 fee imposed under Section 41-1a-1206 shall be deposited into the Rural Transportation
819 Infrastructure Fund created in Section 72-2-133.

820 (b) Beginning on January 1, 2025, and each January 1 thereafter, the amount described
821 in Subsection (9)(a) shall be annually adjusted by taking the amount deposited the previous
822 year and adding an amount equal to the greater of:

823 (i) an amount calculated by multiplying the amount deposited by the previous year by
824 the actual percentage change during the previous fiscal year in the Consumer Price Index; and

825 (ii) 0.

826 (c) The amounts calculated as described in Subsection (9)(b) shall be rounded up to the
827 nearest 1 cent.

828 Section 11. Section 41-6a-1642 is amended to read:

829 **41-6a-1642. Emissions inspection -- County program.**

830 (1) The legislative body of each county required under federal law to utilize a motor
831 vehicle emissions inspection and maintenance program or in which an emissions inspection

832 and maintenance program is necessary to attain or maintain any national ambient air quality
833 standard shall require:

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

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

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

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

844 (i) the federal government;

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

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

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

853 (i) a 2.0-liter diesel engine motor vehicle in which its lifetime nitrogen oxide emissions
854 are mitigated in the state pursuant to a partial consent decree, including:

855 (A) Volkswagen Jetta, model years 2009, 2010, 2011, 2012, 2013, 2014, and 2015;

856 (B) Volkswagen Jetta Sportwagen, model years 2009, 2010, 2011, 2012, 2013, and
857 2014;

858 (C) Volkswagen Golf, model years 2010, 2011, 2012, 2013, 2014, and 2015;

859 (D) Volkswagen Golf Sportwagen, model year 2015;

860 (E) Volkswagen Passat, model years 2012, 2013, 2014, and 2015;

861 (F) Volkswagen Beetle, model years 2013, 2014, and 2015;

862 (G) Volkswagen Beetle Convertible, model years 2013, 2014, and 2015; and

- 863 (H) Audi A3, model years 2010, 2011, 2012, 2013, and 2015; and
864 (ii) a 3.0-liter diesel engine motor vehicle in which its lifetime nitrogen oxide
865 emissions are mitigated in the state to a settlement, including:
866 (A) Volkswagen Touareg, model years 2009, 2010, 2011, 2012, 2013, 2014, 2015, and
867 2016;
868 (B) Audi Q7, model years 2009, 2010, 2011, 2012, 2013, 2014, 2015, and 2016;
869 (C) Audi A6 Quattro, model years 2014, 2015, and 2016;
870 (D) Audi A7 Quattro, model years 2014, 2015, and 2016;
871 (E) Audi A8, model years 2014, 2015, and 2016;
872 (F) Audi A8L, model years 2014, 2015, and 2016;
873 (G) Audi Q5, model years 2014, 2015, and 2016; and
874 (H) Porsche Cayenne Diesel, model years 2013, 2014, 2015, and 2016.
- 875 (b) (i) An owner of a restored-modified vehicle subject to Subsection (1) shall obtain a
876 motor vehicle emissions inspection and maintenance program certificate of emissions
877 inspection as described in Subsection (1).
- 878 (ii) A county emissions program may not refuse to perform an emissions inspection or
879 indicate a failed emissions test of the vehicle based solely on a modification to the engine or
880 component of the motor vehicle if:
- 881 (A) the modification is not likely to result in the motor vehicle having increased
882 emissions relative to the emissions of the motor vehicle before the modification; and
883 (B) the motor vehicle modification is a change to an engine that is newer than the
884 engine with which the motor vehicle was originally equipped, or the engine includes
885 technology that increases the facility of the administration of an emissions test, such as an
886 on-board diagnostics system.
- 887 (iii) The first time an owner seeks to obtain an emissions inspection as a prerequisite to
888 registration of a restored-modified vehicle:
- 889 (A) the owner shall present the signed statement described in Subsection 41-1a-226(4);
890 and
891 (B) the county emissions program shall perform the emissions test.
- 892 (iv) If a motor vehicle is registered as a restored-modified vehicle and the registration
893 certificate is notated as described in Subsection 41-1a-226(4), a county emissions program may

894 not refuse to perform an emissions test based solely on the restored-modified status of the
895 motor vehicle.

896 (3) (a) The legislative body of a county identified in Subsection (1), in consultation
897 with the Air Quality Board created under Section 19-1-106, shall make regulations or
898 ordinances regarding:

- 899 (i) emissions standards;
- 900 (ii) test procedures;
- 901 (iii) inspections stations;
- 902 (iv) repair requirements and dollar limits for correction of deficiencies; and
- 903 (v) certificates of emissions inspections.

904 (b) In accordance with Subsection (3)(a), a county legislative body:

- 905 (i) shall make regulations or ordinances to attain or maintain ambient air quality
906 standards in the county, consistent with the state implementation plan and federal
907 requirements;
- 908 (ii) may allow for a phase-in of the program by geographical area; and
- 909 (iii) shall comply with the analyzer design and certification requirements contained in
910 the state implementation plan prepared under Title 19, Chapter 2, Air Conservation Act.

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

- 913 (i) is decentralized, to the extent the decentralized program will attain and maintain
914 ambient air quality standards and meet federal requirements;
- 915 (ii) is the most cost effective means to achieve and maintain the maximum benefit with
916 regard to ambient air quality standards and to meet federal air quality requirements as related to
917 vehicle emissions; and
- 918 (iii) provides a reasonable phase-out period for replacement of air pollution emission
919 testing equipment made obsolete by the program.

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

- 921 (i) may be accomplished in accordance with applicable federal requirements; and
- 922 (ii) does not otherwise interfere with the attainment and maintenance of ambient air
923 quality standards.

924 (4) The following vehicles are exempt from an emissions inspection program and the

925 provisions of this section:

926 (a) an implement of husbandry as defined in Section 41-1a-102;

927 (b) a motor vehicle that:

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

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

930 (c) a vintage vehicle as defined in Section 41-21-1:

931 (i) if the vintage vehicle has a model year of 1982 or older; or

932 (ii) for a vintage vehicle that has a model year of 1983 or newer, if the owner provides

933 proof of vehicle insurance that is a type specific to a vehicle collector;

934 (d) a custom vehicle as defined in Section 41-6a-1507;

935 (e) to the extent allowed under the current federally approved state implementation

936 plan, in accordance with the federal Clean Air Act, 42 U.S.C. Sec. 7401, et seq., a motor

937 vehicle that is less than two years old on January 1 based on the age of the vehicle as

938 determined by the model year identified by the manufacturer;

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

940 of 12,000 pounds or less, if the registered owner of the pickup truck provides a signed

941 statement to the legislative body stating the truck is used:

942 (i) by the owner or operator of a farm located on property that qualifies as land in

943 agricultural use under Sections 59-2-502 and 59-2-503; and

944 (ii) exclusively for the following purposes in operating the farm:

945 (A) for the transportation of farm products, including livestock and its products,

946 poultry and its products, floricultural and horticultural products; and

947 (B) in the transportation of farm supplies, including tile, fence, and every other thing or

948 commodity used in agricultural, floricultural, horticultural, livestock, and poultry production

949 and maintenance;

950 (g) a motorcycle as defined in Section 41-1a-102;

951 (h) an electric motor vehicle as defined in Section 41-1a-102; and

952 (i) a motor vehicle with a model year of 1967 or older.

953 (5) The county shall issue to the registered owner who signs and submits a signed

954 statement under Subsection (4)(f) a certificate of exemption from emissions inspection

955 requirements for purposes of registering the exempt vehicle.

956 (6) A legislative body of a county described in Subsection (1) may exempt from an
957 emissions inspection program a diesel-powered motor vehicle with a:

- 958 (a) gross vehicle weight rating of more than 14,000 pounds; or
- 959 (b) model year of 1997 or older.

960 (7) The legislative body of a county required under federal law to utilize a motor
961 vehicle emissions inspection program shall require:

962 (a) a computerized emissions inspection for a diesel-powered motor vehicle that has:

- 963 (i) a model year of 2007 or newer;
- 964 (ii) a gross vehicle weight rating of 14,000 pounds or less; and
- 965 (iii) a model year that is five years old or older; and

966 (b) a visual inspection of emissions equipment for a diesel-powered motor vehicle:

- 967 (i) with a gross vehicle weight rating of 14,000 pounds or less;
- 968 (ii) that has a model year of 1998 or newer; and
- 969 (iii) that has a model year that is five years old or older.

970 (8) (a) Subject to Subsection (8)(c), the legislative body of each county required under
971 federal law to utilize a motor vehicle emissions inspection and maintenance program or in
972 which an emissions inspection and maintenance program is necessary to attain or maintain any
973 national ambient air quality standard may require each college or university located in a county
974 subject to this section to require its students and employees who park a motor vehicle not
975 registered in a county subject to this section to provide proof of compliance with an emissions
976 inspection accepted by the county legislative body if the motor vehicle is parked on the college
977 or university campus or property.

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

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

983 (9) (a) An emissions inspection station shall issue a certificate of emissions inspection
984 for each motor vehicle that meets the inspection and maintenance program requirements
985 established in regulations or ordinances made under Subsection (3).

986 (b) The frequency of the emissions inspection shall be determined based on the age of

987 the vehicle as determined by model year and shall be required annually subject to the
988 provisions of Subsection (9)(c).

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

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

995 (iii) For a county required to implement a new vehicle emissions inspection and
996 maintenance program on or after December 1, 2012, under Subsection (1), but for which no
997 current federally approved state implementation plan exists, a vehicle shall be tested at a
998 frequency determined by the county legislative body, in consultation with the Air Quality
999 Board created under Section 19-1-106, that is necessary to comply with federal law or attain or
1000 maintain any national ambient air quality standard.

1001 (iv) If a county legislative body establishes or changes the frequency of a vehicle
1002 emissions inspection and maintenance program under Subsection (9)(c)(iii), the establishment
1003 or change shall take effect on January 1 if the State Tax Commission receives notice meeting
1004 the requirements of Subsection (9)(c)(v) from the county before October 1.

1005 (v) The notice described in Subsection (9)(c)(iv) shall:

1006 (A) state that the county will establish or change the frequency of the vehicle emissions
1007 inspection and maintenance program under this section;

1008 (B) include a copy of the ordinance establishing or changing the frequency; and

1009 (C) if the county establishes or changes the frequency under this section, state how
1010 frequently the emissions testing will be required.

1011 (d) If an emissions inspection is only required every two years for a vehicle under
1012 Subsection (9)(c), the inspection shall be required for the vehicle in:

1013 (i) odd-numbered years for vehicles with odd-numbered model years; or

1014 (ii) in even-numbered years for vehicles with even-numbered model years.

1015 (10) (a) Except as provided in Subsections (9)(b), (c), and (d), the emissions inspection
1016 required under this section may be made no more than two months before the renewal of
1017 registration.

1018 (b) (i) If the title of a used motor vehicle is being transferred, the owner may use an
1019 emissions inspection certificate issued for the motor vehicle during the previous 11 months to
1020 satisfy the requirement under this section.

1021 (ii) If the transferor is a licensed and bonded used motor vehicle dealer, the owner may
1022 use an emissions inspection certificate issued for the motor vehicle in a licensed and bonded
1023 motor vehicle dealer's name during the previous 11 months to satisfy the requirement under
1024 this section.

1025 (c) If the title of a leased vehicle is being transferred to the lessee of the vehicle, the
1026 lessee may use an emissions inspection certificate issued during the previous 11 months to
1027 satisfy the requirement under this section.

1028 (d) If the motor vehicle is part of a fleet of 101 or more vehicles, the owner may not
1029 use an emissions inspection made more than 11 months before the renewal of registration to
1030 satisfy the requirement under this section.

1031 (e) If the application for renewal of registration is for a six-month registration period
1032 under Section [41-1a-215.5](#), the owner may use an emissions inspection certificate issued during
1033 the previous eight months to satisfy the requirement under this section.

1034 (f) If the vehicle is registered on a month-to-month basis as described in Section
1035 [41-1a-215.4](#), the owner may use an emissions inspection certificate issued during the previous
1036 12 months to satisfy the requirement under this section.

1037 (11) (a) A county identified in Subsection (1) shall collect information about and
1038 monitor the program.

1039 (b) A county identified in Subsection (1) shall supply this information to an appropriate
1040 legislative committee, as designated by the Legislative Management Committee, at times
1041 determined by the designated committee to identify program needs, including funding needs.

1042 (12) If approved by the county legislative body, a county that had an established
1043 emissions inspection fee as of January 1, 2002, may increase the established fee that an
1044 emissions inspection station may charge by \$2.50 for each year that is exempted from
1045 emissions inspections under Subsection (9)(c) up to a \$7.50 increase.

1046 (13) (a) Except as provided in Subsection [41-1a-1223\(1\)\(c\)](#), a county identified in
1047 Subsection (1) may impose a local emissions compliance fee on each motor vehicle registration
1048 within the county in accordance with the procedures and requirements of Section [41-1a-1223](#).

1049 (b) A county that imposes a local emissions compliance fee may use revenues
1050 generated from the fee for the establishment and enforcement of an emissions inspection and
1051 maintenance program in accordance with the requirements of this section.

1052 (c) A county that imposes a local emissions compliance fee may use revenues
1053 generated from the fee to promote programs to maintain a local, state, or national ambient air
1054 quality standard.

1055 (14) (a) If a county has reason to believe that a vehicle owner has provided an address
1056 as required in Section 41-1a-209 to register or attempt to register a motor vehicle in a county
1057 other than the county of the bona fide residence of the owner in order to avoid an emissions
1058 inspection required under this section, the county may investigate and gather evidence to
1059 determine whether the vehicle owner has used a false address or an address other than the
1060 vehicle owner's bona fide residence or place of business.

1061 (b) If a county conducts an investigation as described in Subsection (14)(a) and
1062 determines that the vehicle owner has used a false or improper address in an effort to avoid an
1063 emissions inspection as required in this section, the county may impose a civil penalty of
1064 \$1,000.

1065 (15) A county legislative body described in Subsection (1) may exempt a motor vehicle
1066 from an emissions inspection if:

1067 (a) the motor vehicle is 30 years old or older;

1068 (b) the county determines that the motor vehicle was driven less than 1,500 miles
1069 during the preceding 12-month period; and

1070 (c) the owner provides to the county legislative body a statement signed by the owner
1071 that states the motor vehicle:

1072 (i) is primarily a collector's item used for:

1073 (A) participation in club activities;

1074 (B) exhibitions;

1075 (C) tours; or

1076 (D) parades; or

1077 (ii) is only used for occasional transportation.

1078 Section 12. Section 41-22-2 is amended to read:

1079 **41-22-2. Definitions.**

1080 As used in this chapter:

1081 (1) "Advisory council" means an advisory council appointed by the Division of
1082 Outdoor Recreation that has within the advisory council's duties advising on policies related to
1083 the use of off-highway vehicles.

1084 (2) "All-terrain type I vehicle" means any motor vehicle 52 inches or less in width,
1085 having an unladen dry weight of 1,500 pounds or less, traveling on three or more low pressure
1086 tires, having a seat designed to be straddled by the operator, and designed for or capable of
1087 travel over unimproved terrain.

1088 (3) (a) "All-terrain type II vehicle" means any motor vehicle 80 inches or less in width,
1089 traveling on four or more low pressure tires, having a steering wheel, non-straddle seating, a
1090 rollover protection system, and designed for or capable of travel over unimproved terrain, and
1091 is:

1092 (i) an electric-powered vehicle; or

1093 (ii) a vehicle powered by an internal combustion engine and has an unladen dry weight
1094 of 3,500 pounds or less.

1095 (b) "All-terrain type II vehicle" does not include golf carts, any vehicle designed to
1096 carry a person with a disability, any vehicle not specifically designed for recreational use, or
1097 farm tractors as defined under Section [41-1a-102](#).

1098 (4) (a) "All-terrain type III vehicle" means any other motor vehicle, not defined in
1099 Subsection (2), (3), (12), or [~~(22)~~] (23), designed for or capable of travel over unimproved
1100 terrain.

1101 (b) "All-terrain type III vehicle" does not include golf carts, any vehicle designed to
1102 carry a person with a disability, any vehicle not specifically designed for recreational use, or
1103 farm tractors as defined under Section [41-1a-102](#).

1104 (5) "Commission" means the Outdoor Adventure Commission.

1105 (6) "Cross-country" means across natural terrain and off an existing highway, road,
1106 route, or trail.

1107 (7) "Dealer" means a person engaged in the business of selling off-highway vehicles at
1108 wholesale or retail.

1109 (8) "Division" means the Division of Outdoor Recreation.

1110 (9) "Low pressure tire" means any pneumatic tire six inches or more in width designed

1111 for use on wheels with rim diameter of 14 inches or less and utilizing an operating pressure of
1112 10 pounds per square inch or less as recommended by the vehicle manufacturer.

1113 (10) "Manufacturer" means a person engaged in the business of manufacturing
1114 off-highway vehicles.

1115 (11) (a) "Motor vehicle" means every vehicle which is self-propelled.

1116 (b) "Motor vehicle" includes an off-highway vehicle.

1117 (12) "Motorcycle" means every motor vehicle having a saddle for the use of the
1118 operator and designed to travel on not more than two tires.

1119 (13) "Off-highway implement of husbandry" means every all-terrain type I vehicle,
1120 all-terrain type II vehicle, all-terrain type III vehicle, motorcycle, or snowmobile that is used by
1121 the owner or the owner's agent for agricultural operations.

1122 (14) "Off-highway motorcycle" means a motorcycle that is designed primarily to be
1123 operated off-highway and is registered only for off-highway use.

1124 [~~(14)~~] (15) "Off-highway vehicle" means any snowmobile, all-terrain type I vehicle,
1125 all-terrain type II vehicle, all-terrain type III vehicle, or off-highway motorcycle.

1126 [~~(15)~~] (16) "Operate" means to control the movement of or otherwise use an
1127 off-highway vehicle.

1128 [~~(16)~~] (17) "Operator" means the person who is in actual physical control of an
1129 off-highway vehicle.

1130 [~~(17)~~] (18) "Organized user group" means an off-highway vehicle organization
1131 incorporated as a nonprofit corporation in the state under Title 16, Chapter 6a, Utah Revised
1132 Nonprofit Corporation Act, for the purpose of promoting the interests of off-highway vehicle
1133 recreation.

1134 [~~(18)~~] (19) "Owner" means a person, other than a person with a security interest,
1135 having a property interest or title to an off-highway vehicle and entitled to the use and
1136 possession of that vehicle.

1137 [~~(19)~~] (20) "Public land" means land owned or administered by any federal or state
1138 agency or any political subdivision of the state.

1139 [~~(20)~~] (21) "Register" means the act of assigning a registration number to an
1140 off-highway vehicle.

1141 [~~(21)~~] (22) "Roadway" is used as defined in Section [41-6a-102](#).

1142 ~~[(22)]~~ (23) "Snowmobile" means any motor vehicle designed for travel on snow or ice
1143 and steered and supported in whole or in part by skis, belts, cleats, runners, or low pressure
1144 tires.

1145 ~~[(23)]~~ (24) "Street or highway" means the entire width between boundary lines of every
1146 way or place of whatever nature, when any part of it is open to the use of the public for
1147 vehicular travel.

1148 ~~[(24)]~~ (25) "Street-legal all-terrain vehicle" or "street-legal ATV" has the same
1149 meaning as defined in Section [41-6a-102](#).

1150 Section 13. Section **59-2-405** is amended to read:

1151 **59-2-405. Uniform fee on tangible personal property required to be registered**
1152 **with the state -- Distribution of revenues -- Appeals.**

1153 (1) The property described in Subsection (2), except Subsection (2)(b)(ii), is exempt
1154 from ad valorem property taxes pursuant to Utah Constitution Article XIII, Section 2,
1155 Subsection (6).

1156 (2) (a) Except as provided in Subsection (2)(b), there is levied as provided in this part a
1157 statewide uniform fee in lieu of the ad valorem tax on:

1158 (i) motor vehicles required to be registered with the state that weigh 12,001 pounds or
1159 more;

1160 (ii) motorcycles as defined in Section [41-1a-102](#) that are required to be registered with
1161 the state;

1162 (iii) watercraft required to be registered with the state;

1163 (iv) recreational vehicles required to be registered with the state; and

1164 (v) all other tangible personal property required to be registered with the state before it
1165 is used on a public highway, on a public waterway, on public land, or in the air.

1166 (b) The following tangible personal property is exempt from the statewide uniform fee
1167 imposed by this section:

1168 (i) aircraft;

1169 (ii) state-assessed commercial vehicles;

1170 (iii) tangible personal property subject to a uniform fee imposed by:

1171 (A) Section [59-2-405.1](#);

1172 (B) Section [59-2-405.2](#); or

1173 (C) Section [59-2-405.3](#); and

1174 (iv) personal property that is exempt from state or county ad valorem property taxes
1175 under the laws of this state or of the federal government.

1176 (3) [~~Beginning on January 1, 1999, the uniform fee is 1.5% of the fair market value of~~
1177 ~~the personal property, as established by the commission.~~]

1178 (a) On January 1 of each year, the commission shall establish the uniform fee, which
1179 shall be 1.5% of the fair market value of the personal property.

1180 (b) For a vehicle described in Subsection (2)(a) that is registered on a month-to-month
1181 basis as described in Section [41-1a-215.4](#), the uniform fee for purposes of this section is:

1182 (i) 10.5% of the amount established by the commission in accordance with Subsection
1183 (3)(a) for the first 12 months a vehicle is registered on a month-to-month basis; or

1184 (ii) 9.25% of the amount established by the commission in accordance with Subsection
1185 (3)(a) in any month after the first 12 months that a vehicle is registered on a month-to-month
1186 basis.

1187 (4) Notwithstanding Section [59-2-407](#), property subject to the uniform fee that is
1188 brought into the state and is required to be registered in Utah shall, as a condition of
1189 registration, be subject to the uniform fee unless all property taxes or uniform fees imposed by
1190 the state of origin have been paid for the current calendar year.

1191 (5) (a) The revenues collected in each county from the uniform fee shall be distributed
1192 by the county to each taxing entity in which the property described in Subsection (2) is located
1193 in the same proportion in which revenue collected from ad valorem real property tax is
1194 distributed.

1195 (b) Each taxing entity shall distribute the revenues received under Subsection (5)(a) in
1196 the same proportion in which revenue collected from ad valorem real property tax is
1197 distributed.

1198 (6) An appeal relating to the uniform fee imposed on the tangible personal property
1199 described in Subsection (2) shall be filed pursuant to Section [59-2-1005](#).

1200 Section 14. Section [59-2-405.1](#) is amended to read:

1201 **59-2-405.1. Uniform fee on certain vehicles weighing 12,000 pounds or less --**
1202 **Distribution of revenues -- Appeals.**

1203 (1) The property described in Subsection (2) is exempt from ad valorem property taxes

1204 pursuant to Utah Constitution, Article XIII, Section 2, Subsection (6).

1205 (2) (a) Except as provided in Subsection (2)(b), there is levied as provided in this part a
1206 statewide uniform fee in lieu of the ad valorem tax on:

1207 (i) motor vehicles as defined in Section 41-1a-102 that:

1208 (A) are required to be registered with the state; and

1209 (B) weigh 12,000 pounds or less; and

1210 (ii) state-assessed commercial vehicles required to be registered with the state that
1211 weigh 12,000 pounds or less.

1212 (b) The following tangible personal property is exempt from the statewide uniform fee
1213 imposed by this section:

1214 (i) aircraft;

1215 (ii) tangible personal property subject to a uniform fee imposed by:

1216 (A) Section 59-2-405;

1217 (B) Section 59-2-405.2; or

1218 (C) Section 59-2-405.3; and

1219 (iii) tangible personal property that is exempt from state or county ad valorem property
1220 taxes under the laws of this state or of the federal government.

1221 (3) (a) Except as provided in Subsections (3)(b) [~~and (c)~~] through (d), beginning on
1222 January 1, 1999, the uniform fee for purposes of this section is as follows:

1223	Age of Vehicle	Uniform Fee
1224	12 or more years	\$10
1225	9 or more years but less than 12 years	\$50
1226	6 or more years but less than 9 years	\$80
1227	3 or more years but less than 6 years	\$110
1228	Less than 3 years	\$150

1229 (b) For registrations under Section 41-1a-215.5, the uniform fee for purposes of this
1230 section is as follows:

1231	Age of Vehicle	Uniform Fee
1232	12 or more years	\$7.75

1233	9 or more years but less than 12 years	\$38.50
1234	6 or more years but less than 9 years	\$61.50
1235	3 or more years but less than 6 years	\$84.75
1236	Less than 3 years	\$115.50

1237 (c) For a vehicle registered on a month-to-month basis as described in Section
 1238 41-1a-215.4, the uniform fee for purposes of this section is:

1239 (i) 10.5% of the amount stated in Subsection (3)(a) for the first 12 months a vehicle is
 1240 registered on a month-to-month basis; or

1241 (ii) 9.5% of the amount stated in Subsection (3)(a) for any month after the first 12
 1242 months a vehicle is registered on a month-to-month basis.

1243 ~~[(c)]~~ (d) Notwithstanding Subsections (3)(a) ~~[and (b)]~~ through (c), beginning on
 1244 September 1, 2001, for a motor vehicle issued a temporary sports event registration certificate
 1245 in accordance with Section 41-3-306, the uniform fee for purposes of this section is \$5 for the
 1246 event period specified on the temporary sports event registration certificate regardless of the
 1247 age of the motor vehicle.

1248 (4) Notwithstanding Section 59-2-407, property subject to the uniform fee that is
 1249 brought into the state and is required to be registered in Utah shall, as a condition of
 1250 registration, be subject to the uniform fee unless all property taxes or uniform fees imposed by
 1251 the state of origin have been paid for the current calendar year.

1252 (5) (a) The revenues collected in each county from the uniform fee shall be distributed
 1253 by the county to each taxing entity in which the property described in Subsection (2) is located
 1254 in the same proportion in which revenue collected from ad valorem real property tax is
 1255 distributed.

1256 (b) Each taxing entity shall distribute the revenues received under Subsection (5)(a) in
 1257 the same proportion in which revenue collected from ad valorem real property tax is
 1258 distributed.

1259 Section 15. Section 59-2-405.2 is amended to read:

1260 **59-2-405.2. Definitions -- Uniform statewide fee on certain tangible personal**
 1261 **property -- Distribution of revenues -- Rulemaking authority -- Determining the length of**

1262 a vessel.

1263 (1) As used in this section:

1264 (a) (i) Except as provided in Subsection (1)(a)(ii), "all-terrain vehicle" means a motor
1265 vehicle that:

1266 (A) is an:

1267 (I) all-terrain type I vehicle as defined in Section 41-22-2;

1268 (II) all-terrain type II vehicle as defined in Section 41-22-2; or

1269 (III) all-terrain type III vehicle as defined in Section 41-22-2;

1270 (B) is required to be registered in accordance with Title 41, Chapter 22, Off-highway
1271 Vehicles; and

1272 (C) has:

1273 (I) an engine with more than 150 cubic centimeters displacement;

1274 (II) a motor that produces more than five horsepower; or

1275 (III) an electric motor; and

1276 (ii) notwithstanding Subsection (1)(a)(i), "all-terrain vehicle" does not include a
1277 snowmobile.

1278 (b) "Camper" means a camper:

1279 (i) as defined in Section 41-1a-102; and

1280 (ii) that is required to be registered in accordance with Title 41, Chapter 1a, Part 2,
1281 Registration.

1282 (c) (i) "Canoe" means a vessel that:

1283 (A) is long and narrow;

1284 (B) has curved sides; and

1285 (C) is tapered:

1286 (I) to two pointed ends; or

1287 (II) to one pointed end and is blunt on the other end; and

1288 (ii) "canoe" includes:

1289 (A) a collapsible inflatable canoe;

1290 (B) a kayak;

1291 (C) a racing shell;

1292 (D) a rowing scull; or

1293 (E) notwithstanding the definition of vessel in Subsection (1)(cc), a canoe with an
1294 outboard motor.

1295 (d) "Dealer" is as defined in Section 41-1a-102.

1296 (e) "Jon boat" means a vessel that:

1297 (i) has a square bow; and

1298 (ii) has a flat bottom.

1299 (f) "Motor vehicle" is as defined in Section 41-22-2.

1300 (g) "Other motorcycle" means a motor vehicle that:

1301 (i) is:

1302 (A) a motorcycle as defined in Section 41-1a-102; and

1303 (B) designed primarily for use and operation over unimproved terrain;

1304 (ii) is required to be registered in accordance with Title 41, Chapter 1a, Part 2,

1305 Registration; and

1306 (iii) has:

1307 (A) an engine with more than 150 cubic centimeters displacement; or

1308 (B) a motor that produces more than five horsepower.

1309 (h) (i) "Other trailer" means a portable vehicle without motive power that is primarily
1310 used:

1311 (A) to transport tangible personal property; and

1312 (B) for a purpose other than a commercial purpose; and

1313 (ii) in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, for
1314 purposes of Subsection (1)(h)(i)(B), the commission may by rule define what constitutes a
1315 purpose other than a commercial purpose.

1316 (i) "Outboard motor" is as defined in Section 41-1a-102.

1317 (j) "Park model recreational vehicle" is as defined in Section 41-1a-102.

1318 (k) "Personal watercraft" means a personal watercraft:

1319 (i) as defined in Section 73-18-2; and

1320 (ii) that is required to be registered in accordance with Title 73, Chapter 18, State
1321 Boating Act.

1322 (l) (i) "Pontoon" means a vessel that:

1323 (A) is:

- 1324 (I) supported by one or more floats; and
- 1325 (II) propelled by either inboard or outboard power; and
- 1326 (B) is not:
 - 1327 (I) a houseboat; or
 - 1328 (II) a collapsible inflatable vessel; and
- 1329 (ii) in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
- 1330 commission may by rule define the term "houseboat."
- 1331 (m) "Qualifying adjustment, exemption, or reduction" means an adjustment,
- 1332 exemption, or reduction:
 - 1333 (i) of all or a portion of a qualifying payment;
 - 1334 (ii) granted by a county during the refund period; and
 - 1335 (iii) received by a qualifying person.
- 1336 (n) (i) "Qualifying payment" means the payment made:
 - 1337 (A) of a uniform statewide fee in accordance with this section:
 - 1338 (I) by a qualifying person;
 - 1339 (II) to a county; and
 - 1340 (III) during the refund period; and
 - 1341 (B) on an item of qualifying tangible personal property; and
- 1342 (ii) if a qualifying person received a qualifying adjustment, exemption, or reduction for
- 1343 an item of qualifying tangible personal property, the qualifying payment for that qualifying
- 1344 tangible personal property is equal to the difference between:
 - 1345 (A) the payment described in this Subsection (1)(n) for that item of qualifying tangible
 - 1346 personal property; and
 - 1347 (B) the amount of the qualifying adjustment, exemption, or reduction.
- 1348 (o) "Qualifying person" means a person that paid a uniform statewide fee:
 - 1349 (i) during the refund period;
 - 1350 (ii) in accordance with this section; and
 - 1351 (iii) on an item of qualifying tangible personal property.
- 1352 (p) "Qualifying tangible personal property" means a:
 - 1353 (i) qualifying vehicle; or
 - 1354 (ii) qualifying watercraft.

- 1355 (q) "Qualifying vehicle" means:
- 1356 (i) an all-terrain vehicle with an engine displacement that is 100 or more cubic
1357 centimeters but 150 or less cubic centimeters;
- 1358 (ii) an other motorcycle with an engine displacement that is 100 or more cubic
1359 centimeters but 150 or less cubic centimeters;
- 1360 (iii) a small motor vehicle with an engine displacement that is 100 or more cubic
1361 centimeters but 150 or less cubic centimeters;
- 1362 (iv) a snowmobile with an engine displacement that is 100 or more cubic centimeters
1363 but 150 or less cubic centimeters; or
- 1364 (v) a street motorcycle with an engine displacement that is 100 or more cubic
1365 centimeters but 150 or less cubic centimeters.
- 1366 (r) "Qualifying watercraft" means a:
- 1367 (i) canoe;
- 1368 (ii) collapsible inflatable vessel;
- 1369 (iii) jon boat;
- 1370 (iv) pontoon;
- 1371 (v) sailboat; or
- 1372 (vi) utility boat.
- 1373 (s) "Refund period" means the time period:
- 1374 (i) beginning on January 1, 2006; and
- 1375 (ii) ending on December 29, 2006.
- 1376 (t) "Sailboat" means a sailboat as defined in Section [73-18-2](#).
- 1377 (u) (i) "Small motor vehicle" means a motor vehicle that:
- 1378 (A) is required to be registered in accordance with Title 41, Motor Vehicles; and
- 1379 (B) has:
- 1380 (I) an engine with 150 or less cubic centimeters displacement; or
- 1381 (II) a motor that produces five or less horsepower; and
- 1382 (ii) in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
1383 commission may by rule develop a process for an owner of a motor vehicle to certify whether
1384 the motor vehicle has:
- 1385 (A) an engine with 150 or less cubic centimeters displacement; or

- 1386 (B) a motor that produces five or less horsepower.
- 1387 (v) "Snowmobile" means a motor vehicle that:
- 1388 (i) is a snowmobile as defined in Section 41-22-2;
- 1389 (ii) is required to be registered in accordance with Title 41, Chapter 22, Off-highway
- 1390 Vehicles; and
- 1391 (iii) has:
- 1392 (A) an engine with more than 150 cubic centimeters displacement; or
- 1393 (B) a motor that produces more than five horsepower.
- 1394 (w) "Street-legal all-terrain vehicle" means the same as that term is defined in Section
- 1395 41-6a-102.
- 1396 (x) "Street motorcycle" means a motor vehicle that:
- 1397 (i) is:
- 1398 (A) a motorcycle as defined in Section 41-1a-102; and
- 1399 (B) designed primarily for use and operation on highways;
- 1400 (ii) is required to be registered in accordance with Title 41, Chapter 1a, Part 2,
- 1401 Registration; and
- 1402 (iii) has:
- 1403 (A) an engine with more than 150 cubic centimeters displacement; or
- 1404 (B) a motor that produces more than five horsepower.
- 1405 (y) "Tangible personal property owner" means a person that owns an item of qualifying
- 1406 tangible personal property.
- 1407 (z) "Tent trailer" means a portable vehicle without motive power that:
- 1408 (i) is constructed with collapsible side walls that:
- 1409 (A) fold for towing by a motor vehicle; and
- 1410 (B) unfold at a campsite;
- 1411 (ii) is designed as a temporary dwelling for travel, recreational, or vacation use;
- 1412 (iii) is required to be registered in accordance with Title 41, Chapter 1a, Part 2,
- 1413 Registration; and
- 1414 (iv) does not require a special highway movement permit when drawn by a
- 1415 self-propelled motor vehicle.
- 1416 (aa) (i) Except as provided in Subsection (1)(aa)(ii), "travel trailer" means a travel

- 1417 trailer:
- 1418 (A) as defined in Section 41-1a-102; and
- 1419 (B) that is required to be registered in accordance with Title 41, Chapter 1a, Part 2,
- 1420 Registration; and
- 1421 (ii) notwithstanding Subsection (1)(aa)(i), "travel trailer" does not include:
- 1422 (A) a camper; or
- 1423 (B) a tent trailer.
- 1424 (bb) (i) "Utility boat" means a vessel that:
- 1425 (A) has:
- 1426 (I) two or three bench seating;
- 1427 (II) an outboard motor; and
- 1428 (III) a hull made of aluminum, fiberglass, or wood; and
- 1429 (B) does not have:
- 1430 (I) decking;
- 1431 (II) a permanent canopy; or
- 1432 (III) a floor other than the hull; and
- 1433 (ii) notwithstanding Subsection (1)(bb)(i), "utility boat" does not include a collapsible
- 1434 inflatable vessel.
- 1435 (cc) "Vessel" means a vessel:
- 1436 (i) as defined in Section 73-18-2, including an outboard motor of the vessel; and
- 1437 (ii) that is required to be registered in accordance with Title 73, Chapter 18, State
- 1438 Boating Act.
- 1439 (2) (a) In accordance with Utah Constitution Article XIII, Section 2, Subsection (6),
- 1440 [~~beginning on January 1, 2006,~~] the tangible personal property described in Subsection (2)(b)
- 1441 is:
- 1442 (i) exempt from the tax imposed by Section 59-2-103; and
- 1443 (ii) in lieu of the tax imposed by Section 59-2-103, subject to uniform statewide fees as
- 1444 provided in this section.
- 1445 (b) The following tangible personal property applies to Subsection (2)(a) if that
- 1446 tangible personal property is required to be registered with the state:
- 1447 (i) an all-terrain vehicle;

- 1448 (ii) a camper;
- 1449 (iii) an other motorcycle;
- 1450 (iv) an other trailer;
- 1451 (v) a personal watercraft;
- 1452 (vi) a small motor vehicle;
- 1453 (vii) a snowmobile;
- 1454 (viii) a street motorcycle;
- 1455 (ix) a tent trailer;
- 1456 (x) a travel trailer;
- 1457 (xi) a park model recreational vehicle; and
- 1458 (xii) a vessel if that vessel is less than 31 feet in length as determined under Subsection
- 1459 [~~8~~] (9).

1460 (3) Except as provided in Subsection (4) or (5), and for purposes of this section, the

1461 uniform statewide fees are:

1462 (a) for a snowmobile:

1463 Age of Snowmobile	Uniform Statewide Fee
1464 12 or more years	\$10
1465 9 or more years but less than 12 years	\$20
1466 6 or more years but less than 9 years	\$30
1467 3 or more years but less than 6 years	\$35
1468 Less than 3 years	\$45

1469 (b) for an all-terrain vehicle that is not a street-legal all-terrain vehicle or another

1470 motorcycle:

1471 Age of All-Terrain Vehicle or Other Motorcycle Uniform Statewide Fee	Uniform Statewide Fee
1472 12 or more years	\$4
1473 9 or more years but less than 12 years	\$8
1474 6 or more years but less than 9 years	\$12

1475	3 or more years but less than 6 years	\$14
1476	Less than 3 years	\$18

1477 (c) for a street-legal all-terrain vehicle:

1478	Age of Street-Legal All-Terrain Vehicle	Uniform Statewide Fee
1479	12 or more years	\$4
1480	9 or more years but less than 12 years	\$14
1481	6 or more years but less than 9 years	\$20
1482	3 or more years but less than 6 years	\$28
1483	Less than 3 years	\$38

1484 (d) for a camper or a tent trailer:

1485	Age of Camper or Tent Trailer	Uniform Statewide Fee
1486	12 or more years	\$10
1487	9 or more years but less than 12 years	\$25
1488	6 or more years but less than 9 years	\$35
1489	3 or more years but less than 6 years	\$50
1490	Less than 3 years	\$70

1491 (e) for an other trailer:

1492	Age of Other Trailer	Uniform Statewide Fee
1493	12 or more years	\$10
1494	9 or more years but less than 12 years	\$15
1495	6 or more years but less than 9 years	\$20
1496	3 or more years but less than 6 years	\$25
1497	Less than 3 years	\$30

1498 (f) for a personal watercraft:

1499	Age of Personal Watercraft	Uniform Statewide Fee
1500	12 or more years	\$10
1501	9 or more years but less than 12 years	\$25
1502	6 or more years but less than 9 years	\$35
1503	3 or more years but less than 6 years	\$45
1504	Less than 3 years	\$55

1505 (g) for a small motor vehicle:

1506	Age of Small Motor Vehicle	Uniform Statewide Fee
1507	6 or more years	\$10
1508	3 or more years but less than 6 years	\$15
1509	Less than 3 years	\$25

1510 (h) for a street motorcycle:

1511	Age of Street Motorcycle	Uniform Statewide Fee
1512	12 or more years	\$10
1513	9 or more years but less than 12 years	\$35
1514	6 or more years but less than 9 years	\$50
1515	3 or more years but less than 6 years	\$70
1516	Less than 3 years	\$95

1517 (i) for a travel trailer or park model recreational vehicle:

1518	Age of Travel Trailer or Park Model Recreational Vehicle	Uniform Statewide Fee
1519	12 or more years	\$20
1520	9 or more years but less than 12 years	\$65
1521	6 or more years but less than 9 years	\$90
1522	3 or more years but less than 6 years	\$135

1523 Less than 3 years \$175

1524 (j) \$10 regardless of the age of the vessel if the vessel is:

1525 (i) less than 15 feet in length;

1526 (ii) a canoe;

1527 (iii) a jon boat; or

1528 (iv) a utility boat;

1529 (k) for a collapsible inflatable vessel, pontoon, or sailboat, regardless of age:

1530	Length of Vessel	Uniform Statewide Fee
1531	15 feet or more in length but less than 19 feet in length	\$15
1532	19 feet or more in length but less than 23 feet in length	\$25
1533	23 feet or more in length but less than 27 feet in length	\$40
1534	27 feet or more in length but less than 31 feet in length	\$75

1535 (l) for a vessel, other than a canoe, collapsible inflatable vessel, jon boat, pontoon,
 1536 sailboat, or utility boat, that is 15 feet or more in length but less than 19 feet in length:

1537	Age of Vessel	Uniform Statewide Fee
1538	12 or more years	\$25
1539	9 or more years but less than 12 years	\$65
1540	6 or more years but less than 9 years	\$80
1541	3 or more years but less than 6 years	\$110
1542	Less than 3 years	\$150

1543 (m) for a vessel, other than a canoe, collapsible inflatable vessel, jon boat, pontoon,
 1544 sailboat, or utility boat, that is 19 feet or more in length but less than 23 feet in length:

1545	Age of Vessel	Uniform Statewide Fee
1546	12 or more years	\$50
1547	9 or more years but less than 12 years	\$120

1548	6 or more years but less than 9 years	\$175
1549	3 or more years but less than 6 years	\$220
1550	Less than 3 years	\$275

1551 (n) for a vessel, other than a canoe, collapsible inflatable vessel, jon boat, pontoon,
 1552 sailboat, or utility boat, that is 23 feet or more in length but less than 27 feet in length:

1553	Age of Vessel	Uniform Statewide Fee
1554	12 or more years	\$100
1555	9 or more years but less than 12 years	\$180
1556	6 or more years but less than 9 years	\$240
1557	3 or more years but less than 6 years	\$310
1558	Less than 3 years	\$400

1559 (o) for a vessel, other than a canoe, collapsible inflatable vessel, jon boat, pontoon,
 1560 sailboat, or utility boat, that is 27 feet or more in length but less than 31 feet in length:

1561	Age of Vessel	Uniform Statewide Fee
1562	12 or more years	\$120
1563	9 or more years but less than 12 years	\$250
1564	6 or more years but less than 9 years	\$350
1565	3 or more years but less than 6 years	\$500
1566	Less than 3 years	\$700

1567 (4) For registrations under Section [41-1a-215.5](#), the uniform fee for purposes of this
 1568 section is as follows:

1569 (a) for a street motorcycle:

1570	Age of Street Motorcycle	Uniform Statewide Fee
1571	12 or more years	\$7.75
1572	9 or more years but less than 12 years	\$27

1573	6 or more years but less than 9 years	\$38.50
1574	3 or more years but less than 6 years	\$54
1575	Less than 3 years	\$73

1576 (b) for a small motor vehicle:

1577	Age of Small Motor Vehicle	Uniform Statewide Fee
1578	6 or more years	\$7.75
1579	3 or more years but less than 6 years	\$11.50
1580	Less than 3 years	\$19.25

1581 (5) For a vehicle registered on a month-to-month basis as described in Section
1582 [41-1a-215.4](#), the uniform statewide fee for purposes of this section is:

1583 (a) 10.5% of the amount stated in Subsection (3) or (4) for the first 12 months a vehicle
1584 is registered on a month-to-month basis; or

1585 (b) 9.5% of the amount stated in Subsection (3) or (4) for any month after the first 12
1586 months a vehicle is registered on a month-to-month basis.

1587 ~~[(5)]~~ (6) Notwithstanding Section [59-2-407](#), tangible personal property subject to the
1588 uniform statewide fees imposed by this section that is brought into the state shall, as a
1589 condition of registration, be subject to the uniform statewide fees unless all property taxes or
1590 uniform fees imposed by the state of origin have been paid for the current calendar year.

1591 ~~[(6)]~~ (7) (a) Except as provided in Subsection ~~[(7)]~~ (8), the revenues collected in each
1592 county from the uniform statewide fees imposed by this section shall be distributed by the
1593 county to each taxing entity in which each item of tangible personal property subject to the
1594 uniform statewide fees is located in the same proportion in which revenues collected from the
1595 ad valorem property tax are distributed.

1596 (b) Each taxing entity described in Subsection ~~[(6)(a)]~~ (7)(a) that receives revenues
1597 from the uniform statewide fees imposed by this section shall distribute the revenues in the
1598 same proportion in which revenues collected from the ad valorem property tax are distributed.

1599 ~~[(7)]~~ (8) The commission shall deposit 50% of the revenue collected from the
1600 statewide uniform fee on a vessel that is imposed under this section into the Utah Boating

1601 Grant Account created in Section [73-18-22.3](#). The remaining 50% is subject to the
1602 requirements of Subsection ~~[(6)]~~ [\(7\)](#).

1603 ~~[(8)]~~ [\(9\)](#) (a) For purposes of the uniform statewide fee imposed by this section, the
1604 length of a vessel shall be determined as provided in this Subsection ~~[(8)]~~ [\(9\)](#).

1605 (b) (i) Except as provided in Subsection ~~[(8)(b)(ii)]~~ [\(9\)\(b\)\(ii\)](#), the length of a vessel
1606 shall be measured as follows:

1607 (A) the length of a vessel shall be measured in a straight line; and

1608 (B) the length of a vessel is equal to the distance between the bow of the vessel and the
1609 stern of the vessel.

1610 (ii) Notwithstanding Subsection ~~[(8)(b)(i)]~~ [\(9\)\(b\)\(i\)](#), the length of a vessel may not
1611 include the length of:

1612 (A) a swim deck;

1613 (B) a ladder;

1614 (C) an outboard motor; or

1615 (D) an appurtenance or attachment similar to Subsections ~~[(8)(b)(ii)(A)]~~ [\(9\)\(b\)\(ii\)\(A\)](#)
1616 through (C) as determined by the commission by rule.

1617 (iii) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
1618 the commission may by rule define what constitutes an appurtenance or attachment similar to
1619 Subsections ~~[(8)(b)(ii)(A)]~~ [\(9\)\(b\)\(ii\)\(A\)](#) through (C).

1620 (c) The length of a vessel:

1621 (i) (A) for a new vessel, is the length:

1622 (I) listed on the manufacturer's statement of origin if the length of the vessel measured
1623 under Subsection ~~[(8)(b)]~~ [\(9\)\(b\)](#) is equal to the length of the vessel listed on the manufacturer's
1624 statement of origin; or

1625 (II) listed on a form submitted to the commission by a dealer in accordance with
1626 Subsection ~~[(8)(d)]~~ [\(9\)\(d\)](#) if the length of the vessel measured under Subsection ~~[(8)(b)]~~ [\(9\)\(d\)](#)
1627 is not equal to the length of the vessel listed on the manufacturer's statement of origin; or

1628 (B) for a vessel other than a new vessel, is the length:

1629 (I) corresponding to the model number if the length of the vessel measured under
1630 Subsection ~~[(8)(b)]~~ [\(9\)\(b\)](#) is equal to the length of the vessel determined by reference to the
1631 model number; or

1632 (II) listed on a form submitted to the commission by an owner of the vessel in
1633 accordance with Subsection ~~[(8)(d)]~~ (9)(d) if the length of the vessel measured under
1634 Subsection ~~[(8)(b)]~~ (9)(b) is not equal to the length of the vessel determined by reference to the
1635 model number; and

1636 (ii) (A) is determined at the time of the:

1637 (I) first registration as defined in Section 41-1a-102 that occurs on or after January 1,
1638 2006; or

1639 (II) first renewal of registration that occurs on or after January 1, 2006; and

1640 (B) may be determined after the time described in Subsection ~~[(8)(c)(ii)(A)]~~
1641 (9)(c)(ii)(A) only if the commission requests that a dealer or an owner submit a form to the
1642 commission in accordance with Subsection ~~[(8)(d)]~~ (9)(d).

1643 (d) (i) A form under Subsection ~~[(8)(c)]~~ (9)(c) shall:

1644 (A) be developed by the commission;

1645 (B) be provided by the commission to:

1646 (I) a dealer; or

1647 (II) an owner of a vessel;

1648 (C) provide for the reporting of the length of a vessel;

1649 (D) be submitted to the commission at the time the length of the vessel is determined in
1650 accordance with Subsection ~~[(8)(c)(ii)]~~ (9)(c)(ii);

1651 (E) be signed by:

1652 (I) if the form is submitted by a dealer, that dealer; or

1653 (II) if the form is submitted by an owner of the vessel, an owner of the vessel; and

1654 (F) include a certification that the information set forth in the form is true.

1655 (ii) A certification made under Subsection ~~[(8)(d)(i)(F)]~~ (9)(d)(i)(F) is considered as if
1656 made under oath and subject to the same penalties as provided by law for perjury.

1657 (iii) (A) A dealer or an owner that submits a form to the commission under Subsection
1658 ~~[(8)(c)]~~ (9)(c) is considered to have given the dealer's or owner's consent to an audit or review
1659 by:

1660 (I) the commission;

1661 (II) the county assessor; or

1662 (III) the commission and the county assessor.

1663 (B) The consent described in Subsection ~~[(8)(d)(iii)(A)]~~ (9)(d)(iii)(A) is a condition to
1664 the acceptance of any form.

1665 ~~[(9)]~~ (10) (a) A county that collected a qualifying payment from a qualifying person
1666 during the refund period shall issue a refund to the qualifying person as described in Subsection
1667 ~~[(9)(b)]~~ (10)(b) if:

1668 (i) the difference described in Subsection ~~[(9)(b)]~~ (10)(b) is \$1 or more; and

1669 (ii) the qualifying person submitted a form in accordance with Subsections ~~[(9)(c)]~~
1670 (10)(c) and (d).

1671 (b) The refund amount shall be calculated as follows:

1672 (i) for a qualifying vehicle, the refund amount is equal to the difference between:

1673 (A) the qualifying payment the qualifying person paid on the qualifying vehicle during
1674 the refund period; and

1675 (B) the amount of the statewide uniform fee:

1676 (I) for that qualifying vehicle; and

1677 (II) that the qualifying person would have been required to pay:

1678 (Aa) during the refund period; and

1679 (Bb) in accordance with this section had Laws of Utah 2006, Fifth Special Session,
1680 Chapter 3, Section 1, been in effect during the refund period; and

1681 (ii) for a qualifying watercraft, the refund amount is equal to the difference between:

1682 (A) the qualifying payment the qualifying person paid on the qualifying watercraft
1683 during the refund period; and

1684 (B) the amount of the statewide uniform fee:

1685 (I) for that qualifying watercraft;

1686 (II) that the qualifying person would have been required to pay:

1687 (Aa) during the refund period; and

1688 (Bb) in accordance with this section had Laws of Utah 2006, Fifth Special Session,
1689 Chapter 3, Section 1, been in effect during the refund period.

1690 (c) Before the county issues a refund to the qualifying person in accordance with
1691 Subsection ~~[(9)(a)]~~ (10)(a) the qualifying person shall submit a form to the county to verify the
1692 qualifying person is entitled to the refund.

1693 (d) (i) A form under Subsection ~~[(9)(c) or (10)]~~ (10)(c) or (11) shall:

- 1694 (A) be developed by the commission;
- 1695 (B) be provided by the commission to the counties;
- 1696 (C) be provided by the county to the qualifying person or tangible personal property
- 1697 owner;
- 1698 (D) provide for the reporting of the following:
- 1699 (I) for a qualifying vehicle:
- 1700 (Aa) the type of qualifying vehicle; and
- 1701 (Bb) the amount of cubic centimeters displacement;
- 1702 (II) for a qualifying watercraft:
- 1703 (Aa) the length of the qualifying watercraft;
- 1704 (Bb) the age of the qualifying watercraft; and
- 1705 (Cc) the type of qualifying watercraft;
- 1706 (E) be signed by the qualifying person or tangible personal property owner; and
- 1707 (F) include a certification that the information set forth in the form is true.
- 1708 (ii) A certification made under Subsection [~~(9)(d)(i)(F)~~] (10)(d)(i)(F) is considered as if
- 1709 made under oath and subject to the same penalties as provided by law for perjury.
- 1710 (iii) (A) A qualifying person or tangible personal property owner that submits a form to
- 1711 a county under Subsection [~~(9)(c) or (10)~~] (10)(c) or (11) is considered to have given the
- 1712 qualifying person's consent to an audit or review by:
- 1713 (I) the commission;
- 1714 (II) the county assessor; or
- 1715 (III) the commission and the county assessor.
- 1716 (B) The consent described in Subsection [~~(9)(d)(iii)(A)~~] (10)(d)(iii)(A) is a condition to
- 1717 the acceptance of any form.
- 1718 (e) The county shall make changes to the commission's records with the information
- 1719 received by the county from the form submitted in accordance with Subsection [~~(9)(c)~~] (10)(c).
- 1720 [~~(10)~~] (11) A county shall change its records regarding an item of qualifying tangible
- 1721 personal property if the tangible personal property owner submits a form to the county in
- 1722 accordance with Subsection [~~(9)(d)~~] (10)(d).
- 1723 [~~(11)~~] (12) (a) For purposes of this Subsection [~~(11)~~] (12), "owner of tangible personal
- 1724 property" means a person that was required to pay a uniform statewide fee:

1725 (i) during the refund period;
 1726 (ii) in accordance with this section; and
 1727 (iii) on an item of tangible personal property subject to the uniform statewide fees
 1728 imposed by this section.

1729 (b) A county that collected revenues from uniform statewide fees imposed by this
 1730 section during the refund period shall notify an owner of tangible personal property:

- 1731 (i) of the tangible personal property classification changes made to this section
 1732 pursuant to Laws of Utah 2006, Fifth Special Session, Chapter 3, Section 1;
- 1733 (ii) that the owner of tangible personal property may obtain and file a form to modify
 1734 the county's records regarding the owner's tangible personal property; and
- 1735 (iii) that the owner may be entitled to a refund pursuant to Subsection ~~[(9)]~~ (10).

1736 Section 16. Section ~~59-2-405.3~~ is amended to read:

1737 **59-2-405.3. Uniform statewide fee on motor homes -- Distribution of revenues.**

1738 (1) For purposes of this section, "motor home" means:

- 1739 (a) a motor home, as defined in Section ~~13-14-102~~, that is required to be registered
 1740 with the state; or
- 1741 (b) a self-propelled vehicle that is:
 1742 (i) modified for primary use as a temporary dwelling for travel, recreational, or
 1743 vacation use; and
- 1744 (ii) required to be registered with the state.

1745 (2) In accordance with Utah Constitution Article XIII, Section 2, Subsection (6), a
 1746 motor home is:

- 1747 (a) exempt from the tax imposed by Section ~~59-2-103~~; and
- 1748 (b) in lieu of the tax imposed by Section ~~59-2-103~~, subject to a uniform statewide fee
 1749 described in Subsection (3).

1750 (3) ~~(a)~~ Except as provided in Subsection (3)(b), the uniform statewide fee for a
 1751 motor home is:

1752	Age of Motor Home	Uniform Statewide Fee
1753	15 or more years	\$90
1754	12 or more years but less than 15 years	\$180

1755	9 or more years but less than 12 years	\$315
1756	6 or more years but less than 9 years	\$425
1757	3 or more years but less than 6 years	\$540
1758	Less than 3 years	\$690

1759 (b) For a vehicle registered on a month-to-month basis as described in Section
 1760 41-1a-215.4, the uniform statewide fee for purposes of this section is:

1761 (i) 10.5% of the amount stated in Subsection (3)(a) for the first 12 months a vehicle is
 1762 registered on a month-to-month basis; or

1763 (ii) 9.5% of the amount stated in Subsection (3)(a) for any month after the first 12
 1764 months a vehicle is registered on a month-to-month basis.

1765 (4) Notwithstanding Section 59-2-407, a motor home subject to the uniform statewide
 1766 fee imposed by this section that is brought into the state shall, as a condition of registration, be
 1767 subject to the uniform statewide fee unless all property taxes or uniform fees imposed by the
 1768 state of origin have been paid for the current calendar year.

1769 (5) (a) Each county shall distribute the revenue collected by the county from the
 1770 uniform statewide fee imposed by this section to each taxing entity in which each motor home
 1771 subject to the uniform statewide fee is located in the same proportion in which revenue
 1772 collected from the ad valorem property tax is distributed.

1773 (b) Each taxing entity described in Subsection (5)(a) that receives revenue from the
 1774 uniform statewide fee imposed by this section shall distribute the revenue in the same
 1775 proportion in which revenue collected from the ad valorem property tax is distributed.

1776 (6) An appeal relating to the uniform statewide fee imposed on a motor home by this
 1777 section shall be filed pursuant to Section 59-2-1005.

1778 Section 17. Section 59-2-407 is amended to read:

1779 **59-2-407. Administration of uniform fees.**

1780 (1) (a) Except as provided in Subsection 59-2-405(4) or 59-2-405.3(4), the uniform fee
 1781 authorized in Sections 59-2-405, 59-2-405.3, and 72-10-110.5 shall be assessed at the same
 1782 time and in the same manner as ad valorem personal property taxes under Chapter 2, Part 13,
 1783 Collection of Taxes, except that in listing personal property subject to the uniform fee with real

1784 property as permitted by Section 59-2-1302, the assessor or, if this duty has been reassigned in
1785 an ordinance under Section 17-16-5.5, the treasurer shall list only the amount of the uniform
1786 fee due, and not the taxable value of the property subject to the uniform fee.

1787 (b) Except as provided in Subsections 59-2-405.1(4), [~~59-2-405.2(5)~~] 59-2-405.2(6),
1788 and 59-2-405.3(4), the uniform fee imposed by Section 59-2-405.1, 59-2-405.2, or 59-2-405.3
1789 shall be assessed at the time of:

1790 (i) registration as defined in Section 41-1a-102; and

1791 (ii) renewal of registration.

1792 (2) The remedies for nonpayment of the uniform fees authorized by Sections 59-2-405,
1793 59-2-405.1, 59-2-405.2, 59-2-405.3, and 72-10-110.5 shall be the same as those provided in
1794 Chapter 2, Part 13, Collection of Taxes, for nonpayment of ad valorem personal property taxes.

1795 (3) Any disclosure of information to a county for purposes of distributing a uniform fee
1796 under this part is not subject to Title 77, Chapter 38, Part 6, Safe at Home Program.

1797 Section 18. Section 73-18-22.3 is amended to read:

1798 **73-18-22.3. Utah Boating Grant Account -- Grant program administered by the**
1799 **Division of Outdoor Recreation.**

1800 (1) There is created within the General Fund a restricted account known as the "Utah
1801 Boating Grant Account."

1802 (2) The Utah Boating Grant Account shall consist of:

1803 (a) revenue deposited into the Utah Boating Grant Account under Subsection
1804 [~~59-2-405.2(7)~~] 59-2-405.2(8) from the statewide uniform fee on a vessel that is less than 31
1805 feet in length and required to be registered with the state;

1806 (b) legislative appropriations;

1807 (c) contributions, grants, gifts, transfers, bequests, and donations specifically directed
1808 to the Utah Boating Grant Account; and

1809 (d) interest and earnings on the Utah Boating Grant Account.

1810 (3) An entity eligible for a grant funded through the Utah Boating Grant Account is:

1811 (a) a water conservancy district;

1812 (b) a state agency;

1813 (c) a county; or

1814 (d) a municipality, as defined in Section 10-1-104.

1815 (4) Subject to appropriation, money in the Utah Boating Grant Account may be used
1816 for:

1817 (a) construction, repair, and replacement of a publicly owned boating facility, including
1818 a boat ramp, courtesy dock, or parking lot;

1819 (b) resource protection of waterway shorelines to prevent or minimize erosion created
1820 by vessel wave action;

1821 (c) drought access mitigation;

1822 (d) alternative access development for non-motorized vessels to decrease conflicts,
1823 congestion, and safety concerns on existing motorboat access ramps;

1824 (e) search and rescue equipment; and

1825 (f) the payment of the administrative costs of the Division of Outdoor Recreation in
1826 administering a grant under this section.

1827 (5) The Division of Outdoor Recreation shall administer the grants under this section
1828 pursuant to rules made, after notifying the Outdoor Adventure Commission, in accordance with
1829 Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

1830 (6) The Division of Outdoor Recreation shall consult with the advisory committee
1831 described in Section 73-18-3.5 before issuing a grant under this section.

1832 Section 19. **Effective date.**

1833 This bill takes effect on January 1, 2025.