

YOUTH FEE WAIVER AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Jen Plumb

House Sponsor: Stephanie Gricius

LONG TITLE

General Description:

This bill requires that certain fees be waived for an individual who is under the age of 26 and is a foster child, former foster child, or individual experiencing homelessness.

Highlighted Provisions:

This bill:

- requires the Department of Health and Human Services to waive a fee for a certified copy of a birth certificate in certain circumstances;
- requires the Department of Public Safety to waive a fee for certain licenses, permits, and identification cards in certain circumstances;
- requires the Utah Board of Higher Education to create policies requiring an institution of higher education to waive transcript fees in certain circumstances; and
- makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

26B-8-113, as renumbered and amended by Laws of Utah 2023, Chapter 306

53-3-105, as last amended by Laws of Utah 2023, Chapter 328

53B-7-101, as last amended by Laws of Utah 2022, Chapter 421

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

Section 1. Section **26B-8-113** is amended to read:

26B-8-113 . Fee waived for certified copy of birth certificate.

- (1) Notwithstanding Sections 26B-1-209 and 26B-6-112, the department shall waive a fee that would otherwise be charged for a certified copy of a birth certificate, if the individual whose birth is confirmed by the birth certificate is:
- (a) the individual requesting the certified copy of the birth certificate; and
 - (b)
 - (i) homeless, as defined in Section 26B-3-207;
 - (ii) a person who is homeless, as defined in Section 35A-5-302;
 - (iii) an individual whose primary nighttime residence is a location that is not designed for or ordinarily used as a sleeping accommodation for an individual;
 - (iv) a homeless service provider as verified by the Department of Workforce Services; ~~or~~
 - (v) a homeless child or youth, as defined in 42 U.S.C. Sec. 11434a~~[-]~~ ; or
 - (vi) under the age of 26 and:
 - (A) is in the custody of the Division of Child and Family Services; or
 - (B) was in the custody of the Division of Child and Family Services but is no longer in the custody of the Division of Child and Family Services due to the individual's age.
- (2) To satisfy the requirement in Subsections ~~(1)(b)(i) through (1)(b)(v)~~, the department shall accept written verification that the individual is homeless or a person, child, or youth who is homeless from:
- (a) a homeless shelter;
 - (b) a permanent housing, permanent, supportive, or transitional facility, as defined in Section 35A-5-302;
 - (c) the Department of Workforce Services;
 - (d) a homeless service provider as verified by the Department of Workforce Services; or
 - (e) a local educational agency liaison for homeless children and youth designated under 42 U.S.C. Sec. 11432(g)(1)(J)(ii).

Section 2. Section **53-3-105** is amended to read:

53-3-105 . Fees for licenses, renewals, extensions, reinstatements, rescheduling, and identification cards.

~~[The]~~ Except as provided in Subsection (39), the following fees apply under this chapter:

- (1) An original class D license application under Section 53-3-205 is \$52.
- (2) An original provisional license application for a class D license under Section 53-3-205

- 62 is \$39.
- 63 (3) An original limited term license application under Section 53-3-205 is \$32.
- 64 (4) An original application for a motorcycle endorsement under Section 53-3-205 is \$18.
- 65 (5) An original application for a taxicab endorsement under Section 53-3-205 is \$14.
- 66 (6) A learner permit application under Section 53-3-210.5 is \$19.
- 67 (7) A renewal of a class D license under Section 53-3-214 is \$52 unless Subsection (12)
- 68 applies.
- 69 (8) A renewal of a provisional license application for a class D license under Section
- 70 53-3-214 is \$52.
- 71 (9) A renewal of a limited term license application under Section 53-3-214 is \$32.
- 72 (10) A renewal of a motorcycle endorsement under Section 53-3-214 is \$18.
- 73 (11) A renewal of a taxicab endorsement under Section 53-3-214 is \$14.
- 74 (12) A renewal of a class D license for an individual 65 and older under Section 53-3-214 is
- 75 \$27.
- 76 (13) An extension of a class D license under Section 53-3-214 is \$42 unless Subsection (17)
- 77 applies.
- 78 (14) An extension of a provisional license application for a class D license under Section
- 79 53-3-214 is \$42.
- 80 (15) An extension of a motorcycle endorsement under Section 53-3-214 is \$18.
- 81 (16) An extension of a taxicab endorsement under Section 53-3-214 is \$14.
- 82 (17) An extension of a class D license for an individual 65 and older under Section 53-3-214
- 83 is \$22.
- 84 (18) An original or renewal application for a commercial class A, B, or C license or an
- 85 original or renewal of a provisional commercial class A or B license under Part 4,
- 86 Uniform Commercial Driver License Act, is \$52.
- 87 (19) A commercial class A, B, or C license skills test is \$78.
- 88 (20) Each original CDL endorsement for passengers, hazardous material, double or triple
- 89 trailers, or tankers is \$9.
- 90 (21) An original CDL endorsement for a school bus under Part 4, Uniform Commercial
- 91 Driver License Act, is \$9.
- 92 (22) A renewal of a CDL endorsement under Part 4, Uniform Commercial Driver License
- 93 Act, is \$9.
- 94 (23) (a) A retake of a CDL knowledge test provided for in Section 53-3-205 is \$26.
- 95 (b) A retake of a CDL skills test provided for in Section 53-3-205 is \$52.

- (24) A retake of a CDL endorsement test provided for in Section 53-3-205 is \$9.
- (25) A duplicate class A, B, C, or D license certificate under Section 53-3-215 is \$23.
- (26) (a) A license reinstatement application under Section 53-3-205 is \$40.
- (b) A license reinstatement application under Section 53-3-205 for an alcohol, drug, or combination of alcohol and any drug-related offense is \$45 in addition to the fee under Subsection (26)(a).
- (27) (a) An administrative fee for license reinstatement after an alcohol, drug, or combination of alcohol and any drug-related offense under Section 41-6a-520, 53-3-223, or 53-3-231 or an alcohol, drug, or combination of alcohol and any drug-related offense under Part 4, Uniform Commercial Driver License Act, is \$255.
- (b) This administrative fee is in addition to the fees under Subsection (26).
- (28) (a) An administrative fee for providing the driving record of a driver under Section 53-3-104 or 53-3-420 is \$8.
- (b) The division may not charge for a report furnished under Section 53-3-104 to a municipal, county, state, or federal agency.
- (29) A rescheduling fee under Section 53-3-205 or 53-3-407 is \$25.
- (30) (a) Except as provided under Subsections (30)(b) and (c), an identification card application under Section 53-3-808 is \$23.
- (b) An identification card application under Section 53-3-808 for a person with a disability, as defined in 42 U.S.C. Sec. 12102, is \$17.
- (c) A fee may not be charged for an identification card application if the individual applying:
- (i) (A) has not been issued a Utah driver license;
- (B) is indigent; and
- (C) is at least 18 years old; ~~or~~
- (ii) submits written verification that the individual is homeless, as defined in Section 26B-3-207, a person who is homeless, as defined in Section 35A-5-302, or a child or youth who is homeless, as defined in 42 U.S.C. Sec. 11434a(2), from:
- (A) a homeless shelter, as defined in Section 35A-16-305;
- (B) a permanent housing, permanent, supportive, or transitional facility, as defined in Section 35A-5-302;
- (C) the Department of Workforce Services; or
- (D) a local educational agency liaison for homeless children and youth designated under 42 U.S.C. Sec. 11432(g)(1)(J)(ii)[-] ; or

(iii) is under the age of 26 and submits written verification that the individual:
(A) is in the custody of the Division of Child and Family Services; or
(B) was in the custody of the Division of Child and Family Services but is no
longer in the custody of the Division of Child and Family Services due to the
individual's age.

- (31) (a) An extension of a regular identification card under Subsection 53-3-807(4) for a person with a disability, as defined in 42 U.S.C. Sec. 12102, is \$17.
- (b) The fee described in Subsection (31)(a) is waived if the applicant submits written verification that the individual is homeless, as defined in Section 26B-3-207, or a person who is homeless, as defined in Section 35A-5-302, or a child or youth who is homeless, as defined in 42 U.S.C. Sec. 11434a(2), from:
- (i) a homeless shelter, as defined in Section 35A-16-305;
 - (ii) a permanent housing, permanent, supportive, or transitional facility, as defined in Section 35A-5-302;
 - (iii) the Department of Workforce Services;
 - (iv) a homeless service provider as verified by the Department of Workforce Services as described in Section 26B-8-113; or
 - (v) a local educational agency liaison for homeless children and youth designated under 42 U.S.C. Sec. 11432(g)(1)(J)(ii).

- (32) (a) An extension of a regular identification card under Subsection 53-3-807(5) is \$23.
- (b) The fee described in Subsection (32)(a) is waived if the applicant submits written verification that the individual is homeless, as defined in Section 26B-3-207, or a person who is homeless, as defined in Section 35A-5-302, from:
- (i) a homeless shelter, as defined in Section 35A-16-305;
 - (ii) a permanent housing, permanent, supportive, or transitional facility, as defined in Section 35A-5-302;
 - (iii) the Department of Workforce Services; or
 - (iv) a homeless service provider as verified by the Department of Workforce Services as described in Section 26B-8-113.

- (33) In addition to any license application fees collected under this chapter, the division shall impose on individuals submitting fingerprints in accordance with Section 53-3-205.5 the fees that the Bureau of Criminal Identification is authorized to collect for the services the Bureau of Criminal Identification provides under Section 53-3-205.5.

- 164 (34) An original mobility vehicle permit application under Section 41-6a-1118 is \$30.
165 (35) A renewal of a mobility vehicle permit under Section 41-6a-1118 is \$30.
166 (36) A duplicate mobility vehicle permit under Section 41-6a-1118 is \$12.
167 (37) An original driving privilege card application under Section 53-3-207 is \$32.
168 (38) A renewal of a driving privilege card application under Section 53-3-207 is \$23.
169 (39) A fee may not be charged for an original class D license application, original
170 provisional license application for a class D license, or a learner permit application if the
171 individual applying is:
172 (a) under the age of 26; and
173 (b) submits written verification that the individual:
174 (i) is in the custody of the Division of Child and Family Services; or
175 (ii) was in the custody of the Division of Child and Family Services but is no longer
176 in the custody of the Division of Child and Family Services due to the individual's
177 age.

178 Section 3. Section **53B-7-101** is amended to read:

179 **53B-7-101 . Combined requests for appropriations -- Board review of operating**
180 **budgets -- Submission of budgets -- Recommendations -- Hearing request --**
181 **Appropriation formulas -- Allocations -- Dedicated credits -- Financial affairs.**

182 (1) As used in this section:

183 (a) "Higher education institution" or "institution" means an institution of higher
184 education listed in Section 53B-1-102.

185 (b) "Research university" means the University of Utah or Utah State University.

186 (2) (a) Subject to Subsection (3), the board shall recommend a combined appropriation
187 for the operating budgets of higher education institutions for inclusion in a state
188 appropriations act.

189 (b) The board's combined budget recommendation shall include:

190 (i) employee compensation;

191 (ii) mandatory costs, including building operations and maintenance, fuel, and power;

192 (iii) performance funding described in Part 7, Performance Funding;

193 (iv) statewide and institutional priorities, including scholarships, financial aid, and
194 technology infrastructure; and

195 (v) enrollment growth.

196 (c) The board's recommendations shall be available for presentation to the governor and
197 to the Legislature at least 30 days before the convening of the Legislature, and shall

198 include schedules showing the recommended amounts for each institution, including
199 separately funded programs or divisions.

200 (d) The recommended appropriations shall be determined by the board only after the
201 board has reviewed the proposed institutional operating budgets, and has consulted
202 with the various institutions and board staff in order to make appropriate adjustments.

203 (3) In the combined request for appropriation, the board shall differentiate between
204 appropriations requested for academic education and appropriations requested for
205 technical education.

206 (4) (a) Institutional operating budgets shall be submitted to the board at least 90 days
207 before the convening of the Legislature in accordance with procedures established by
208 the board.

209 (b) Except as provided in Sections 53B-2a-117 and 53B-22-204, funding requests
210 pertaining to capital facilities and land purchases shall be submitted in accordance
211 with procedures prescribed by the Division of Facilities Construction and
212 Management.

213 (5) (a) The budget recommendations of the board shall be accompanied by full
214 explanations and supporting data.

215 (b) The appropriations recommended by the board shall be made with the dual objective
216 of:

217 (i) justifying for higher education institutions appropriations consistent with their
218 needs, and consistent with the financial ability of the state; and

219 (ii) determining an equitable distribution of funds among the respective institutions in
220 accordance with the aims and objectives of the statewide master plan for higher
221 education.

222 (6) (a) The board shall request a hearing with the governor on the recommended
223 appropriations.

224 (b) After the governor delivers his budget message to the Legislature, the board shall
225 request hearings on the recommended appropriations with the Higher Education
226 Appropriations Subcommittee.

227 (c) If either the total amount of the state appropriations or its allocation among the
228 institutions as proposed by the Legislature or the Higher Education Appropriations
229 Subcommittee is substantially different from the recommendations of the board, the
230 board may request further hearings with the Legislature or the Higher Education
231 Appropriations Subcommittee to reconsider both the total amount and the allocation.

- (7) The board may devise, establish, periodically review, and revise formulas for the board's use and for the use of the governor and the Higher Education Appropriations Subcommittee in making appropriation recommendations.
- (8) (a) The board shall recommend to each session of the Legislature the minimum tuitions, resident and nonresident, for each institution which it considers necessary to implement the budget recommendations.
- (b) [The] Subject to Subsection (13), the board may fix the tuition, fees, and charges for each institution at levels the board finds necessary to meet budget requirements.
- (9) Money allocated to each institution by legislative appropriation may be budgeted in accordance with institutional work programs approved by the board, provided that the expenditures funded by appropriations for each institution are kept within the appropriations for the applicable period.
- (10) The dedicated credits, including revenues derived from tuitions, fees, federal grants, and proceeds from sales received by the institutions are appropriated to the respective institutions to be used in accordance with institutional work programs.
- (11) An institution may do the institution's own purchasing, issue the institution's own payrolls, and handle the institution's own financial affairs under the general supervision of the board.
- (12) If the Legislature appropriates money in accordance with this section, the money shall be distributed to the board and higher education institutions to fund the items described in Subsection (2)(b).
- (13) The board shall create policies requiring an institution of higher education to waive transcript fees for a student who is under the age of 26 and:
- (a) is homeless, as defined in Section 26B-3-207;
- (b) is a person who is homeless, as defined in Section 35A-5-302;
- (c) is an individual whose primary nighttime residence is a location that is not designed for or ordinarily used as a sleeping accommodation for an individual;
- (d) is a homeless child or youth, as defined in 42 U.S.C. Sec. 11434a;
- (e) is in the custody of the Division of Child and Family Services; or
- (f) was in the custody of the Division of Child and Family Services but is no longer in the custody of the Division of Child and Family Services due to the individual's age.

Section 4. Effective date.

This bill takes effect on May 1, 2024.