

MOTOR VEHICLE REGISTRATION AMENDMENTS

2023 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Wayne A. Harper

House Sponsor: Kay J. Christofferson

LONG TITLE

General Description:

This bill amends provisions related to motor vehicle registration and license plates.

Highlighted Provisions:

This bill:

- ▶ clarifies when the State Tax Commission may impose a registration reinstatement fee;
- ▶ creates the License Plate Restricted Account (restricted account);
- ▶ repeals the honorary consulate special group license plate;
- ▶ provides that appropriations from the restricted account are nonlapsing; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides a special effective date.

Utah Code Sections Affected:

AMENDS:

26-54-102, as last amended by Laws of Utah 2019, Chapter 405

41-1a-110, as last amended by Laws of Utah 2019, Chapter 461

41-1a-418, as last amended by Laws of Utah 2022, Chapters 19, 48, 68, and 451

41-1a-1201, as last amended by Laws of Utah 2022, Chapter 259

53-8-214, as enacted by Laws of Utah 2017, Chapter 406

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

63I-1-263, as last amended by Laws of Utah 2022, Chapters 23, 34, 68, 153, 218, 236, 249, 274, 296, 313, 361, 362, 417, 419, and 472

63I-2-263, as last amended by Laws of Utah 2022, Chapters 63, 209, 240, 242, 264, 354, and 435

63J-1-602.1, as last amended by Laws of Utah 2022, Chapters 48, 191, 255, 335, 415, and 451

63J-1-602.2, as last amended by Laws of Utah 2022, Chapters 59, 68, 154, 224, 236, 242, and 447 and last amended by Coordination Clause, Laws of Utah 2022, Chapter 154

ENACTS:

41-1a-122, Utah Code Annotated 1953

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

Section 1. Section **26-54-102** is amended to read:

26-54-102. Spinal Cord and Brain Injury Rehabilitation Fund -- Creation -- Administration -- Uses.

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

(a) provides rehabilitation services to individuals in the state:

(i) who have a traumatic spinal cord or brain injury that tends to be nonprogressive or nondeteriorating; and

(ii) who require post-acute care;

(b) employs licensed therapy clinicians;

(c) has at least five years experience operating a post-acute care rehabilitation clinic in the state; and

(d) has obtained tax-exempt status under Internal Revenue Code, 26 U.S.C. Sec. 501(c)(3).

(2) There is created an expendable special revenue fund known as the "Spinal Cord and

Brain Injury Rehabilitation Fund."

(3) The fund shall consist of:

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

(b) a portion of the impound fee as designated in Section 41-6a-1406;

(c) the fees collected by the Motor Vehicle Division under Subsections ~~41-1a-1201(9)~~ 41-1a-1201(8) and 41-22-8(3); and

(d) amounts appropriated by the Legislature.

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

(5) Fund money shall be used to:

(a) assist one or more qualified IRC 501(c)(3) charitable clinics to provide rehabilitation services to individuals who have a traumatic spinal cord or brain injury that tends to be nonprogressive or nondeteriorating, including:

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

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

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

Section 2. Section 41-1a-110 is amended to read:

41-1a-110. Authority of division to suspend or revoke registration, certificate of title, license plate, or permit.

(1) Except as provided in Subsections (3) and (4), the division may suspend or revoke a registration, certificate of title, license plate, or permit if:

(a) the division is satisfied that a registration, certificate of title, license plate, or permit was fraudulently procured or erroneously issued;

(b) the division determines that a registered vehicle is mechanically unfit or unsafe to be operated or moved upon the highways;

(c) a registered vehicle has been dismantled;

(d) the division determines that the required fee has not been paid and the fee is not paid upon reasonable notice and demand;

(e) a registration decal, license plate, or permit is knowingly displayed upon a vehicle other than the one for which issued;

(f) the division determines that the owner has committed any offense under this chapter involving the registration, certificate of title, registration card, license plate, registration decal, or permit; or

(g) the division receives notification by the Department of Transportation that the owner has committed any offence under Title 72, Chapter 9, Motor Carrier Safety Act.

(2) (a) The division shall revoke the registration of a vehicle if the division receives notification by the:

(i) Department of Public Safety that a person:

(A) has been convicted of operating a registered motor vehicle in violation of Section 41-12a-301 or 41-12a-303.2; or

(B) is under an administrative action taken by the Department of Public Safety for operating a registered motor vehicle in violation of Section 41-12a-301; or

(ii) designated agent that the owner of a motor vehicle:

(A) has failed to provide satisfactory proof of owner's or operator's security to the designated agent after the second notice provided under Section 41-12a-804; or

(B) provided a false or fraudulent statement to the designated agent.

(b) The division shall notify the Driver License Division if the division revokes the registration of a vehicle under Subsection (2)(a)(ii)(A).

(3) The division may not suspend or revoke the registration of a vessel or outboard motor unless authorized under Section 73-18-7.3.

(4) The division may not suspend or revoke the registration of an off-highway vehicle unless authorized under Section 41-22-17.

(5) The division shall charge a registration reinstatement fee under Section 41-1a-1220, if the registration is revoked under Subsection ~~[(1)(f)]~~ (2).

(6) Except as provided in Subsections (3), (4), and (7), the division may suspend or revoke a registered vehicle's registration if the division is notified by a local health department, as defined in Section 26A-1-102, that the registered vehicle is unable to meet state or local air emissions standards or violates Subsection 41-6a-1626(2)(a) or (b).

(7) The division may not suspend or revoke a registered vehicle's registration under Subsection (6) if the registered vehicle has a manufacturer's gross vehicle weight rating that is greater than 26,000 pounds.

Section 3. Section 41-1a-122 is enacted to read:

41-1a-122. License Plate Restricted Account.

(1) As used in this section, "account" means the License Plate Restricted Account created in Subsection (2).

(2) There is created within the General Fund a restricted account known as the "License Plate Restricted Account."

(3) The account consists of money deposited into the account in accordance with Subsection 41-1a-1201(3).

(4) The Legislature shall appropriate funds in the account to the commission for the costs of issuing license plates and decals.

(5) In accordance with Section 63J-1-602.1, appropriations made to the division from the account are nonlapsing.

Section 4. Section 41-1a-418 is amended to read:

41-1a-418. Authorized special group license plates.

(1) The division shall only issue special group license plates in accordance with this section through Section 41-1a-422 to a person who is specified under this section within the categories listed as follows:

(a) disability special group license plates issued in accordance with Section 41-1a-420;

(b) honor special group license plates, as in a war hero, which plates are issued for a:

(i) survivor of the Japanese attack on Pearl Harbor;

(ii) former prisoner of war;

142 (iii) recipient of a Purple Heart;
143 (iv) disabled veteran;
144 (v) recipient of a gold star award issued by the United States Secretary of Defense; or
145 (vi) recipient of a campaign or combat theater award determined by the Department of
146 Veterans and Military Affairs;
147 (c) unique vehicle type special group license plates, as for historical, collectors value,
148 or other unique vehicle type, which plates are issued for:
149 (i) a special interest vehicle;
150 (ii) a vintage vehicle;
151 (iii) a farm truck; or
152 (iv) (A) until Subsection (1)(c)(iv)(B) or (4) applies, a vehicle powered by clean fuel as
153 defined in Section 59-13-102; or
154 (B) beginning on the effective date of rules made by the Department of Transportation
155 authorized under Subsection 41-6a-702(5)(b) and until Subsection (4) applies, a vehicle
156 powered by clean fuel that meets the standards established by the Department of Transportation
157 in rules authorized under Subsection 41-6a-702(5)(b);
158 (d) recognition special group license plates, which plates are issued for:
159 (i) a current member of the Legislature;
160 (ii) a current member of the United States Congress;
161 (iii) a current member of the National Guard;
162 (iv) a licensed amateur radio operator;
163 (v) a currently employed, volunteer, or retired firefighter until June 30, 2009;
164 (vi) an emergency medical technician;
165 (vii) a current member of a search and rescue team;
166 [~~(viii) a current honorary consulate designated by the United States Department of~~
167 ~~State;~~]
168 [(ix)] (viii) an individual supporting commemoration and recognition of women's
169 suffrage;

170 ~~[(x)]~~ (ix) an individual supporting a fraternal, initiatic order for those sharing moral
171 and metaphysical ideals, and designed to teach ethical and philosophical matters of brotherly
172 love, relief, and truth;

173 ~~[(xi)]~~ (x) an individual supporting the Utah Wing of the Civil Air Patrol; or
174 ~~[(xii)]~~ (xi) an individual supporting the recognition and continuation of the work and
175 life of Dr. Martin Luther King, Jr.; or

176 (e) support special group license plates, as for a contributor to an institution or cause,
177 which plates are issued for a contributor to:

- 178 (i) an institution's scholastic scholarship fund;
- 179 (ii) the Division of Wildlife Resources;
- 180 (iii) the Department of Veterans and Military Affairs;
- 181 (iv) the Division of Outdoor Recreation;
- 182 (v) the Department of Agriculture and Food;
- 183 (vi) the Guardian Ad Litem Services Account and the Children's Museum of Utah;
- 184 (vii) the Boy Scouts of America;
- 185 (viii) spay and neuter programs through No More Homeless Pets in Utah;
- 186 (ix) the Boys and Girls Clubs of America;
- 187 (x) Utah public education;
- 188 (xi) programs that provide support to organizations that create affordable housing for
189 those in severe need through the Division of Real Estate;
- 190 (xii) the Department of Public Safety;
- 191 (xiii) programs that support Zion National Park;
- 192 (xiv) beginning on July 1, 2009, programs that provide support to firefighter
193 organizations;
- 194 (xv) programs that promote bicycle operation and safety awareness;
- 195 (xvi) programs that conduct or support cancer research;
- 196 (xvii) programs that create or support autism awareness;
- 197 (xviii) programs that create or support humanitarian service and educational and

198 cultural exchanges;

199 (xix) until September 30, 2017, programs that conduct or support prostate cancer

200 awareness, screening, detection, or prevention;

201 (xx) programs that support and promote adoptions;

202 (xxi) programs that support issues affecting women and children through an

203 organization affiliated with a national professional men's basketball organization;

204 (xxii) programs that strengthen youth soccer, build communities, and promote

205 environmental sustainability through an organization affiliated with a professional men's soccer

206 organization;

207 (xxiii) programs that support children with heart disease;

208 (xxiv) programs that support the operation and maintenance of the Utah Law

209 Enforcement Memorial;

210 (xxv) programs that provide assistance to children with cancer;

211 (xxvi) programs that promote leadership and career development through agricultural

212 education;

213 (xxvii) the Utah State Historical Society;

214 (xxviii) programs that promote motorcycle safety awareness;

215 (xxix) organizations that promote clean air through partnership, education, and

216 awareness;

217 (xxx) programs dedicated to strengthening the state's Latino community through

218 education, mentoring, and leadership opportunities;

219 (xxxi) organizations dedicated to facilitating, connecting, registering, and advocating

220 for organ donors and donor families;

221 (xxxii) public education on behalf of the Kiwanis International clubs;

222 (xxxiii) the Live On suicide prevention campaign; or

223 (xxxiv) the Division of State Parks to advance the Utah State Parks dark sky initiative.

224 (2) (a) The division may not issue a new type of special group license plate or decal

225 unless the division receives:

(i) (A) a private donation for the start-up fee established under Section 63J-1-504 for the production and administrative costs of providing the new special group license plates or decals; or

(B) a legislative appropriation for the start-up fee provided under Subsection (2)(a)(i)(A); and

(ii) beginning on January 1, 2012, and for the issuance of a support special group license plate authorized in Section 41-1a-422, at least 500 completed applications for the new type of support special group license plate or decal to be issued with all fees required under this part for the support special group license plate or decal issuance paid by each applicant.

(b) (i) Beginning on January 1, 2012, each participating organization shall collect and hold applications for support special group license plates or decals authorized in Section 41-1a-422 on or after January 1, 2012, until it has received at least 500 applications.

(ii) Once a participating organization has received at least 500 applications, it shall submit the applications, along with the necessary fees, to the division for the division to begin working on the design and issuance of the new type of support special group license plate or decal to be issued.

(iii) Beginning on January 1, 2012, the division may not work on the issuance or design of a new support special group license plate or decal authorized in Section 41-1a-422 until the applications and fees required under this Subsection (2) have been received by the division.

(iv) The division shall begin issuance of a new support special group license plate or decal authorized in Section 41-1a-422 on or after January 1, 2012, no later than six months after receiving the applications and fees required under this Subsection (2).

(c) (i) Beginning on July 1, 2009, the division may not renew a motor vehicle registration of a motor vehicle that has been issued a firefighter recognition special group license plate unless the applicant is a contributor as defined in Subsection 41-1a-422(1)(a)(ii)(D) to the Firefighter Support Restricted Account.

(ii) A registered owner of a vehicle that has been issued a firefighter recognition special group license plate prior to July 1, 2009, upon renewal of the owner's motor vehicle

registration shall:

(A) be a contributor to the Firefighter Support Restricted Account as required under Subsection (2)(c)(i); or

(B) replace the firefighter recognition special group license plate with a new license plate.

(3) Beginning on July 1, 2011, if a support special group license plate or decal type authorized in Section 41-1a-422 and issued on or after January 1, 2012, has fewer than 500 license plates issued each year for a three consecutive year time period that begins on July 1, the division may not issue that type of support special group license plate or decal to a new applicant beginning on January 1 of the following calendar year after the three consecutive year time period for which that type of support special group license plate or decal has fewer than 500 license plates issued each year.

(4) Beginning on July 1, 2011, the division may not issue to an applicant a unique vehicle type license plate for a vehicle powered by clean fuel under Subsection (1)(c)(iv).

(5) (a) Beginning on October 1, 2017, the division may not issue a new prostate cancer support special group license plate.

(b) A registered owner of a vehicle that has been issued a prostate cancer support special group license plate before October 1, 2017, may renew the owner's motor vehicle registration, with the contribution allocated as described in Section 41-1a-422.

Section 5. Section 41-1a-1201 is amended to read:

41-1a-1201. Disposition of fees.

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

(2) Except as provided in Subsections (3), (5), (6), (7), and (8) ~~and (9)~~ and Sections 41-1a-422, 41-1a-1220, 41-1a-1221, and 41-1a-1223, all fees collected under this part shall be deposited into the Transportation Fund.

(3) Funds generated under Subsections 41-1a-1211(1)(b)(ii), (6)(b)(ii), ~~and~~ (7), and (9) and Section 41-1a-1212 ~~[may be used by the commission to cover the costs incurred in~~

issuing license plates under Part 4, License Plates and Registration Indicia.] shall be deposited into the License Plate Restricted Account created in Section 41-1a-122.

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

~~[(5)]~~ (4) (a) Except as provided in Subsections (3) and ~~[(5)(b)]~~ (4)(b) and Section 41-1a-1205, the expenses of the commission in enforcing and administering this part shall be provided for by legislative appropriation from the revenues of the Transportation Fund.

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

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

~~[(6)]~~ (5) (a) The following portions of the registration fees imposed under Section 41-1a-1206 for each vehicle shall be deposited into the Transportation Investment Fund of 2005 created under Section 72-2-124:

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

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

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

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

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

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

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

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

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

~~[(7)]~~ (6) (a) Ninety-four cents of each registration fee imposed under Subsections [41-1a-1206\(1\)\(a\)](#) and (b) for each vehicle shall be deposited into the Public Safety Restricted Account created in Section [53-3-106](#).

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

~~[(8)]~~ (7) (a) One dollar of each registration fee imposed under Subsections [41-1a-1206\(1\)\(a\)](#) and (b) for each vehicle shall be deposited into the Motor Vehicle Safety Impact Restricted Account created in Section [53-8-214](#).

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

~~[(9)]~~ (8) Fifty cents of each registration fee imposed under Subsection [41-1a-1206\(1\)\(a\)](#) for each motorcycle shall be deposited into the Spinal Cord and Brain Injury Rehabilitation Fund created in Section [26-54-102](#).

Section 6. Section **53-8-214** is amended to read:

53-8-214. Creation of the Motor Vehicle Safety Impact Restricted Account.

(1) There is created a restricted account within the General Fund known as the Motor Vehicle Safety Impact Restricted Account.

(2) The account includes:

(a) deposits made to the restricted account from registration fees as described in Subsection ~~[[41-1a-1201\(8\)](#)]~~ [41-1a-1201\(7\)](#);

(b) donations or deposits made to the account; and

(c) any interest earned on the account.

(3) Upon appropriation, the division may use funds in the account to improve motor vehicle safety, mitigate impacts, and enforce safety provisions, including the following:

(a) hiring new Highway Patrol troopers;

(b) payment of overtime for Highway Patrol troopers; and

(c) acquisition of equipment to improve motor vehicle safety impacts and enforcement.

(4) The division shall annually report to the Executive Offices and Criminal Justice Appropriations Subcommittee to justify expenditures and use of funds in the account.

Section 7. Section **63I-1-241** is amended to read:

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

(1) Subsection [~~41-1a-1201(9)~~] 41-1a-1201(8), related to the Spinal Cord and Brain Injury Rehabilitation Fund, is repealed January 1, 2025.

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

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

(a) Subsection 41-6a-102(31) that defines "lane filtering";

(b) Subsection 41-6a-704(5); and

(c) Subsection 41-6a-710(1)(c).

(4) Subsection 41-6a-1406(6)(c)(iii), related to the Spinal Cord and Brain Injury Rehabilitation Fund, is repealed January 1, 2025.

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

(6) Subsection 41-22-8(3), related to the Spinal Cord and Brain Injury Rehabilitation Fund, is repealed January 1, 2025.

Section 8. Section **63I-1-263** is amended to read:

63I-1-263. Repeal dates: Titles 63A to 63N.

(1) Subsection 63A-5b-405(5), relating to prioritizing and allocating capital improvement funding, is repealed July 1, 2024.

- 366 (2) Section [63A-5b-1003](#), State Facility Energy Efficiency Fund, is repealed July 1,
367 2023.
- 368 (3) Sections [63A-9-301](#) and [63A-9-302](#), related to the Motor Vehicle Review
369 Committee, are repealed July 1, 2023.
- 370 (4) In relation to the Utah Transparency Advisory Board, on January 1, 2025:
- 371 (a) Section [63A-18-102](#) is repealed;
- 372 (b) Section [63A-18-201](#) is repealed; and
- 373 (c) Section [63A-18-202](#) is repealed.
- 374 (5) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed July
375 1, 2028.
- 376 (6) Title 63C, Chapter 6, Utah Seismic Safety Commission, is repealed January 1,
377 2025.
- 378 (7) Title 63C, Chapter 12, Snake Valley Aquifer Advisory Council, is repealed July 1,
379 2024.
- 380 (8) Title 63C, Chapter 17, Point of the Mountain Development Commission Act, is
381 repealed July 1, 2023.
- 382 (9) Title 63C, Chapter 18, Behavioral Health Crisis Response Commission, is repealed
383 July 1, 2023.
- 384 (10) Title 63C, Chapter 23, Education and Mental Health Coordinating Council, is
385 repealed July 1, 2026.
- 386 (11) Title 63C, Chapter 27, Cybersecurity Commission, is repealed July 1, 2032.
- 387 (12) Title 63C, Chapter 28, Ethnic Studies Commission, is repealed July 1, 2026.
- 388 (13) Section [63G-6a-805](#), which creates the Purchasing from Persons with Disabilities
389 Advisory Board, is repealed July 1, 2026.
- 390 (14) Title 63G, Chapter 21, Agreements to Provide State Services, is repealed July 1,
391 2028.
- 392 (15) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed July 1,
393 2024.

(16) Title 63H, Chapter 8, Utah Housing Corporation Act, is repealed July 1, 2026.

(17) Subsection [63J-1-602.1](#)(17), relating to the Nurse Home Visiting Restricted Account, is repealed July 1, 2026.

(18) Subsection [63J-1-602.2](#)(6), referring to dedicated credits to the Utah Marriage Commission, is repealed July 1, 2023.

(19) Subsection [63J-1-602.2](#)(7), referring to the Trip Reduction Program, is repealed July 1, 2022.

(20) Subsection [~~[63J-1-602.2](#)(26)~~], [63J-1-602.2](#)(24) related to the Utah Seismic Safety Commission, is repealed January 1, 2025.

(21) Title 63L, Chapter 11, Part 4, Resource Development Coordinating Committee, is repealed July 1, 2027.

(22) In relation to the Utah Substance Use and Mental Health Advisory Council, on January 1, 2033:

(a) Sections [63M-7-301](#), [63M-7-302](#), [63M-7-303](#), [63M-7-304](#), and [63M-7-306](#) are repealed;

(b) Section [63M-7-305](#), the language that states "council" is replaced with "commission";

(c) Subsection [63M-7-305](#)(1)(a) is repealed and replaced with:

"(1) "Commission" means the Commission on Criminal and Juvenile Justice."; and

(d) Subsection [63M-7-305](#)(2) is repealed and replaced with:

"(2) The commission shall:

(a) provide ongoing oversight of the implementation, functions, and evaluation of the Drug-Related Offenses Reform Act; and

(b) coordinate the implementation of Section [77-18-104](#) and related provisions in Subsections [77-18-103](#)(2)(c) and (d)."

(23) The Crime Victim Reparations and Assistance Board, created in Section [63M-7-504](#), is repealed July 1, 2027.

(24) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1, 2026.

(25) Title 63N, Chapter 1b, Part 4, Women in the Economy Subcommittee, is repealed January 1, 2025.

(26) Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed July 1, 2028.

(27) Section 63N-2-512, related to the Hotel Impact Mitigation Fund, is repealed July 1, 2028.

(28) Title 63N, Chapter 3, Part 9, Strategic Innovation Grant Pilot Program, is repealed July 1, 2027.

(29) Title 63N, Chapter 3, Part 11, Manufacturing Modernization Grant Program, is repealed July 1, 2025.

(30) In relation to the Rural Employment Expansion Program, on July 1, 2023:

(a) Title 63N, Chapter 4, Part 4, Rural Employment Expansion Program, is repealed; and

(b) Subsection 63N-4-805(5)(b), referring to the Rural Employment Expansion Program, is repealed.

(31) In relation to the Board of Tourism Development, on July 1, 2025:

(a) Subsection 63N-2-511(1)(b), which defines "tourism board," is repealed;

(b) Subsections 63N-2-511(3)(a) and (5), the language that states "tourism board" is repealed and replaced with "Utah Office of Tourism";

(c) Subsection 63N-7-101(1), which defines "board," is repealed;

(d) Subsection 63N-7-102(3)(c), which requires the Utah Office of Tourism to receive approval from the Board of Tourism Development, is repealed; and

(e) Title 63N, Chapter 7, Part 2, Board of Tourism Development, is repealed.

(32) Subsection 63N-8-103(3)(c), which allows the Governor's Office of Economic Opportunity to issue an amount of tax credit certificates only for rural productions, is repealed on July 1, 2024.

Section 9. Section 63I-2-263 is amended to read:

63I-2-263. Repeal dates: Title 63A to Title 63N.

(1) Title 63A, Chapter 2, Part 5, Educational Interpretation and Translation Services

Procurement Advisory Council is repealed July 1, 2025.

(2) Section [63A-17-303](#) is repealed July 1, 2023.

~~[(3) Subsection [63A-17-304](#)(1)(c) is repealed July 1, 2022.]~~

~~[(4)] (3) Title 63C, Chapter 22, Digital Wellness, Citizenship, and Safe Technology Commission is repealed July 1, 2023.~~

~~[(5) Section [63G-1-502](#) is repealed July 1, 2022.]~~

~~[(6) The following sections regarding the World War II Memorial Commission are repealed July 1, 2022:]~~

~~[(a) Section [63G-1-801](#);~~

~~[(b) Section [63G-1-802](#);~~

~~[(c) Section [63G-1-803](#); and]~~

~~[(d) Section [63G-1-804](#).]~~

~~[(7) Title 63H, Chapter 5, Utah State Railroad Museum Authority, is repealed on July 1, 2022.]~~

~~[(8)] (4) Section [63H-7a-303](#) is repealed July 1, 2024.~~

~~[(9)] (5) Subsection [63H-7a-403](#)(2)(b), regarding the charge to maintain the public safety communications network, is repealed July 1, 2023.~~

~~[(10)] (6) Subsection [~~[63J-1-602.2](#)(44);~~ [63J-1-602.2](#)(42)], which lists appropriations to the State Tax Commission for property tax deferral reimbursements, is repealed July 1, 2027.~~

~~[(11)] (7) Sections [63M-7-213](#) and [63M-7-213.5](#) are repealed January 1, 2023.~~

~~[(12) Section [63M-7-217](#) is repealed July 1, 2022.]~~

~~[(13)] (8) Subsection [63N-2-213](#)(12)(a), relating to claiming a tax credit in the same taxable year as the targeted business income tax credit, is repealed December 31, 2024.~~

~~[(14)] (9) Title 63N, Chapter 2, Part 3, Targeted Business Income Tax Credit in an Enterprise Zone, is repealed December 31, 2024.~~

Section 10. Section [63J-1-602.1](#) is amended to read:

[63J-1-602.1. List of nonlapsing appropriations from accounts and funds.](#)

Appropriations made from the following accounts or funds are nonlapsing:

478 (1) The Utah Intracurricular Student Organization Support for Agricultural Education
479 and Leadership Restricted Account created in Section 4-42-102.

480 (2) The Native American Repatriation Restricted Account created in Section 9-9-407.

481 (3) The Martin Luther King, Jr. Civil Rights Support Restricted Account created in
482 Section 9-18-102.

483 (4) The National Professional Men's Soccer Team Support of Building Communities
484 Restricted Account created in Section 9-19-102.

485 (5) Funds collected for directing and administering the C-PACE district created in
486 Section 11-42a-106.

487 (6) Money received by the Utah Inland Port Authority, as provided in Section
488 11-58-105.

489 (7) The "Latino Community Support Restricted Account" created in Section 13-1-16.

490 (8) The Clean Air Support Restricted Account created in Section 19-1-109.

491 (9) The Division of Air Quality Oil, Gas, and Mining Restricted Account created in
492 Section 19-2a-106.

493 (10) The Division of Water Quality Oil, Gas, and Mining Restricted Account created in
494 Section 19-5-126.

495 (11) The "Support for State-Owned Shooting Ranges Restricted Account" created in
496 Section 23-14-13.5.

497 (12) Award money under the State Asset Forfeiture Grant Program, as provided under
498 Section 24-4-117.

499 (13) Funds collected from the program fund for local health department expenses
500 incurred in responding to a local health emergency under Section 26-1-38.

501 (14) The Children with Cancer Support Restricted Account created in Section
502 26-21a-304.

503 (15) State funds for matching federal funds in the Children's Health Insurance Program
504 as provided in Section 26-40-108.

505 (16) The Children with Heart Disease Support Restricted Account created in Section

- 506 26-58-102.
- 507 (17) The Technology Development Restricted Account created in Section 31A-3-104.
- 508 (18) The Criminal Background Check Restricted Account created in Section
- 509 31A-3-105.
- 510 (19) The Captive Insurance Restricted Account created in Section 31A-3-304, except
- 511 to the extent that Section 31A-3-304 makes the money received under that section free revenue.
- 512 (20) The Title Licensee Enforcement Restricted Account created in Section
- 513 31A-23a-415.
- 514 (21) The Health Insurance Actuarial Review Restricted Account created in Section
- 515 31A-30-115.
- 516 (22) The Insurance Fraud Investigation Restricted Account created in Section
- 517 31A-31-108.
- 518 (23) The Underage Drinking Prevention Media and Education Campaign Restricted
- 519 Account created in Section 32B-2-306.
- 520 (24) The Drinking While Pregnant Prevention Media and Education Campaign
- 521 Restricted Account created in Section 32B-2-308.
- 522 (25) The School Readiness Restricted Account created in Section 35A-15-203.
- 523 (26) Money received by the Utah State Office of Rehabilitation for the sale of certain
- 524 products or services, as provided in Section 35A-13-202.
- 525 (27) The Oil and Gas Administrative Penalties Account created in Section 40-6-11.
- 526 (28) The Oil and Gas Conservation Account created in Section 40-6-14.5.
- 527 (29) The Division of Oil, Gas, and Mining Restricted account created in Section
- 528 40-6-23.
- 529 (30) The Electronic Payment Fee Restricted Account created by Section 41-1a-121 to
- 530 the Motor Vehicle Division.
- 531 (31) The License Plate Restricted Account created in Section 41-1a-122.
- 532 ~~[(31)]~~ (32) The Motor Vehicle Enforcement Division Temporary Permit Restricted
- 533 Account created by Section 41-3-110 to the State Tax Commission.

534 ~~[(32)]~~ (33) The Utah Law Enforcement Memorial Support Restricted Account created
535 in Section [53-1-120](#).

536 ~~[(33)]~~ (34) The State Disaster Recovery Restricted Account to the Division of
537 Emergency Management, as provided in Section [53-2a-603](#).

538 ~~[(34)]~~ (35) The Post Disaster Recovery and Mitigation Restricted Account created in
539 Section [53-2a-1302](#).

540 ~~[(35)]~~ (36) The Department of Public Safety Restricted Account to the Department of
541 Public Safety, as provided in Section [53-3-106](#).

542 ~~[(36)]~~ (37) The Utah Highway Patrol Aero Bureau Restricted Account created in
543 Section [53-8-303](#).

544 ~~[(37)]~~ (38) The DNA Specimen Restricted Account created in Section [53-10-407](#).

545 ~~[(38)]~~ (39) The Canine Body Armor Restricted Account created in Section [53-16-201](#).

546 ~~[(39)]~~ (40) The Technical Colleges Capital Projects Fund created in Section
547 [53B-2a-118](#).

548 ~~[(40)]~~ (41) The Higher Education Capital Projects Fund created in Section
549 [53B-22-202](#).

550 ~~[(41)]~~ (42) A certain portion of money collected for administrative costs under the
551 School Institutional Trust Lands Management Act, as provided under Section [53C-3-202](#).

552 ~~[(42)]~~ (43) The Public Utility Regulatory Restricted Account created in Section
553 [54-5-1.5](#), subject to Subsection [54-5-1.5\(4\)\(d\)](#).

554 ~~[(43)]~~ (44) Funds collected from a surcharge fee to provide certain licensees with
555 access to an electronic reference library, as provided in Section [58-3a-105](#).

556 ~~[(44)]~~ (45) Certain fines collected by the Division of Professional Licensing for
557 violation of unlawful or unprofessional conduct that are used for education and enforcement
558 purposes, as provided in Section [58-17b-505](#).

559 ~~[(45)]~~ (46) Funds collected from a surcharge fee to provide certain licensees with
560 access to an electronic reference library, as provided in Section [58-22-104](#).

561 ~~[(46)]~~ (47) Funds collected from a surcharge fee to provide certain licensees with

access to an electronic reference library, as provided in Section 58-55-106.

~~[(47)]~~ (48) Funds collected from a surcharge fee to provide certain licensees with access to an electronic reference library, as provided in Section 58-56-3.5.

~~[(48)]~~ (49) Certain fines collected by the Division of Professional Licensing for use in education and enforcement of the Security Personnel Licensing Act, as provided in Section 58-63-103.

~~[(49)]~~ (50) The Relative Value Study Restricted Account created in Section 59-9-105.

~~[(50)]~~ (51) The Cigarette Tax Restricted Account created in Section 59-14-204.

~~[(51)]~~ (52) Funds paid to the Division of Real Estate for the cost of a criminal background check for a mortgage loan license, as provided in Section 61-2c-202.

~~[(52)]~~ (53) Funds paid to the Division of Real Estate for the cost of a criminal background check for principal broker, associate broker, and sales agent licenses, as provided in Section 61-2f-204.

~~[(53)]~~ (54) Certain funds donated to the Department of Health and Human Services, as provided in Section 26B-1-202.

~~[(54)]~~ (55) The National Professional Men's Basketball Team Support of Women and Children Issues Restricted Account created in Section 26B-1-302.

~~[(55)]~~ (56) Certain funds donated to the Division of Child and Family Services, as provided in Section 80-2-404.

~~[(56)]~~ (57) The Choose Life Adoption Support Restricted Account created in Section 80-2-502.

~~[(57)]~~ (58) Funds collected by the Office of Administrative Rules for publishing, as provided in Section 63G-3-402.

~~[(58)]~~ (59) The Immigration Act Restricted Account created in Section 63G-12-103.

~~[(59)]~~ (60) Money received by the military installation development authority, as provided in Section 63H-1-504.

~~[(60)]~~ (61) The Computer Aided Dispatch Restricted Account created in Section 63H-7a-303.

590 ~~[(61)]~~ (62) The Unified Statewide 911 Emergency Service Account created in Section
591 [63H-7a-304](#).

592 ~~[(62)]~~ (63) The Utah Statewide Radio System Restricted Account created in Section
593 [63H-7a-403](#).

594 ~~[(63)]~~ (64) The Utah Capital Investment Restricted Account created in Section
595 [63N-6-204](#).

596 ~~[(64)]~~ (65) The Motion Picture Incentive Account created in Section [63N-8-103](#).

597 ~~[(65)]~~ (66) Certain money payable for expenses of the Pete Suazo Utah Athletic
598 Commission, as provided under Section [63N-10-301](#).

599 ~~[(66)]~~ (67) Funds collected by the housing of state probationary inmates or state parole
600 inmates, as provided in Subsection [64-13e-104](#)(2).

601 ~~[(67)]~~ (68) Certain forestry and fire control funds utilized by the Division of Forestry,
602 Fire, and State Lands, as provided in Section [65A-8-103](#).

603 ~~[(68)]~~ (69) The Amusement Ride Safety Restricted Account, as provided in Section
604 [72-16-204](#).

605 ~~[(69)]~~ (70) Certain funds received by the Office of the State Engineer for well drilling
606 fines or bonds, as provided in Section [73-3-25](#).

607 ~~[(70)]~~ (71) The Water Resources Conservation and Development Fund, as provided in
608 Section [73-23-2](#).

609 ~~[(71)]~~ (72) Funds donated or paid to a juvenile court by private sources, as provided in
610 Subsection [78A-6-203](#)(1)(c).

611 ~~[(72)]~~ (73) Fees for certificate of admission created under Section [78A-9-102](#).

612 ~~[(73)]~~ (74) Funds collected for adoption document access as provided in Sections
613 [78B-6-141](#), [78B-6-144](#), and [78B-6-144.5](#).

614 ~~[(74)]~~ (75) Funds collected for indigent defense as provided in Title 78B, Chapter 22,
615 Part 4, Utah Indigent Defense Commission.

616 ~~[(75)]~~ (76) The Utah Geological Survey Oil, Gas, and Mining Restricted Account
617 created in Section [79-3-403](#).

[~~(76)~~] (77) Revenue for golf user fees at the Wasatch Mountain State Park, Palisades State Park, and Green River State Park, as provided under Section [79-4-403](#).

[~~(77)~~] (78) Funds donated as described in Section [41-1a-422](#) for the State Park Fees Restricted Account created in Section [79-4-402](#) for support of the Division of State Parks' dark sky initiative.

[~~(78)~~] (79) Certain funds received by the Division of State Parks from the sale or disposal of buffalo, as provided under Section [79-4-1001](#).

Section 11. Section **63J-1-602.2** is amended to read:

63J-1-602.2. List of nonlapsing appropriations to programs.

Appropriations made to the following programs are nonlapsing:

(1) The Legislature and the Legislature's committees.

(2) The State Board of Education, including all appropriations to agencies, line items, and programs under the jurisdiction of the State Board of Education, in accordance with Section [53F-9-103](#).

(3) The Percent-for-Art Program created in Section [9-6-404](#).

(4) The LeRay McAllister Critical Land Conservation Program created in Section [4-46-301](#).

(5) The Utah Lake Authority created in Section [11-65-201](#).

(6) Dedicated credits accrued to the Utah Marriage Commission as provided under Subsection [17-16-21\(2\)\(d\)\(ii\)](#).

(7) The Division of Wildlife Resources for the appraisal and purchase of lands under the Pelican Management Act, as provided in Section [23-21a-6](#).

(8) The Emergency Medical Services Grant Program in Section [26-8a-207](#).

(9) The primary care grant program created in Section [26-10b-102](#).

(10) Sanctions collected as dedicated credits from Medicaid providers under Subsection [26-18-3\(7\)](#).

(11) The Utah Health Care Workforce Financial Assistance Program created in Section [26-46-102](#).

(12) The Rural Physician Loan Repayment Program created in Section 26-46a-103.

(13) The Opiate Overdose Outreach Pilot Program created in Section 26-55-107.

(14) The Utah Medical Education Council for the:

(a) administration of the Utah Medical Education Program created in Section 26-69-403;

(b) provision of medical residency grants described in Section 26-69-407; and

(c) provision of the forensic psychiatric fellowship grant described in Section 26-69-408.

(15) Funds that the Department of Alcoholic Beverage Services retains in accordance with Subsection 32B-2-301(8)(a) or (b).

(16) The General Assistance program administered by the Department of Workforce Services, as provided in Section 35A-3-401.

(17) The Utah National Guard, created in Title 39, Militia and Armories.

~~[(18) The State Tax Commission under Section 41-1a-1201 for the:]~~

~~[(a) purchase and distribution of license plates and decals; and]~~

~~[(b) administration and enforcement of motor vehicle registration requirements.]~~

~~[(19)]~~ (18) The Search and Rescue Financial Assistance Program, as provided in Section 53-2a-1102.

~~[(20)]~~ (19) The Motorcycle Rider Education Program, as provided in Section 53-3-905.

~~[(21)]~~ (20) The Utah Board of Higher Education for teacher preparation programs, as provided in Section 53B-6-104.

~~[(22)]~~ (21) Innovation grants under Section 53G-10-608, except as provided in Subsection 53G-10-608(6).

~~[(23)]~~ (22) The Division of Services for People with Disabilities, as provided in Section 62A-5-102.

~~[(24)]~~ (23) The Division of Fleet Operations for the purpose of upgrading underground storage tanks under Section 63A-9-401.

~~[(25)]~~ (24) The Utah Seismic Safety Commission, as provided in Section 63C-6-104.

674 ~~[(26)]~~ (25) The Division of Technology Services for technology innovation as provided
675 under Section ~~63A-16-903~~.

676 ~~[(27)]~~ (26) The Office of Administrative Rules for publishing, as provided in Section
677 ~~63G-3-402~~.

678 ~~[(28)]~~ (27) The Colorado River Authority of Utah, created in Title 63M, Chapter 14,
679 Colorado River Authority of Utah Act.

680 ~~[(29)]~~ (28) The Governor's Office of Economic Opportunity to fund the Enterprise
681 Zone Act, as provided in Title 63N, Chapter 2, Part 2, Enterprise Zone Act.

682 ~~[(30)]~~ (29) The Governor's Office of Economic Opportunity's Rural Employment
683 Expansion Program, as described in Title 63N, Chapter 4, Part 4, Rural Employment
684 Expansion Program.

685 ~~[(31)]~~ (30) Programs for the Jordan River Recreation Area as described in Section
686 ~~65A-2-8~~.

687 ~~[(32)]~~ (31) The Division of Human Resource Management user training program, as
688 provided in Section ~~63A-17-106~~.

689 ~~[(33)]~~ (32) A public safety answering point's emergency telecommunications service
690 fund, as provided in Section ~~69-2-301~~.

691 ~~[(34)]~~ (33) The Traffic Noise Abatement Program created in Section ~~72-6-112~~.

692 ~~[(35)]~~ (34) The money appropriated from the Navajo Water Rights Negotiation
693 Account to the Division of Water Rights, created in Section ~~73-2-1.1~~, for purposes of
694 participating in a settlement of federal reserved water right claims.

695 ~~[(36)]~~ (35) The Judicial Council for compensation for special prosecutors, as provided
696 in Section ~~77-10a-19~~.

697 ~~[(37)]~~ (36) A state rehabilitative employment program, as provided in Section
698 ~~78A-6-210~~.

699 ~~[(38)]~~ (37) The Utah Geological Survey, as provided in Section ~~79-3-401~~.

700 ~~[(39)]~~ (38) The Bonneville Shoreline Trail Program created under Section ~~79-5-503~~.

701 ~~[(40)]~~ (39) Adoption document access as provided in Sections ~~78B-6-141~~, ~~78B-6-144~~,

702 and [78B-6-144.5](#).

703 ~~[(41)]~~ (40) Indigent defense as provided in Title 78B, Chapter 22, Part 4, Utah Indigent
704 Defense Commission.

705 ~~[(42)]~~ (41) The program established by the Division of Facilities Construction and
706 Management under Section [63A-5b-703](#) under which state agencies receive an appropriation
707 and pay lease payments for the use and occupancy of buildings owned by the Division of
708 Facilities Construction and Management.

709 ~~[(43)]~~ (42) The State Tax Commission for reimbursing counties for deferred property
710 taxes in accordance with Section [59-2-1802](#).

711 Section 12. **Effective date.**

712 This bill takes effect on July 1, 2023.