MOTOR VEHICLE SAFETY INSPECTION AMENDMENTS

2012 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: John Dougall

Senate Sponsor: Curtis S. Bramble

LONG TITLE

General Description:

This bill modifies provisions relating to motor vehicle safety inspections.

Highlighted Provisions:

This bill:

- provides that if a title of a used motor vehicle is being transferred, a safety inspection issued for the motor vehicle during the previous 11 months may be used to satisfy the safety inspection requirement;
- reduces the frequency of the requirement that an owner of certain vehicles is required to obtain a safety inspection certificate prior to registering the vehicle;
- increases the registration fee for motor vehicles and motorcycles to offset the reduced revenues from the repeal of the safety inspection certificate fee;
- provides that a portion of the revenues from the increased motor vehicle and motorcycle registration fees shall be:
  - deposited in the Public Safety Restricted Account; and
  - used to pay a portion of the costs to employ highway patrol officers to police or patrol the highways within this state; and
- makes conforming changes.

Money Appropriated in this Bill:

This bill appropriates:

- $882,000 from the General Fund to the Utah Highway Patrol for six new highway patrol officers;
- $315,000 from the Transportation Fund Restricted - Department of Public Safety

30 Account for seven additional highway patrol officers beginning January 1, 2013; and
31 ▸ $630,000 from the Highway Patrol - Safety Inspections program to the Highway
32 Patrol Field Operations program putting seven more officers in the field.
33 **Other Special Clauses:**
34 This bill provides an effective date.
35 **Utah Code Sections Affected:**
36 AMENDS:
37 **41-1a-205**, as last amended by Laws of Utah 2008, Chapters 36 and 210
38 **41-1a-1201**, as last amended by Laws of Utah 2011, Chapters 189 and 268
39 **41-1a-1206**, as last amended by Laws of Utah 2011, Chapter 268
40 **41-3-303**, as last amended by Laws of Utah 2005, Chapter 2
41 **53-3-106**, as last amended by Laws of Utah 2011, Chapter 428
42 **53-8-204**, as last amended by Laws of Utah 2009, Chapter 183
43 **53-8-205**, as last amended by Laws of Utah 2009, Chapters 155 and 311
44 **53-8-206**, as last amended by Laws of Utah 2009, Chapter 311
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46 *Be it enacted by the Legislature of the state of Utah:*
47 Section 1. Section **41-1a-205** is amended to read:
48 **41-1a-205. Safety inspection certificate required for renewal or registration of**
49 **motor vehicle -- Exemptions.**
50 (1) If required in the current year, a safety inspection certificate, as required by Section
51 53-8-205, or proof of exemption from safety inspection shall be presented at the time of, and as
52 a condition of, registration or renewal of registration of a motor vehicle.
53 (2) (a) Except as provided in Subsections (2)(b), (c), and (d), the safety inspection
54 required under this section may be made no more than two months prior to the renewal of
55 registration.
56 (b) (i) If the title of a used motor vehicle is being transferred, a safety inspection
57 certificate issued for the motor vehicle during the previous [~~two~~] 11 months may be used to

58 satisfy the requirement under Subsection (1).
59 (ii) If the transferor is a licensed and bonded used motor vehicle dealer, a safety
60 inspection certificate issued for the motor vehicle in a licensed and bonded motor vehicle
61 dealer's name during the previous [~~six~~] 11 months may be used to satisfy the requirement under
62 Subsection (1).
63 (c) If the title of a leased vehicle is being transferred to the lessee of the vehicle, a
64 safety inspection certificate issued during the previous [~~six~~] 11 months may be used to satisfy
65 the requirement under Subsection (1).
66 (d) If the motor vehicle is part of a fleet of 101 or more vehicles, the safety inspection
67 required under this section may be made no more than 11 months prior to the renewal of
68 registration.
69 (3) (a) The following motor vehicles are exempt from this section:
70 (i) except as provided in Subsection (3)(b), a new motor vehicle when registered the
71 first time, if:
72 (A) a new car predelivery inspection has been made by a dealer;
73 (B) the dealer provides a written disclosure statement listing any known deficiency,
74 existing with the new motor vehicle at the time of delivery, that would cause the motor vehicle
75 to fail a safety inspection given in accordance with Section 53-8-205; and
76 (C) the buyer signs the disclosure statement to acknowledge that the buyer has read and
77 understands the listed deficiencies;
78 (ii) a motor vehicle required to be registered under this chapter that bears a dealer plate
79 or other special plate under Title 41, Chapter 3, Part 5, Special Dealer License Plates, except
80 that if the motor vehicle is propelled by its own power and is not being moved for repair or
81 dismantling, the motor vehicle shall comply with Section 41-6a-1601 regarding safe
82 mechanical condition; and
83 (iii) a vintage vehicle as defined in Section 41-21-1.
84 (b) A street-legal all-terrain vehicle registered in accordance with Section 41-6a-1509
85 is subject to a safety inspection the first time that a person registers an off-highway vehicle as a

86 street-legal all-terrain vehicle.
87 (4) (a) A safety inspection certificate shall be displayed on:
88 (i) all registered commercial motor vehicles with a gross vehicle weight rating of
89 26,000 pounds or more;
90 (ii) a motor vehicle with three or more axles, pulling a trailer, or pulling a trailer with
91 multiple axles;
92 (iii) a combination unit; and
93 (iv) a bus or van for hire.
94 (b) A commercial vehicle under Subsection (4)(a) is exempt from the requirements of
95 Subsection (1).
96 (5) A motor vehicle may be sold and the title assigned to the new owner without a
97 valid safety inspection, but the motor vehicle may not be registered in the new owner's name
98 until the motor vehicle complies with this section.
99 Section 2. Section **41-1a-1201** is amended to read:
100 **41-1a-1201. Disposition of fees.**
101 (1) All fees received and collected under this part shall be transmitted daily to the state
102 treasurer.
103 (2) Except as provided in Subsections (3), (6), [~~and~~] (7)<u>, and (8)</u> and Sections
104 41-1a-422, 41-1a-1220, 41-1a-1221, and 41-1a-1223 all fees collected under this part shall be
105 deposited in the Transportation Fund.
106 (3) Funds generated under Subsections 41-1a-1211(1)(b)(ii), (6)(b)(ii), and (7) and
107 Section 41-1a-1212 may be used by the commission to cover the costs incurred in issuing
108 license plates under Part 4, License Plates and Registration Indicia.
109 (4) In accordance with Section 63J-1-602.2, all funds available to the commission for
110 the purchase and distribution of license plates and decals are nonlapsing.
111 (5) Except as provided in Subsection (3) and Section 41-1a-1205, the expenses of the
112 commission in enforcing and administering this part shall be provided for by legislative
113 appropriation from the revenues of the Transportation Fund.

114 (6) (a) Except as provided in Subsection (6)(b), the following portions of the
115 registration fees imposed under Section 41-1a-1206 for each vehicle shall be deposited in the
116 Centennial Highway Fund Restricted Account created under Section 72-2-118:
117 (i) $10 of the registration fees imposed under Subsections 41-1a-1206(1)(a), (1)(b),
118 (1)(f), (2), and (5);
119 (ii) $1 of the registration fees imposed under Subsections 41-1a-1206(1)(c)(i),
120 (1)(c)(ii), and (1)(d)(ii);
121 (iii) $2 of the registration fee imposed under Subsection 41-1a-1206(1)(e)(ii);
122 (iv) $3 of the registration fee imposed under Subsection 41-1a-1206(1)(d)(i); and
123 (v) $4.50 of the registration fee imposed under Subsection 41-1a-1206(1)(e)(i).
124 (b) When the highway general obligation bonds have been paid off and the highway
125 projects completed that are intended to be paid from revenues deposited in the Centennial
126 Highway Fund Restricted Account as determined by the Executive Appropriations Committee
127 under Subsection 72-2-118(6)(d), the portions of the registration fees deposited under
128 Subsection (6)(a) for each vehicle shall be deposited in the Transportation Investment Fund of
129 2005 created by Section 72-2-124.
130 (7) The following portions of the registration fees imposed under Section 41-1a-1206
131 for each vehicle shall be deposited in the Transportation Investment Fund of 2005 created by
132 Section 72-2-124:
133 (a) $20 of each registration fee collected under Subsections 41-1a-1206(1)(a), (1)(b),
134 (1)(c), (1)(d)(i), (1)(e)(i), (1)(f), (2)(a), and (5); and
135 (b) 50 cents of each registration fee collected under Subsection 41-1a-1206(1)(e)(ii).
136 <u>(8) Ninety-four cents of each registration fee imposed under Subsections</u>
137 <u>41-1a-1206(1)(a) and (b) for each vehicle shall be deposited in the Public Safety Restricted</u>
138 <u>Account created in Section 53-3-106.</u>
139 Section 3. Section **41-1a-1206** is amended to read:
140 **41-1a-1206. Registration fees -- Fees by gross laden weight.**
141 (1) Except as provided in Subsection (2), at the time application is made for

142 registration or renewal of registration of a vehicle or combination of vehicles under this
143 chapter, a registration fee shall be paid to the division as follows:
144 (a) [~~$42.50~~] $44.50 for each motorcycle;
145 (b) [~~$41~~] $43 for each motor vehicle of 12,000 pounds or less gross laden weight,
146 excluding motorcycles;
147 (c) unless the semitrailer or trailer is exempt from registration under Section 41-1a-202
148 or is registered under Section 41-1a-301:
149 (i) $31 for each trailer or semitrailer over 750 pounds gross unladen weight; or
150 (ii) $28.50 for each commercial trailer or commercial semitrailer of 750 pounds or less
151 gross unladen weight;
152 (d) (i) $53 for each farm truck over 12,000 pounds, but not exceeding 14,000 pounds
153 gross laden weight; plus
154 (ii) $9 for each 2,000 pounds over 14,000 pounds gross laden weight;
155 (e) (i) $69.50 for each motor vehicle or combination of motor vehicles, excluding farm
156 trucks, over 12,000 pounds, but not exceeding 14,000 pounds gross laden weight; plus
157 (ii) $19 for each 2,000 pounds over 14,000 pounds gross laden weight; and
158 (f) $45 for each vintage vehicle that is less than 40 years old.
159 (2) (a) The initial registration fee for a vintage vehicle that is 40 years old or older is
160 $40.
161 (b) A vintage vehicle that is 40 years old or older is exempt from the renewal of
162 registration fees under Subsection (1).
163 (c) A vehicle with a Purple Heart special group license plate issued in accordance with
164 Section 41-1a-421 is exempt from the registration fees under Subsection (1).
165 (3) If a motor vehicle is operated in combination with a semitrailer or trailer, each
166 motor vehicle shall register for the total gross laden weight of all units of the combination if the
167 total gross laden weight of the combination exceeds 12,000 pounds.
168 (4) (a) Registration fee categories under this section are based on the gross laden
169 weight declared in the licensee's application for registration.

170 (b) Gross laden weight shall be computed in units of 2,000 pounds. A fractional part
171 of 2,000 pounds is a full unit.
172 (5) The owner of a commercial trailer or commercial semitrailer may, as an alternative
173 to registering under Subsection (1)(c), apply for and obtain a special registration and license
174 plate for a fee of $130.
175 (6) Except as provided in Section 41-6a-1642, a truck may not be registered as a farm
176 truck unless:
177 (a) the truck meets the definition of a farm truck under Section 41-1a-102; and
178 (b) (i) the truck has a gross vehicle weight rating of more than 12,000 pounds; or
179 (ii) the truck has a gross vehicle weight rating of 12,000 pounds or less and the owner
180 submits to the division a certificate of emissions inspection or a waiver in compliance with
181 Section 41-6a-1642.
182 (7) A violation of Subsection (6) is a class B misdemeanor that shall be punished by a
183 fine of not less than $200.
184 (8) Trucks used exclusively to pump cement, bore wells, or perform crane services
185 with a crane lift capacity of five or more tons, are exempt from 50% of the amount of the fees
186 required for those vehicles under this section.
187 Section 4. Section **41-3-303** is amended to read:
188 **41-3-303. Temporary permits -- Inspections required before issuance.**
189 (1) A dealer licensed in accordance with this chapter may not issue a temporary permit
190 under Section 41-3-302 unless:
191 (a) (i) the motor vehicle for which the temporary permit is issued has received and
192 passed the safety inspection <u>if</u> required [~~by~~] <u>in the current year under</u> Section 53-8-205 within
193 the previous six months;
194 (ii) the safety inspection certificate was issued in the name of a licensed and bonded
195 dealer; and
196 (iii) a copy of the safety inspection certificate is given to the customer; and
197 (b) the motor vehicle passed the emission inspection test required by Section

198 41-6a-1642.
199 (2) Notwithstanding Subsection (1)(a), a dealer may issue a temporary permit without a
200 safety inspection certificate if the motor vehicle complies with the safety inspection as
201 provided in Section 41-1a-205.
202 (3) Notwithstanding Subsection (1)(b), a dealer may issue a temporary permit without
203 proof of an emission inspection if:
204 (a) the motor vehicle is exempt from emission inspection as provided in Section
205 41-6a-1642;
206 (b) the purchaser is a resident of a county that does not require emission inspections; or
207 (c) the motor vehicle is otherwise exempt from emission inspections.
208 (4) Notwithstanding Subsection (1), a dealer may sell a motor vehicle as is without
209 having it safety or emission inspected provided that no temporary permit is issued.
210 Section 5. Section **53-3-106** is amended to read:
211 **53-3-106. Disposition of revenues under this chapter -- Restricted account created**
212 **-- Uses as provided by appropriation -- Nonlapsing.**
213 (1) There is created within the Transportation Fund a restricted account known as the
214 "Department of Public Safety Restricted Account."
215 (2) The account consists of money generated from the following revenue sources:
216 (a) all money received under this chapter;
217 (b) administrative fees received according to the fee schedule authorized under this
218 chapter and Section 63J-1-504; [~~and~~]
219 (c) beginning on January 1, 2013, money received in accordance with Section
220 41-1a-1201; and
221 [~~(c)~~] (d) any appropriations made to the account by the Legislature.
222 (3) (a) The account shall earn interest.
223 (b) All interest earned on account money shall be deposited in the account.
224 (4) The expenses of the department in carrying out this chapter shall be provided for by
225 legislative appropriation from this account.

226 (5) The amount in excess of $45 of the fees collected under Subsection 53-3-105(24)
227 shall be appropriated by the Legislature from this account to the department to implement the
228 provisions of Section 53-1-117, except that of the amount in excess of $45, $40 shall be
229 deposited in the State Laboratory Drug Testing Account created in Section 26-1-34.
230 (6) All money received under Subsection 41-6a-1406(6)(b)(ii) shall be appropriated by
231 the Legislature from this account to the department to implement the provisions of Section
232 53-1-117.
233 (7) Beginning in fiscal year 2009-10, the Legislature shall appropriate $100,000
234 annually from the account to the state medical examiner appointed under Section 26-4-4 for
235 use in carrying out duties related to highway crash deaths under Subsection 26-4-7(1).
236 (8) The division shall remit the fees collected under Subsection 53-3-105(28) to the
237 Bureau of Criminal Identification to cover the costs for the services the Bureau of Criminal
238 Identification provides under Section 53-3-205.5.
239 (9) (a) Beginning on January 1, 2013, the Legislature shall appropriate all money
240 received in the account under Section 41-1a-1201 to the Utah Highway Patrol Division for
241 field operations.
242 (b) The Legislature may appropriate additional money from the account to the Utah
243 Highway Patrol Division for law enforcement purposes.
244 [~~(9)~~] (10) Appropriations to the department from the account are nonlapsing.
245 Section 6. Section **53-8-204** is amended to read:
246 **53-8-204. Division duties -- Official inspection stations -- Permits -- Fees --**
247 **Suspension or revocation -- Utah-based interstate commercial motor carriers.**
248 (1) The division shall:
249 (a) conduct examinations of every safety inspection station permit applicant and safety
250 inspector certificate applicant to determine whether the applicant is properly equipped and
251 qualified to make safety inspections;
252 (b) issue safety inspection station permits and safety inspector certificates to qualified
253 applicants;

254 (c) establish application, renewal, and reapplication fees in accordance with Section
255 63J-1-504 for safety inspection station permits and safety inspector certificates;
256 (d) provide instructions and all necessary forms, including safety inspection
257 certificates, to safety inspection stations for the inspection of motor vehicles and the issuance
258 of the safety inspection certificates;
259 [~~(e) charge a $2 fee for each safety inspection certificate;~~]
260 [~~(f)~~] (e) investigate complaints regarding safety inspection stations and safety
261 inspectors;
262 [~~(g)~~] (f) compile and publish all applicable safety inspection laws, rules, instructions,
263 and standards and distribute them to all safety inspection stations and provide updates to the
264 compiled laws, rules, instructions, and standards as needed;
265 [~~(h)~~] (g) establish a fee in accordance with Section 63J-1-504 to cover the cost of
266 compiling and publishing the safety inspection laws, rules, instructions, and standards and any
267 updates; and
268 [~~(i)~~] (h) assist the council in conducting its meetings and hearings.
269 (2) (a) [~~(i)~~] Receipts from the fees established in accordance with Subsection
270 (1)[~~(h)~~](g) are fixed collections to be used by the division for the expenses of the Utah
271 Highway Patrol incurred under Subsection (1)[~~(h)~~](g).
272 [~~(ii)~~] (b) Funds received in excess of the expenses under Subsection (1)[~~(h)~~](g) shall be
273 deposited in the Transportation Fund.
274 [~~(b) (i) The first $.75 of the fee under Subsection (1)(e) is a dedicated credit to be used~~
275 ~~solely by the Utah Highway Patrol for the expenses of administering this section.~~]
276 [~~(ii) The remaining funds collected under Subsection (1)(e) shall be deposited in the~~
277 ~~Transportation Fund.~~]
278 [~~(iii) The dedicated credits described under Subsection (2)(b)(i) are in addition to any~~
279 ~~other appropriations provided to administer the safety inspection program duties under this~~
280 ~~section.~~]
281 (3) The division may:

282 (a) before issuing a safety inspection permit, require an applicant, other than a fleet
283 station or government station, to file a bond that will provide a guarantee that the applicant
284 safety inspection station will make compensation for any damage to a motor vehicle during an
285 inspection or adjustment due to negligence on the part of an applicant or the applicant's
286 employees;
287 (b) establish procedures governing the issuance of safety inspection certificates to
288 Utah-based interstate commercial motor carriers;
289 (c) suspend, revoke, or refuse renewal of any safety inspection station permit issued
290 when the division finds that the safety inspection station is not:
291 (i) properly equipped; or
292 (ii) complying with rules made by the division; and
293 (d) suspend, revoke, or refuse renewal of any safety inspection station permit or safety
294 inspector certificate issued when the station or inspector has violated any safety inspection law
295 or rule.
296 (4) The division shall maintain a record of safety inspection station permits and safety
297 inspector certificates issued, suspended, revoked, or refused renewal under Subsection (3)(c).
298 (5) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
299 division shall make rules:
300 (a) setting minimum standards covering the design, construction, condition, and
301 operation of motor vehicle equipment for safely operating a motor vehicle on the highway;
302 (b) establishing motor vehicle safety inspection procedures to ensure a motor vehicle
303 can be operated safely;
304 (c) establishing safety inspection station building, equipment, and personnel
305 requirements necessary to qualify to perform safety inspections;
306 (d) establishing age, training, examination, and renewal requirements to qualify for a
307 safety inspector certificate;
308 (e) establishing program guidelines for a school district that elects to implement a
309 safety inspection apprenticeship program for high school students;

310 (f) establishing requirements:
311 (i) designed to protect consumers from unwanted or unneeded repairs or adjustments;
312 (ii) for maintaining safety inspection records;
313 (iii) for providing reports to the division; and
314 (iv) for maintaining and protecting safety inspection certificates;
315 (g) establishing procedures for a motor vehicle that fails a safety inspection;
316 (h) setting bonding amounts for safety inspection stations if bonds are required under
317 Subsection (3)(a); and
318 (i) establishing procedures for a safety inspection station to follow if the station is
319 going out of business.
320 (6) The rules of the division:
321 (a) shall conform as nearly as practical to federal motor vehicle safety standards
322 including 49 [~~CFR~~] C.F.R. Parts 393, 396, 396 Appendix G, and Federal Motor Vehicle Safety
323 Standards 205; and
324 (b) may incorporate by reference, in whole or in part, the federal standards under
325 Subsection (6)(a) and nationally recognized and readily available standards and codes on motor
326 vehicle safety.
327 Section 7. Section **53-8-205** is amended to read:
328 **53-8-205. Safety inspection required -- Frequency of safety inspection -- Safety**
329 **inspection certificate required -- Out-of-state permits.**
330 (1) (a) Except as provided in Subsection (1)(b), a person may not operate on a highway
331 a motor vehicle required to be registered in this state unless the motor vehicle has passed a
332 safety inspection if required in the current year.
333 (b) Subsection (1)(a) does not apply to:
334 (i) a vehicle that is exempt from registration under Section 41-1a-205;
335 (ii) an off-highway vehicle, unless the off-highway vehicle is being registered as a
336 street-legal all-terrain vehicle in accordance with Section 41-6a-1509;
337 (iii) a vintage vehicle as defined in Section 41-21-1;

338 (iv) a commercial vehicle with a gross vehicle weight rating over 26,000 pounds that:
339 (A) is operating with an apportioned registration under Section 41-1a-301; and
340 (B) has a valid annual federal inspection that complies with the requirements of 49
341 C.F.R. Sec. 396.17; and
342 (v) a trailer, semitrailer, or trailering equipment attached to a commercial motor vehicle
343 described in Subsection (1)(a)(iv) that has a valid annual federal inspection that complies with
344 the requirements of 49 C.F.R. Sec. 396.17.
345 (2) Except as provided in Subsection (3), the frequency of the safety inspection shall be
346 determined based on the age of the vehicle determined by model year and shall:
347 (a) be required each year for a vehicle that is [~~eight~~] 10 or more years old on January 1;
348 or
349 [~~(b) every two years for each vehicle that is less than eight years old on January 1 as~~
350 ~~follows:~~]
351 [~~(i) in odd-numbered years for a vehicle with an odd-numbered model year; and~~]
352 [~~(ii) in even-numbered years for a vehicle with an even-numbered model year;~~]
353 (b) for each vehicle that is less than 10 years old on January 1, be required in the fourth
354 year and the eighth year;
355 (c) be made by a safety inspector certified by the division at a safety inspection station
356 authorized by the division;
357 (d) cover an inspection of the motor vehicle mechanism, brakes, and equipment to
358 ensure proper adjustment and condition as required by department rules; and
359 (e) include an inspection for the display of license plates in accordance with Section
360 41-1a-404.
361 (3) (a) (i) A salvage vehicle as defined in Section 41-1a-1001 is required to pass a
362 safety inspection when an application is made for initial registration as a salvage vehicle.
363 (ii) After initial registration as a salvage vehicle, the frequency of the safety inspection
364 shall correspond with the model year, as provided in Subsection (2).
365 (b) A motor vehicle with a gross vehicle weight rating of 10,001 pounds or more is

366 required to pass a safety inspection annually.
367 (4) (a) A safety inspection station shall issue two safety inspection certificates to the
368 owner of:
369 (i) each motor vehicle that passes a safety inspection under this section; and
370 (ii) a street-legal all-terrain vehicle that meets all the equipment requirements in
371 Section 41-6a-1509.
372 (b) A safety inspection station shall use one safety inspection certificate issued under
373 this Subsection (4) for processing the vehicle registration.
374 (c) A person operating a motor vehicle shall have in the person's immediate possession
375 a safety inspection certificate or other evidence of compliance with the requirement to obtain a
376 safety inspection under this section.
377 (5) The division may:
378 (a) authorize the acceptance in this state of a safety inspection certificate issued in
379 another state having a safety inspection law similar to this state; and
380 (b) extend the time within which a safety inspection certificate must be obtained by the
381 resident owner of a vehicle that was not in this state during the time a safety inspection was
382 required.
383 Section 8. Section **53-8-206** is amended to read:
384 **53-8-206. Safety inspection -- Station requirements -- Permits not transferable --**
385 **Certificate of inspection -- Fees -- Unused certificates -- Suspension or revocation of**
386 **permits.**
387 (1) The safety inspection required under Section 53-8-205 may only be performed:
388 (a) by a person certified by the division as a safety inspector; and
389 (b) at a safety inspection station with a valid safety inspection station permit issued by
390 the division.
391 (2) A safety inspection station permit may not be assigned or transferred or used at any
392 location other than a designated location, and every safety inspection station permit shall be
393 posted in a conspicuous place at the location designated.

394 (3) If required by the division, a record and report shall be made of every safety
395 inspection and every safety inspection certificate issued.
396 (4) A safety inspection station holding a safety inspection station permit issued by the
397 division may charge[~~: (a) a fee as reimbursement for the safety inspection certificate fee as~~
398 ~~specified in Subsection 53-8-204(1)(c); and (b)~~] a reasonable fee for labor in performing safety
399 inspections, not to exceed:
400 [~~(i)~~] (a) $7 or less for motorcycles and street-legal all-terrain vehicles;
401 [~~(ii)~~] (b) unless Subsection (4)[~~(b)(i)~~](a) or [~~(iii)~~] (c) applies, $15 or less for motor
402 vehicles; or
403 [~~(iii)~~] (c) $20 or less for 4-wheel drive, split axle, and any motor vehicles that
404 necessitate disassembly of front hub or removal of rear axle for inspection.
405 (5) A safety inspection station may return unused safety inspection certificates in a
406 quantity of 10 or more and shall be reimbursed by the division for the cost of the safety
407 inspection certificates.
408 (6) (a) Upon receiving notice of the suspension or revocation of a safety inspection
409 station permit, the safety inspection station permit holder shall immediately terminate all safety
410 inspection activities and return all safety inspection certificates and the safety inspection station
411 permit to the division.
412 (b) The division shall issue a receipt for all unused safety inspection certificates.
413 Section 9. **Appropriation.**
414 Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the
415 following sums of money are appropriated from resources not otherwise appropriated, or
416 reduced from amounts previously appropriated, out of the funds or accounts indicated for the
417 fiscal year beginning July 1, 2012, and ending June 30, 2013. These are additions to any
418 amounts previously appropriated for fiscal year 2013.
419 To Department of Public Safety - Programs and Operations
420 From General Fund $540,000
421 From General Fund, One-time $342,000

422 From Transportation Fund Restricted - Department of Public
423 Safety Account $1,005,500
424 From Dedicated Credits ($690,500)
425 Schedule of Programs:
426 Highway Patrol - Safety Inspections ($630,000)
427 Highway Patrol - Field Operations $1,827,000
428 Section 10. **Effective date.**
429 (1) Except as provided in Subsection (2), this bill takes effect on July 1, 2012.
430 (2) The amendments to the following sections take effect on January 1, 2013:
431 (a) Section 41-1a-205;
432 (b) Section 41-1a-1201;
433 (c) Section 41-1a-1206;
434 (d) Section 41-3-303;
435 (e) Section 53-8-204;
436 (f) Section 53-8-205; and
437 (g) Section 53-8-206.