EXECUTIVE ORDER

Temporarily Suspending Certain Provisions of the Utah Code Regarding Vehicle Registration

WHEREAS, on March 6, 2020, I issued Executive Order 2020-1, declaring a state of emergency to facilitate the State's response to novel coronavirus disease 2019 (COVID-19);

WHEREAS, on March 13, 2020, Donald J. Trump, President of the United States, issued the Proclamation on Declaring a National Emergency Concerning the Novel Coronavirus Disease (COVID-19) Outbreak;

WHEREAS, COVID-19 is caused by a virus that spreads easily from person to person, may result in serious illness or death, and has been characterized by the World Health Organization as a worldwide pandemic;

WHEREAS, both travel-related cases and community contact transmission of COVID-19 have been documented in the state of Utah and are expected to continue;

WHEREAS, on March 27, 2020, I issued the "Stay Safe, Stay Home" Directive, further emphasizing the critical need to limit in-person contact to slow the spread of COVID-19;

WHEREAS, to slow the spread of COVID-19, the Utah Division of Motor Vehicles ("Division") and certain county offices have implemented precautionary measures to limit in-person contact, including the increased use of drive-through services;

WHEREAS, the Division has substantially increased the number of hours available for drive-through service at certain state offices in order to meet demand while maintaining precautionary measures to reduce the spread of COVID-19;

WHEREAS, despite increased hours and drive-through services provided by the Division, the public need for vehicle registration services remains high;

WHEREAS, the Division is in the process of implementing additional precautionary measures in order to provide full counter service to meet the public need for vehicle registration services while limiting the risk of spread of COVID-19;

WHEREAS, Utah Code Title 41, Chapter 1a, Motor Vehicle Act; Utah Code Title 41, Chapter 22, Off-Highway Vehicles; and Utah Code Title 73, Chapter 18, State Boating Act (collectively, the "Acts") govern the registration of certain vehicles;

WHEREAS, suspending the enforcement of provisions of the Acts, as specified below, is directly related to and necessary to address the COVID-19 pandemic;

WHEREAS, Utah Code § 53-2a-209(4) authorizes the governor to suspend by executive order enforcement of a statute that is directly related and necessary to address a state of emergency;

WHEREAS, Utah Code § 53-2a-204(1)(b) authorizes the governor to employ measures and give direction to state and local officers and agencies that are reasonable and necessary to secure compliance with orders made pursuant to Utah Code Title 53, Chapter 2a, Part 2, Disaster Response and Recovery Act.

NOW, THEREFORE, I, Gary R. Herbert, Governor of the State of Utah, hereby order the suspension of enforcement of the following statutes as applied to a covered vehicle, as defined below:

1. As used in this Order, "covered vehicle" means a vehicle whose registration is required by the Acts and:
   a. whose registration expired or will expire during the period beginning on March 6, 2020 and ending on and including April 30, 2020; or
   b. whose owner's duty to register the vehicle began or will begin during the period beginning on March 6, 2020 and ending on and including April 30, 2020;
2. Utah Code § 41-1a-201(1), requiring a motor vehicle, combination of vehicles, trailer, semitrailer, vintage vehicle, off-highway vehicle, vessel, or park model recreational vehicle in this state to be registered prior to operation by a person or automated driving system;
3. Utah Code § 41-1a-202(3), requiring a motor vehicle, combination of vehicles, trailer, semitrailer, or vintage vehicle to be registered within 60 days of the owner establishing residency in Utah;
4. Utah Code § 41-1a-218(1), requiring a person who, after making application for or obtaining a vehicle registration, moves from the address named in the application to notify the Division of the person's old and new address within 10 days of moving;
5. Utah Code § 41-1a-220(1), requiring the owner of a vehicle whose registration card is lost, mutilated, or becomes illegible, to immediately apply for a duplicate registration card;
6. Utah Code § 41-1a-703, requiring a transferee, before operating or permitting the operation of a transferred vehicle on a highway, to complete certain requirements, including obtaining a new registration for the transferred vehicle;
7. Utah Code §§ 41-1a-1101(1)(e) and (f), permitting the Division or a peace officer to seize and take possession of any vehicle or vessel operated without proper registration;
8. Utah Code § 41-1a-1303(1), prohibiting a person from driving or moving, and an owner from knowingly permitting to be driven or moving, upon any highway any vehicle of a type required to be registered in Utah that is not properly registered or for which a certificate of title has not been issued or applied for, or for which the required fee has not been paid;
9. Utah Code § 41-22-3(1)(a), prohibiting the operation or transportation of an unregistered off-highway vehicle on any public land, trail, street, or highway in Utah; and
10. Utah Code § 73-18-7(1)(b), prohibiting a person from placing, giving permission for the placement of, operation, or giving permission for the operation of an unregistered motorboat or sailboat on the waters of Utah.

This Order is declared and shall become effective on April 30, 2020 and shall remain in effect until and including May 15, 2020, or until otherwise lawfully modified, amended, rescinded, or superseded.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done in Salt Lake City, Utah, on this, the 29th day of April, 2020.

(State Seal)

Gary R. Herbert
Governor

ATTEST:

Spencer J. Cox
Lieutenant Governor

2020/018/EO