

HOUSE COMMITTEE OF REFERENCE REPORT

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Chairman of Committee

February 25, 2010

Date

Committee on Transportation & Energy.

After consideration on the merits, the Committee recommends the following:

HB10-1172 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 2, line 2, after "42-1-102" insert "(33),".
- 2 Page 2, after line 6 insert:
  - 3 "(33) "Farm tractor" means every ~~motor vehicle~~ IMPLEMENT OF
  - 4 HUSBANDRY designed and used primarily as a farm implement for
  - 5 drawing plows and mowing machines and other implements of
  - 6 husbandry."
- 7 Page 3, line 4, strike "~~five hundred~~ ONE THOUSAND" and substitute "five
- 8 hundred".
- 9 Page 3, line 12, strike "ONE THOUSAND" and substitute "FIVE HUNDRED".
- 10 Page 5, strike line 5 and substitute "amended, and the said 42-3-106 is
- 11 further amended BY THE ADDITION OF A NEW SUBSECTION, to
- 12 read:".
- 13 Page 5, strike lines 12 through 16 and substitute "be Class F personal
- 14 property. IF A FARM TRACTOR, MEETING THE DEFINITION OF SPECIAL
- 15 MOBILE MACHINERY, IS USED FOR ANY PURPOSE OTHER THAN
- 16 AGRICULTURAL PRODUCTION FOR MORE THAN TWENTY-FOUR HOURS, IT IS
- 17 CLASS F PERSONAL PROPERTY, BUT IT MAY BE GRANTED A PRORATED
- 18 REGISTRATION UNDER SECTION 42-3-107 TO COVER SUCH USE. THE
- 19 AUTHORIZED AGENT SHALL NOTIFY THE OWNER OF THE FARM TRACTOR OF

1 THE PRORATED REGISTRATION. STORING A FARM TRACTOR AT A SITE DOES  
2 NOT GIVE RISE TO A PRESUMPTION THAT THE TRACTOR WAS USED FOR THE  
3 SAME PURPOSES THAT OTHER EQUIPMENT IS USED FOR AT THE SITE."

4 Page 5, after line 16 insert:

5 "(6) (a) IF A MOTOR VEHICLE AND THE EQUIPMENT MOUNTED ON  
6 THE VEHICLE ARE THE SAME MODEL YEAR:

7 (I) THE OWNER OF THE MOTOR VEHICLE AND THE MOUNTED  
8 EQUIPMENT MAY REGISTER BOTH AS CLASS F PERSONAL PROPERTY; OR

9 (II) THE OWNER OF THE MOTOR VEHICLE MAY REGISTER THE  
10 VEHICLE AS CLASS A, CLASS B, OR CLASS C PERSONAL PROPERTY AND  
11 THE MOUNTED EQUIPMENT MAY BE REGISTERED AS CLASS F PERSONAL  
12 PROPERTY.

13 (b) IF A MOTOR VEHICLE AND THE EQUIPMENT MOUNTED ON THE  
14 VEHICLE ARE DIFFERENT MODEL YEARS:

15 (I) THE OWNER OF THE MOTOR VEHICLE SHALL REGISTER THE  
16 VEHICLE AS CLASS A, CLASS B, OR CLASS C PERSONAL PROPERTY; AND

17 (II) THE OWNER OF THE VEHICLE SHALL REGISTER THE MOUNTED  
18 EQUIPMENT AS CLASS F PERSONAL PROPERTY."

19 Page 7, line 12, strike "AGENT." and substitute "AGENT OR EXEMPT FROM  
20 REGISTRATION PURSUANT TO SECTION 42-3-104 (3)."

21 Page 8, line 9, strike "THE" and substitute "EFFECTIVE JANUARY 1, 2011,  
22 THE".

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