

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 44

BY TRANSPORTATION AND DEFENSE COMMITTEE

AN ACT

RELATING TO LICENSE PLATES; AMENDING SECTION 49-402, IDAHO CODE, TO PROVIDE A CODE REFERENCE AND TO MAKE A TECHNICAL CORRECTION; AND AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-420N, IDAHO CODE, TO PROVIDE FOR ROCKY MOUNTAIN ELK FOUNDATION PLATES.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 49-402, Idaho Code, be, and the same is hereby amended to read as follows:

49-402. ANNUAL REGISTRATION. (1) The annual fee for operating each pickup truck, each neighborhood electric vehicle and each other motor vehicle having a maximum gross weight not in excess of eight thousand (8,000) pounds and that complies with the federal motor vehicle safety standards as defined in section 49-107, Idaho Code, shall be:

- Vehicles one (1) and two (2) years old\$48.00
- Vehicles three (3) and four (4) years old\$36.00
- Vehicles five (5) and six (6) years old\$36.00
- Vehicles seven (7) and eight (8) years old\$24.00
- Vehicles over eight (8) years old\$24.00

There shall be twelve (12) registration periods, starting in January for holders of validation registration stickers numbered 1, and proceeding consecutively through December for holders of validation registration stickers numbered 12, each of which shall start on the first day of a calendar month and end on the last day of the twelfth month from the first day of the beginning month. Registration periods shall expire midnight on the last day of the registration period in the year designated by the validation registration sticker. The numeral digit on the validation registration stickers shall, as does the registration card, fix the registration period under the staggered registration system for the purpose of reregistration and notice of expiration.

A vehicle that has once been registered for any of the above designated periods shall, upon reregistration, be registered for the period bearing the same number, and the registration card shall show and be the exclusive proof of the expiration date of registration and licensing. Vehicles may be initially registered for less than a twelve (12) month period, or for more than a twelve (12) month period, and the fee prorated on a monthly basis if the fractional registration tends to fulfill the purpose of the monthly series registration system.

(2) For all school buses operated either by a nonprofit, nonpublic school or operated pursuant to a service contract with a school district for transporting children to or from school or in connection with school approved activities, the annual fee shall be twenty-four dollars (\$24.00) and

1 shall be subject to staggered registration for the purpose of reregistration
2 and notice of expiration.

3 (3) For all motorcycles and motor-driven cycles which comply with the
4 federal motor vehicle safety standards, operated upon the public highways,
5 the annual fee shall be nine dollars (\$9.00) and shall be subject to stag-
6 gered registration for the purpose of reregistration and notice of expira-
7 tion.

8 (4) For operation of an all-terrain vehicle, utility type vehicle or
9 motorbike, excluding a motorbike with an engine displacement of fifty (50)
10 cubic centimeters or less, on city, county or highway district roads or
11 highways open to such use, a restricted vehicle license plate fee pursuant
12 to section 49-450, Idaho Code, shall be paid. In addition, the registration
13 fee specified in section 67-7122, Idaho Code, shall be paid as provided in
14 section 67-7122, Idaho Code. The registration and restricted vehicle li-
15 cense plate exemption provided in section 49-426(2), Idaho Code, applies
16 to all-terrain vehicles, utility type vehicles, motorbikes and motorcycles
17 used for the purposes described in subsection (2) of section 49-426, Idaho
18 Code. Nonresidents shall be allowed to purchase a restricted vehicle li-
19 cense plate and sticker for an all-terrain vehicle, utility type vehicle or
20 motorbike.

21 (5) For all motor homes the fee shall be as specified in subsection (1)
22 of this section and shall be in addition to the fees provided for in section
23 49-445, Idaho Code.

24 (6) Registration fees shall not be subject to refund.

25 (7) A financial institution or repossession service contracted to
26 a financial institution repossessing vehicles under the terms of a secu-
27 rity agreement shall move the vehicle from the place of repossession to the
28 financial institution's place of business on a repossession plate. The
29 repossession plate shall also be used for demonstrating the vehicle to a
30 prospective purchaser for a period not to exceed ninety-six (96) hours. The
31 registration fees for repossession plates shall be as required in subsection
32 (1) of this section for a vehicle one (1) and two (2) years old. All other
33 fees required under chapter 4, title 49, Idaho Code, shall be in addition to
34 the registration fee. The repossession plate shall be subject to staggered
35 registration for the purpose of reregistration and notice of expiration.

36 (8) A wrecker or towing business engaged in the process of towing motor-
37 ized vehicles, which have been wrecked, abandoned, salvaged or may be dis-
38 abled, may apply for a wrecker plate to be displayed on those vehicles being
39 towed, provided the power unit is properly registered under this chapter.
40 The registration fees for wrecker plates shall be as required in subsection
41 (1) of this section for a vehicle one (1) and two (2) years old. All other
42 fees required under chapter 4, title 49, Idaho Code, shall be in addition to
43 the registration fee and shall be subject to staggered registration for the
44 purpose of reregistration and notice of expiration.

45 (9) In addition to the annual registration fee in this section, there
46 shall be an initial program fee of twenty-five dollars (\$25.00) and an an-
47 nual program fee of fifteen dollars (\$15.00) for all special license plate
48 programs for those license plates issued pursuant to sections 49-404A,
49 49-407, 49-408, 49-409, 49-414, 49-416, 49-418 and 49-418D, Idaho Code. For
50 special plates issued pursuant to sections 49-406 and 49-406A, Idaho Code,

1 there shall be an initial program fee of twenty-five dollars (\$25.00) but
 2 there shall be no annual renewal fee. For special plates issued pursuant
 3 to sections 49-415C, 49-415D, 49-415E, 49-416A, 49-416B, 49-416C, 49-416D,
 4 49-416E, 49-417, 49-417A, 49-417B, 49-417C, 49-417D, 49-417E, 49-418A,
 5 49-418B, 49-418C, 49-418E, 49-419, 49-419A, 49-419B, 49-419C, 49-419D,
 6 49-419E, 49-420, 49-420A, 49-420B, 49-420C, 49-420D, 49-420E, 49-420G,
 7 49-420H, 49-420I, 49-420J, 49-420K, 49-420L, and 49-420M and 49-420N, Idaho
 8 Code, and any new special plate program effective on and after January 1,
 9 2013, pursuant to section 49-402D, Idaho Code, there shall be an initial
 10 program fee of thirty-five dollars (\$35.00) and an annual program fee of
 11 twenty-five dollars (\$25.00). The fees contained in this subsection shall
 12 be applicable to all new special plate programs and shall be subject to stag-
 13 gered registration for the purpose of reregistration and notice of expira-
 14 tion. The initial program fee and the annual program fee shall be deposited
 15 in the state highway account and shall be used to fund the cost of administra-
 16 tion of special license plate programs, unless otherwise specified by law.

17 (10) Any vehicle that does not meet federal motor vehicle safety stan-
 18 dards shall not be registered and shall not be permitted to operate on public
 19 highways of the state, as defined in section 40-117, Idaho Code, unless oth-
 20 erwise specifically authorized.

21 (11) In addition to annual registration fees as provided in this sec-
 22 tion, registrants may pay a fee to purchase an Idaho state parks passport
 23 authorizing resident motor vehicle entry into all Idaho state parks. Reg-
 24 istrants may pay the fee for a one (1) year or two (2) year period of time.
 25 The fee shall be ten dollars (\$10.00) for one (1) year and twenty dollars
 26 (\$20.00) for two (2) years. All fees collected pursuant to this subsection
 27 shall be deposited into the park and recreation fund and shall be subject to
 28 appropriation. Fees collected pursuant to this subsection shall not be con-
 29 sidered a motor vehicle registration fee as provided in section 17, article
 30 VII, of the constitution of the state of Idaho.

31 SECTION 2. That Chapter 4, Title 49, Idaho Code, be, and the same is
 32 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
 33 ignated as Section 49-420N, Idaho Code, and to read as follows:

34 49-420N. ROCKY MOUNTAIN ELK FOUNDATION PLATES. (1) Any person who is
 35 the owner of a vehicle registered under the provisions of section 49-402,
 36 Idaho Code, or registered under any other section of law for which the
 37 purchase of special plates is allowed, may apply for and, upon department
 38 approval, receive rocky mountain elk foundation license plates in lieu of
 39 regular license plates. The provisions of this section shall not apply to
 40 any vehicle with a registered maximum gross weight over twenty-six thousand
 41 (26,000) pounds. Availability of rocky mountain elk foundation license
 42 plates for other vehicles shall be subject to the rules, policies and proce-
 43 dures of the department.

44 (2) In addition to the regular registration fee required in chapter 4,
 45 title 49, Idaho Code, the applicant shall be charged a fee of thirty-five
 46 dollars (\$35.00) for the initial issuance of plates, and twenty-five dol-
 47 lars (\$25.00) upon each succeeding annual registration. Thirteen dollars
 48 (\$13.00) of the initial fee and thirteen dollars (\$13.00) of the renewal
 49 fee shall be deposited in the state highway account and shall be used to

1 fund the cost of administration of this special license plate program.
2 Twenty-two dollars (\$22.00) of each initial fee and twelve dollars (\$12.00)
3 of each renewal fee shall be transferred by the state treasurer for deposit
4 with the rocky mountain elk foundation office in Boise, Idaho, and shall
5 be distributed by the rocky mountain elk foundation, as administrator of
6 the funds, to support efforts of the foundation such as the education of its
7 members and the public about habitat conservation, the value of hunting,
8 hunting ethics and wildlife management, contributions toward habitat en-
9 hancement, wildlife management and research projects, promotion of outdoor
10 skills, including shooting, survival and hunting skills programs, as well
11 as the allocation of funds for larger projects and programs of the national
12 rocky mountain elk foundation that benefit Idaho.

13 (3) Whenever title or interest in a vehicle registered under the pro-
14 visions of this section is transferred or assigned, the owner may transfer
15 the special plates to another vehicle upon payment of the required transfer
16 fees. The owner may only display the plates on another vehicle upon receipt
17 of the new registration from the department.

18 (4) The rocky mountain elk foundation license plate shall be of a color
19 and design in accordance with the provisions of section 49-402C, Idaho Code.
20 The design and any slogan on the plate shall be acceptable to the rocky moun-
21 tain elk foundation and shall be approved by the Idaho transportation de-
22 partment utilizing a numbering system as determined by the department. Ini-
23 tial costs of the plate program, including costs of plate design, shall be
24 paid by the rocky mountain elk foundation.

25 (5) Sample rocky mountain elk foundation license plates may be pur-
26 chased for a fee of thirty dollars (\$30.00), thirteen dollars (\$13.00) of
27 which shall be deposited in the state highway account and seventeen dollars
28 (\$17.00) of which shall be transferred to the rocky mountain elk founda-
29 tion's office in Boise, Idaho, and shall be used for purposes as provided in
30 subsection (2) of this section.