

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 61

BY TRANSPORTATION AND DEFENSE COMMITTEE

AN ACT

1 RELATING TO SNOWMOBILE FEES; AMENDING SECTION 67-7103, IDAHO CODE, TO
2 REVISE CERTAIN FEES, TO REMOVE A REQUIREMENT REGARDING VALIDATION
3 STICKER PLACEMENT, AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION
4 67-7104, IDAHO CODE, TO REVISE A FEE AND TO MAKE A TECHNICAL CORRECTION;
5 AND AMENDING SECTION 67-7106, IDAHO CODE, TO REVISE CERTAIN FEES, TO
6 PROVIDE FOR A CERTAIN ALLOCATION TO THE IDAHO DEPARTMENT OF LANDS, AND
7 TO MAKE TECHNICAL CORRECTIONS.
8

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

10 SECTION 1. That Section 67-7103, Idaho Code, be, and the same is hereby
11 amended to read as follows:

12 67-7103. APPLICATION FOR NUMBER -- ATTACHMENT OF VALIDATION STICKERS
13 -- CERTIFICATE -- APPLICATION FOR TRANSFER OF CERTIFICATE -- TRANSFER OF
14 CERTIFICATE FEE -- TEMPORARY NUMBER -- FEES. (1) On or before November 1 of
15 each year the owner of each snowmobile requiring numbering by the state of
16 Idaho shall file an application for number with the department on forms ap-
17 proved by it. The application shall be signed by the owner and shall, except
18 as provided in subsection (7) of this section, be accompanied by a fee of
19 ~~thirty-one forty-nine~~ thirty-one dollars and fifty cents (\$~~31.00~~49.50). Upon receipt
20 of the application, the department shall issue to the applicant a certifi-
21 cate of number stating the number assigned to the snowmobile and the name and
22 address of the owner. The owner shall attach to the snowmobile the valida-
23 tion sticker in a manner as may be prescribed by rules of the department. The
24 validation sticker shall be located on the ~~right and left side of the cowling~~
25 ~~of the snowmobile~~ and shall be completely visible and shall be maintained in
26 legible condition. The certificate of number shall be pocket size and shall
27 be available at all times for inspection on the snowmobile for which issued,
28 wherever the snowmobile is in operation.

29 (2) The department may issue any certificate of number directly or
30 may authorize any persons to act as vendor for the issuance. In the event a
31 person accepts the authorization, he may be assigned a block of validation
32 stickers and certificates of number ~~which that~~, upon issue, in conformity
33 with this chapter and with any rules of the department, shall be valid as if
34 issued directly by the department.

35 (3) All records of the department made or kept pursuant to this section
36 shall be public records.

37 (4) Each snowmobile must be numbered before it leaves the premises at
38 the time of sale from any retail snowmobile dealer.

39 (5) The purchaser of a snowmobile shall, within fifteen (15) days im-
40 mediately after acquisition, make application to the department for trans-
41 fer to him of the certificate of number issued to the snowmobile, giving his
42 name, address and the number of the snowmobile and shall at the same time pay

1 to the department a fee of three dollars (\$3.00). Upon receipt of the appli-
 2 cation and fee, the department shall transfer the certificate of number is-
 3 sued for the snowmobile to the new owner or owners. Unless the application
 4 is made and fee paid within fifteen (15) days, the snowmobile shall be con-
 5 sidered to be without a certificate of number and it shall be unlawful for any
 6 person to operate that snowmobile until the certificate is issued.

7 (6) No number, other than the validation stickers issued to a snowmo-
 8 bile pursuant to this chapter, shall be painted, attached, or otherwise dis-
 9 played on the snowmobile, except a temporary number may be attached to iden-
 10 tify a snowmobile for the purpose of racing or other sporting events.

11 (7) Resident and nonresident owners of snowmobiles used for rental pur-
 12 poses shall purchase validation stickers for ~~sixty-one~~ eighty-nine dollars
 13 (~~\$61~~89.00) and the validation stickers shall be displayed on the machine at
 14 all times.

15 SECTION 2. That Section 67-7104, Idaho Code, be, and the same is hereby
 16 amended to read as follows:

17 67-7104. NONRESIDENT SNOWMOBILE USER CERTIFICATE REQUIRED. The owner
 18 of a nonresident, noncommercial snowmobile shall not be required to comply
 19 with the certificate of numbering requirements of the state of Idaho, but
 20 shall be required to obtain a nonresident snowmobile user certificate. A
 21 fee of ~~thirty-one~~ forty-nine dollars and fifty cents (~~\$31.00~~49.50) shall be
 22 imposed for the issuance of a nonresident snowmobile user certificate. The
 23 validation stickers shall be displayed in the same manner as provided in sec-
 24 tion 67-7103, Idaho Code. Nonresident snowmobile user certificates shall
 25 be valid beginning November 1 through October 31 of the following year. Is-
 26 suance and administration of nonresident snowmobile user certificates shall
 27 be conducted in the same manner as provided in section 67-7103, Idaho Code,
 28 for numbering of snowmobiles.

29 (1) For purposes of this section, "nonresident" shall be as defined in
 30 section 36-202, Idaho Code.

31 (2) In the absence of a bona fide program in the area or upon the re-
 32 quest of the bona fide county snowmobile advisory committee of the nearest
 33 affected county in Idaho, the requirements for the nonresident snowmobile
 34 user certificate may be waived by the parks and recreation board on specific
 35 trails where the snowmobile trail grooming is solely supported by a state
 36 other than Idaho.

37 SECTION 3. That Section 67-7106, Idaho Code, be, and the same is hereby
 38 amended to read as follows:

39 67-7106. DISTRIBUTION OF MONEYS COLLECTED -- COUNTY SNOWMOBILE FUND
 40 -- STATE SNOWMOBILE FUND -- DEPARTMENT OF LANDS ALLOCATION -- STATE SNOWMO-
 41 BILE SEARCH AND RESCUE FUND. (1) Each vendor shall, not later than the fif-
 42 teenth day of each month, remit all moneys collected under the provisions of
 43 sections 67-7103 and 67-7104, Idaho Code, to the state treasurer for credit
 44 to the state snowmobile fund, established in the dedicated fund, to be ad-
 45 ministered by the director, except that ~~one dollar (\$1.00)~~ the amounts des-
 46 ignated in this subsection from each snowmobile certificate of number fee,
 47 ~~one dollar (\$1.00) from~~ each rental certificate of number fee, and ~~one dollar~~

1 ~~(\$1.00) from~~ each nonresident snowmobile user certificate issued by the ven-
2 dor shall be credited by the state treasurer to each of the following funds or
3 entities:

4 (a) Two dollars (\$2.00) to the state snowmobile search and rescue fund
5 created in section 67-2913A, Idaho Code; and

6 (b) One dollar (\$1.00) to the Idaho department of lands to provide
7 snowmobile opportunities and to repair damage directly related to snow-
8 mobile use, provided that the Idaho department of lands shall annually
9 publish a report specifically identifying the uses of moneys allocated
10 pursuant to this subsection.

11 (2) Each county with a bona fide snowmobile program shall be entitled to
12 receive from the department eighty-five percent (85%) of the moneys gener-
13 ated for that county during that certificate of number period. Counties with
14 a bona fide snowmobile program may use up to fifteen percent (15%) of their
15 county snowmobile moneys upon recommendation by their county snowmobile ad-
16 visory committee for snowmobile law enforcement purposes.

17 (3) Up to fifteen percent (15%) of the revenue generated from snowmo-
18 bile certificates of number each year may be used by the department to defray
19 administrative costs. Any moneys unused at the end of the fiscal year shall
20 be returned to the state treasurer for deposit in the state snowmobile fund.

21 (4) Vendors shall be entitled to charge an additional one dollar and
22 fifty cents (\$1.50) handling fee per certificate of number for the distri-
23 bution of certificates of number. Handling fees collected by the department
24 shall be deposited to the state snowmobile fund.

25 (5) For those certificates of number not designated to a bona fide
26 county snowmobile program, the moneys generated shall be deposited to the
27 state snowmobile fund, and such fund shall be available to the department for
28 snowmobile-related expenses.