

LEGISLATURE OF THE STATE OF IDAHO
Sixty-first Legislature First Regular Session - 2011

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 45

BY TRANSPORTATION AND DEFENSE COMMITTEE

AN ACT

RELATING TO SPECIAL MOTOR VEHICLE LICENSE PLATES; AMENDING SECTION 49-402, IDAHO CODE, TO PROVIDE A CODE REFERENCE; AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-420K, IDAHO CODE, TO ESTABLISH THE IDAHO AVIATION FOUNDATION SPECIAL LICENSE PLATE PROGRAM; AND PROVIDING AN EFFECTIVE DATE.

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 plate system of Idaho 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).

1 (3) For all motorcycles and motor-driven cycles which comply with the
2 federal motor vehicle safety standards, operated upon the public highways
3 the annual fee shall be nine dollars (\$9.00).

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

17 (5) For all motor homes the fee shall be as specified in subsection (1)
18 of this section and shall be in addition to the fees provided for in section
19 49-445, Idaho Code.

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

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

32 (8) A wrecker or towing business engaged in the process of towing motor-
33 ized vehicles, which have been wrecked, abandoned, salvaged or may be dis-
34 abled, may apply for a wrecker plate to be displayed on those vehicles being
35 towed, provided the power unit is properly registered under this chapter.
36 The registration fees for wrecker plates shall be as required in subsection
37 (1) of this section for a vehicle one (1) and two (2) years old. All other
38 fees required under chapter 4, title 49, Idaho Code, shall be in addition to
39 the registration fee. The wrecker plate shall be issued on an annual basis by
40 the department.

41 (9) In addition to the annual registration fee in this section, there
42 shall be an initial program fee of twenty-five dollars (\$25.00) and an an-
43 nual program fee of fifteen dollars (\$15.00) for all special license plate
44 programs for those license plates issued pursuant to sections 49-404A,
45 49-407, 49-408, 49-409, 49-414, 49-416, 49-418 and 49-418D, Idaho Code. For
46 special plates issued pursuant to sections 49-406 and 49-406A, Idaho Code,
47 there shall be an initial program fee of twenty-five dollars (\$25.00) but
48 there shall be no annual renewal fee. For special plates issued pursuant
49 to sections 49-415C, 49-415D, 49-415E, 49-416A, 49-416B, 49-416C, 49-416D,
50 49-416E, 49-417, 49-417A, 49-417B, 49-417C, 49-417D, 49-417E, 49-418A,

49-418B, 49-418C, 49-418E, 49-419, 49-419A, 49-419B, 49-419C, 49-419D, 49-419E, 49-420, 49-420A, 49-420B, 49-420C, 49-420D, 49-420E, 49-420G, 49-420H, ~~and 49-420I and~~, 49-420J and 49-420K, Idaho Code, there shall be an initial program fee of thirty-five dollars (\$35.00) and an annual program fee of twenty-five dollars (\$25.00). The fees contained in this subsection shall be applicable to all new special plate programs. The initial program fee and the annual program fee shall be deposited in the state highway account and shall be used to fund the cost of administration of special license plate programs, unless otherwise specified by law.

(10) Any vehicle that does not meet federal motor vehicle safety standards shall not be registered and shall not be permitted to operate on public highways of the state, as defined in section 40-117, Idaho Code, unless otherwise specifically authorized.

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

49-420K. IDAHO AVIATION FOUNDATION PLATES. (1) Any person who is the owner of a vehicle registered under the provisions of section 49-402, Idaho Code, may apply for and upon department approval receive special Idaho aviation foundation license plates in lieu of regular license plates. The provisions of this section shall not apply to any vehicle with a registered maximum gross weight over twenty-six thousand (26,000) pounds. Availability of Idaho aviation foundation plates for other vehicles shall be subject to the rules, policies and procedures of the department.

(2) In addition to the regular registration fee required in chapter 4, title 49, Idaho Code, the applicant shall be charged a fee of thirty-five dollars (\$35.00) for the initial issuance of plates and twenty-five dollars (\$25.00) upon each succeeding annual registration. Thirteen dollars (\$13.00) of the initial fee and thirteen dollars (\$13.00) of the renewal fee shall be deposited in the state highway account and shall be used to fund the cost of administration of this special license plate program. Twenty-two dollars (\$22.00) of each initial fee and twelve dollars (\$12.00) of each renewal fee shall be transferred by the state treasurer to the Idaho aviation foundation and shall be used by the foundation for grants relating to the maintenance, upgrade and development of airstrips and for improving access and promoting safety at backcountry and recreational airports in Idaho.

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

(4) The license plate design shall be of a color and design in accordance with the provisions of section 49-402C, Idaho Code. The design and any slogan on the plate shall be acceptable to the Idaho aviation foundation and shall be approved by the department and shall use a numbering system as determined by the department. Initial costs of the plate program, including costs of plate design, shall be paid by the Idaho aviation foundation.

(5) Sample Idaho aviation foundation license plates may be purchased for a fee of thirty dollars (\$30.00), thirteen dollars (\$13.00) of which

1 shall be deposited in the state highway account and seventeen dollars
2 (\$17.00) of which shall be transferred to the Idaho aviation foundation.

3 SECTION 3. This act shall be in full force and effect on and after Jan-
4 uary 1, 2012.