

IN THE SENATE

SENATE BILL NO. 1183

BY JUDICIARY AND RULES COMMITTEE

AN ACT

RELATING TO MOTOR VEHICLE REGISTRATION; AMENDING SECTION 49-402, IDAHO CODE, TO PROVIDE FOR PROVISIONS RELATING TO WRECKER PLATES; AND AMENDING SECTION 49-428, IDAHO CODE, TO PROVIDE FOR THE DISPLAY OF A WRECKER PLATE.

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 federal motor  
2 vehicle safety standards, operated upon the public highways the annual fee shall be nine dollars  
3 (\$9.00).

4 (4) For operation of an all-terrain vehicle, utility type vehicle or motorbike, excluding  
5 a motorbike with an engine displacement of fifty (50) cubic centimeters or less, on public  
6 lands, a restricted vehicle license plate fee pursuant to section 49-450, Idaho Code, shall be  
7 paid. In addition, the registration fee specified in section 67-7122, Idaho Code, shall be paid as  
8 provided in section 67-7122, Idaho Code. The registration and restricted vehicle license plate  
9 exemption provided in section 49-426(2), Idaho Code, applies to all-terrain vehicles, utility  
10 type vehicles, motorbikes and motorcycles used for the purposes described in subsection (2) of  
11 section 49-426, Idaho Code.

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

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

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

24 (8) A wrecker or towing business engaged in the process of towing motorized vehicles,  
25 which have been wrecked, abandoned, salvaged or may be disabled, may apply for a wrecker  
26 plate to be displayed on those vehicles being towed, provided the power unit is properly  
27 registered under this chapter. The registration fees for wrecker plates shall be as required  
28 in subsection (1) of this section for a vehicle one (1) and two (2) years old. All other fees  
29 required under chapter 4, title 49, Idaho Code, shall be in addition to the registration fee. The  
30 wrecker plate shall be issued on an annual basis by the department.

31 (9) In addition to the annual registration fee in this section, there shall be an initial  
32 program fee of twenty-five dollars (\$25.00) and an annual program fee of fifteen dollars  
33 (\$15.00) for all special license plate programs for those license plates issued pursuant to  
34 sections 49-404A, 49-407, 49-408, 49-409, 49-414, 49-416, 49-418 and 49-418D, Idaho Code.  
35 For special plates issued pursuant to sections 49-406 and 49-406A, Idaho Code, there shall be  
36 an initial program fee of twenty-five dollars (\$25.00) but there shall be no annual renewal fee.  
37 For special plates issued pursuant to sections 49-415C, 49-415D, 49-415E, 49-416A, 49-416B,  
38 49-416C, 49-416D, 49-416E, 49-417, 49-417A, 49-417B, 49-417C, 49-417D, 49-417E,  
39 49-418A, 49-418B, 49-418C, 49-418E, 49-419, 49-419A, 49-419B, 49-419C, 49-419D, 49-420,  
40 49-420A, 49-420B, 49-420C, 49-420D, 49-420E and 49-420G, Idaho Code, there shall be an  
41 initial program fee of thirty-five dollars (\$35.00) and an annual program fee of twenty-five  
42 dollars (\$25.00). The fees contained in this subsection shall be applicable to all new special  
43 plate programs. The initial program fee and the annual program fee shall be deposited in the  
44 state highway account and shall be used to fund the cost of administration of special license  
45 plate programs, unless otherwise specified by law.

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

4           SECTION 2. That Section 49-428, Idaho Code, be, and the same is hereby amended to  
5 read as follows:

6           49-428. DISPLAY OF PLATE AND STICKERS. (1) License plates assigned to a motor  
7 vehicle shall be attached, one (1) in the front and the other in the rear, with the exception of the  
8 following:

9           (a) The license plate assigned to a motorcycle, all-terrain vehicle, utility type vehicle,  
10 motorbike or semitrailer and the license plate assigned to a motor vehicle operated by a  
11 manufacturer, repossession agent or dealer shall be attached to the rear.

12           (b) Vehicles displaying year of manufacture, old timer, classic car or street rod license  
13 plates shall be allowed to display one (1) plate attached to the rear of the vehicle.

14           (c) The license plate attached to a tractor shall be attached to the front.

15           (d) The wrecker plate shall be displayed on the vehicle being towed in such a manner as  
16 to be visible when the vehicle being towed is approached from the rear.

17 License plates shall be displayed during the current registration year. The annual registration  
18 sticker for the current registration year shall be displayed on each license plate, except for  
19 trailers and semitrailers on extended registration under the provisions of section 49-434, Idaho  
20 Code. For the purposes of this title, the license plates together with the registration stickers  
21 shall be considered as license plates for the year designated on the registration sticker.

22           (2) Every license plate shall at all times be securely fastened to the vehicle to which it  
23 is assigned to prevent the plate from swinging, be at a height not less than twelve (12) inches  
24 from the ground, measuring from the bottom of the plate, be in a place and position to be  
25 clearly visible, and shall be maintained free from foreign materials and in a condition to be  
26 clearly legible, and all registration stickers shall be securely attached to the license plates and  
27 shall be displayed as provided in section 49-443(4), Idaho Code.