

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 279

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO REGISTRATIONS; AMENDING SECTION 49-402, IDAHO CODE, TO REVISE
2 REGISTRATION PROVISIONS RELATING TO CERTAIN VEHICLES AND TO PROVIDE
3 FOR THE REGISTRATION OF CERTAIN NONRESIDENT VEHICLES PURSUANT TO SPEC-
4 IFIED LAW; AMENDING SECTION 49-426, IDAHO CODE, TO PROVIDE THAT CERTAIN
5 VEHICLES NEED NOT BE REGISTERED UNDER SPECIFIED CONDITIONS; AMENDING
6 SECTION 49-504, IDAHO CODE, TO PROVIDE THAT AN IDENTIFICATION NUMBERS
7 INDEX SHALL BE MAINTAINED FOR ALL VEHICLES REGISTERED UNDER SPECI-
8 FIED LAW, TO PROVIDE THAT THE IDAHO TRANSPORTATION DEPARTMENT SHALL
9 CHECK IDENTIFICATION NUMBERS IN APPLICATIONS FOR CERTIFICATES OF TITLE
10 FOR VEHICLES REGISTERED PURSUANT TO SPECIFIED LAW AGAINST THE INDEX
11 AND TO PROVIDE THAT THE IDAHO TRANSPORTATION DEPARTMENT SHALL ISSUE A
12 CERTIFICATE OF TITLE WHEN SATISFIED THAT AN APPLICANT IS AN OWNER OF
13 A VEHICLE REGISTERED UNDER SPECIFIED LAW; AMENDING SECTION 67-7008,
14 IDAHO CODE, TO PROVIDE THAT CERTAIN CERTIFICATES OF TITLE OR EVIDENCE
15 OF PRIOR REGISTRATION SHALL BE SUFFICIENT EVIDENCE OF OWNERSHIP FOR
16 REGISTRATION, TO AUTHORIZE THE DEPARTMENT OF PARKS AND RECREATION TO
17 SHARE REGISTRATION INFORMATION WITH THE IDAHO TRANSPORTATION DEPART-
18 MENT AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 67-7103,
19 IDAHO CODE, TO PROVIDE THAT CERTAIN CERTIFICATES OF TITLE OR EVIDENCE OF
20 PRIOR REGISTRATION SHALL BE SUFFICIENT EVIDENCE OF OWNERSHIP TO OBTAIN
21 A CERTIFICATE OF NUMBER OR TO REGISTER AND TO AUTHORIZE THE DEPARTMENT
22 OF PARKS AND RECREATION TO SHARE CERTIFICATE OF NUMBER AND REGISTRATION
23 INFORMATION WITH THE IDAHO TRANSPORTATION DEPARTMENT; AMENDING SECTION
24 67-7104, IDAHO CODE, TO PROVIDE THAT CERTAIN CERTIFICATES OF TITLE OR
25 EVIDENCE OF PRIOR REGISTRATION SHALL BE SUFFICIENT EVIDENCE OF OWNER-
26 SHIP TO OBTAIN A CERTIFICATE OF NUMBER OR TO REGISTER AND TO AUTHORIZE
27 THE DEPARTMENT OF PARKS AND RECREATION TO SHARE CERTIFICATE OF NUMBER
28 AND REGISTRATION INFORMATION WITH THE IDAHO TRANSPORTATION DEPARTMENT;
29 AMENDING SECTION 67-7122, IDAHO CODE, TO PROVIDE THAT NONRESIDENTS MUST
30 ALSO REGISTER CERTAIN VEHICLES PURSUANT TO SPECIFIED LAW, TO PROVIDE
31 THAT CERTAIN CERTIFICATES OF TITLE OR EVIDENCE OF PRIOR REGISTRATION
32 SHALL BE SUFFICIENT EVIDENCE OF OWNERSHIP FOR REGISTRATION AND TO AU-
33 THORIZE THE DEPARTMENT OF PARKS AND RECREATION TO SHARE REGISTRATION
34 INFORMATION WITH THE IDAHO TRANSPORTATION DEPARTMENT; AND AMENDING
35 SECTION 67-7123, IDAHO CODE, TO PROVIDE THAT CERTAIN CERTIFICATES OF
36 TITLE SHALL BE SUFFICIENT EVIDENCE OF OWNERSHIP FOR REGISTRATION AND TO
37 AUTHORIZE THE DEPARTMENT OF PARKS AND RECREATION TO SHARE REGISTRATION
38 INFORMATION WITH THE IDAHO TRANSPORTATION DEPARTMENT.
39

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

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

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

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

11 There shall be twelve (12) registration periods, starting in January
12 for holders of validation registration stickers numbered 1, and proceed-
13 ing consecutively through December for holders of validation registration
14 stickers numbered 12, each of which shall start on the first day of a calendar
15 month and end on the last day of the twelfth month from the first day of the
16 beginning month. Registration periods shall expire midnight on the last day
17 of the registration period in the year designated by the validation regis-
18 tration sticker. The numeral digit on the validation registration stickers
19 shall, as does the registration card, fix the registration period under the
20 staggered plate system of Idaho for the purpose of reregistration and notice
21 of expiration.

22 A vehicle that has once been registered for any of the above designated
23 periods shall, upon reregistration, be registered for the period bearing the
24 same number, and the registration card shall show and be the exclusive proof
25 of the expiration date of registration and licensing. Vehicles may be ini-
26 tially registered for less than a twelve (12) month period, or for more than a
27 twelve (12) month period, and the fee prorated on a monthly basis if the frac-
28 tional registration tends to fulfill the purpose of the monthly series reg-
29 istration system.

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

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

37 (4) For operation of an all-terrain vehicle, utility type vehicle or
38 motorbike, excluding a motorbike with an engine displacement of fifty (50)
39 cubic centimeters or less, on city, county or highway district roads or
40 highways open to such use, a restricted vehicle license plate fee pursuant
41 to section 49-450, Idaho Code, shall be paid. In addition, the registration
42 ~~fee specified in section 67-7122, Idaho Code, shall be paid as provided in~~
43 ~~section 67-7122, subject vehicles shall also be registered pursuant to and~~
44 ~~in compliance with the requirements of chapter 71, title 67, Idaho Code.~~
45 The registration and restricted vehicle license plate exemption provided
46 in section 49-426(2), Idaho Code, applies to all-terrain vehicles, utility
47 type vehicles, motorbikes and motorcycles used for the purposes described
48 in subsection (2) of section 49-426, Idaho Code. Nonresidents shall be
49 allowed to purchase a restricted vehicle license plate and sticker for an
50 all-terrain vehicle, utility type vehicle or motorbike, in which case such

1 nonresident vehicle shall also be required to be registered pursuant to and
2 in compliance with the requirements of chapter 71, title 67, Idaho Code,
3 notwithstanding the provisions of section 67-7124, Idaho Code.

4 (5) For all motor homes the fee shall be as specified in subsection (1)
5 of this section and shall be in addition to the fees provided for in section
6 49-445, Idaho Code.

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

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

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

28 (9) In addition to the annual registration fee in this section, there
29 shall be an initial program fee of twenty-five dollars (\$25.00) and an an-
30 nual program fee of fifteen dollars (\$15.00) for all special license plate
31 programs for those license plates issued pursuant to sections 49-404A,
32 49-407, 49-408, 49-409, 49-414, 49-416, 49-418 and 49-418D, Idaho Code.
33 For special plates issued pursuant to sections 49-406 and 49-406A, Idaho
34 Code, there shall be an initial program fee of twenty-five dollars (\$25.00)
35 but there shall be no annual renewal fee. For special plates issued pur-
36 suant to sections 49-415C, 49-415D, 49-415E, 49-416A, 49-416B, 49-416C,
37 49-416D, 49-416E, 49-417, 49-417A, 49-417B, 49-417C, 49-417D, 49-417E,
38 49-418A, 49-418B, 49-418C, 49-418E, 49-419, 49-419A, 49-419B, 49-419C,
39 49-419D, 49-419E, 49-420, 49-420A, 49-420B, 49-420C, 49-420D, 49-420E,
40 49-420G, 49-420H, 49-420I, 49-420J, 49-420K and 49-420L, Idaho Code, and
41 any new special plate program effective on and after January 1, 2013, pur-
42 suant to section 49-402D, Idaho Code, there shall be an initial program fee
43 of thirty-five dollars (\$35.00) and an annual program fee of twenty-five
44 dollars (\$25.00). The fees contained in this subsection shall be applicable
45 to all new special plate programs. The initial program fee and the annual
46 program fee shall be deposited in the state highway account and shall be used
47 to fund the cost of administration of special license plate programs, unless
48 otherwise specified by law.

49 (10) Any vehicle that does not meet federal motor vehicle safety stan-
50 dards shall not be registered and shall not be permitted to operate on public

1 highways of the state, as defined in section 40-117, Idaho Code, unless oth-
2 erwise specifically authorized.

3 (11) In addition to annual registration fees as provided in this sec-
4 tion, registrants may pay a fee to purchase an Idaho state parks passport
5 authorizing resident motor vehicle entry into all Idaho state parks. Reg-
6 istrants may pay the fee for a one (1) year or two (2) year period of time.
7 The fee shall be ten dollars (\$10.00) for one (1) year and twenty dollars
8 (\$20.00) for two (2) years. All fees collected pursuant to this subsection
9 shall be deposited into the park and recreation fund and shall be subject to
10 appropriation. Fees collected pursuant to this subsection shall not be con-
11 sidered a motor vehicle registration fee as provided in section 17, article
12 VII, of the constitution of the state of Idaho.

13 SECTION 2. That Section 49-426, Idaho Code, be, and the same is hereby
14 amended to read as follows:

15 49-426. EXEMPTIONS FROM OPERATING FEES. The provisions of this chap-
16 ter with respect to operating fees shall not apply to:

17 (1) Motor vehicles owned or leased by the United States, the state, a
18 city, a county, any department thereof, any political subdivision or munic-
19 ipal corporation of the state, any taxing district of the state, any state
20 registered nonprofit subscription fire protection unit, or any organiza-
21 tion, whether incorporated or unincorporated, organized for the operation,
22 maintenance, or management of an irrigation project or irrigation works or
23 system or for the purpose of furnishing water to its members or shareholders,
24 but in other respects shall be applicable.

25 (2) Farm tractors, implements of husbandry, those manufactured homes
26 which qualify for an exemption under the provisions of section 49-422, Idaho
27 Code, road rollers, wheel mounted tar buckets, portable concrete and/or
28 mortar mixers, wheel mounted compressors, tow dollies, portable toilet
29 trailers, street sweepers, other construction equipment, forestry equip-
30 ment, lawn and grounds equipment and similar devices as determined by the
31 department which are temporarily operated or moved upon the highways need
32 not be registered under the provisions of this chapter, nor shall implements
33 of husbandry be considered towed units under registration of vehicle combi-
34 nations as defined in section 49-108(2), Idaho Code. In addition, self-pro-
35 pelled wheelchairs, three-wheeled bicycles, wheelchair conveyances, golf
36 carts, lawn mowers, and scooters operated by persons who by reason of phys-
37 ical disability are otherwise unable to move about as pedestrians shall be
38 exempt from registration requirements under the provisions of this chapter.
39 Motorcycles, motorbikes, utility type vehicles and all-terrain vehicles
40 need not be licensed under the provisions of this chapter or registered pur-
41 suant to the provisions of section 67-7122, Idaho Code, if they are being
42 used exclusively in connection with agricultural, horticultural, dairy and
43 livestock growing and feeding operations or used exclusively for snow re-
44 moval purposes. Travel upon the public highways shall be limited to travel
45 between farm or ranch locations. Motorcycles, motorbikes, utility type ve-
46 hicles and all-terrain vehicles used for this purpose shall meet the emblem
47 requirements of section 49-619, Idaho Code.

48 (3) Any political subdivision of the state of Idaho may, but only af-
49 ter sufficient public notice is given and a public hearing held, adopt local

1 ordinances or resolutions designating highways or sections of highways un-
 2 der its jurisdiction which are closed to all-terrain vehicles, utility type
 3 vehicles, specialty off-highway vehicles and motorbikes licensed pursuant
 4 to this chapter and registered pursuant to section 67-7122, Idaho Code. The
 5 operation of licensed and registered all-terrain vehicles, utility type ve-
 6 hicles and motorbikes and those vehicles exempt from licensing and regis-
 7 tration pursuant to subsection (2) of this section shall not be permitted on
 8 controlled access highways. The requirements of title 18 and chapters 2, 3,
 9 6, 8, 12, 13 and 14, title 49, Idaho Code, shall apply to the operation of
 10 any all-terrain vehicle, utility type vehicle or motorbike upon highways.
 11 Costs related to the posting of signs on highways or sections of highways
 12 that are closed to such vehicles, indicating the ordinance, are eligible for
 13 reimbursement through the motorbike recreation account created in section
 14 67-7126, Idaho Code.

15 (4) The Idaho transportation board may designate sections of state
 16 highways over which all-terrain vehicles, utility type vehicles, specialty
 17 off-highway vehicles and motorbikes may cross. The requirements of title
 18 18, and chapters 2, 3, 6, 8, 12, 13 and 14, title 49, Idaho Code, shall apply
 19 to the operation of all-terrain vehicles, utility type vehicles, specialty
 20 off-highway vehicles and motorbikes when using designated crossings on
 21 state highways.

22 (5) All-terrain vehicles, utility type vehicles, specialty off-high-
 23 way vehicles and motorbikes may be used on highways located on state lands
 24 or federal lands which are not part of the highway system of the state of
 25 Idaho and need not be registered pursuant to the provisions of this chapter,
 26 provided the registration requirements of section 67-7122, the vehicles ei-
 27 ther: (a) meet the requirements of subsection (2) of this section; or (b)
 28 are registered pursuant to and in compliance with the requirements of chap-
 29 ter 71, title 67, Idaho Code, are met.

30 SECTION 3. That Section 49-504, Idaho Code, be, and the same is hereby
 31 amended to read as follows:

32 49-504. APPLICATIONS TO DEPARTMENT FOR CERTIFICATES -- PROCEDURE --
 33 IDENTIFICATION NUMBERS. (1) Application for a certificate of title shall be
 34 made upon a form furnished by the department and shall contain the owner's
 35 Idaho driver's license number, Idaho identification card number or social
 36 security number. In the case of a business, the employer tax identifica-
 37 tion number is required. Every application shall also contain the owner's
 38 true and full legal name. In the event that the owner does not possess a so-
 39 cial security number, Idaho driver's license number, or Idaho identifica-
 40 tion card number, the owner shall present written documentation sufficient
 41 to the department to determine that no social security number has been is-
 42 sued. In the event that a business, trust, or other statutorily created en-
 43 tity is not required to have and does not possess an employer tax identifica-
 44 tion number, the applicant shall provide a written statement certifying that
 45 the entity does not possess an employer tax identification number. The form
 46 must contain the owner's physical domicile address or in the case of a busi-
 47 ness, trust or other statutorily created entity, such entity's physical ad-
 48 dress and any mailing address if different from the physical address. If the
 49 owner has submitted an application pursuant to the provisions of chapter 58,

1 title 19, Idaho Code, then the owner may state, in the application required
2 pursuant to this section, the applicant's alternative Idaho mailing address
3 in place of his or her physical domicile address. Such application must be
4 signed by the owner and contain a full description of the vehicle includ-
5 ing the make, identification numbers, and the odometer reading at the time
6 of sale or transfer, and whether the vehicle is new or used, together with
7 a statement of the applicant's title and of any liens or encumbrances upon
8 the vehicle, and the name and address of the person to whom the certificate
9 of title shall be delivered, and any other information as the department may
10 require. The application shall be filed with the department, and if a cer-
11 tificate of title has previously been issued for that vehicle in this state,
12 shall be accompanied by the certificate of title duly assigned, unless oth-
13 erwise provided for in this chapter. The department may promulgate rules to
14 provide for exceptions to the odometer requirement. Social security numbers
15 collected shall not appear on certificates of title and all applications on
16 file shall be exempt from disclosure, except as provided in sections 49-202,
17 49-203 and 49-203A, Idaho Code.

18 (2) If a certificate of title has not previously been issued for the ve-
19 hicle in this state, the application, unless otherwise provided for in this
20 chapter, shall be accompanied by a proper bill of sale or a duly certified
21 copy thereof, or by a certificate of title, bill of sale or other evidence of
22 ownership required by the law of any other state from which the vehicle was
23 brought into this state, and a vehicle identification number inspection com-
24 pleted by any city, county or state peace officer or other special agent au-
25 thorized by the department.

26 (3) In the case of a new vehicle being titled for the first time, no
27 certificate of title or registration shall be issued unless the application
28 is indorsed by a franchised new vehicle dealer licensed to sell a new vehi-
29 cle. Each application shall be accompanied by a manufacturer's certificate
30 of origin or manufacturer's statement of origin executed by the manufacturer
31 and delivered to his agent or his franchised vehicle dealer. The certificate
32 or statement of origin shall be in a form prescribed by the board and shall
33 contain the year of manufacture or the model year of the vehicle, the manu-
34 facturer's vehicle identification number, the name of the manufacturer, the
35 number of cylinders, a general description of the body, if any, and the type
36 or model. Upon sale of a new vehicle, the manufacturer, his agent or fran-
37 chised dealer shall execute and deliver to the purchaser an assignment of the
38 certificate or statement, together with any lien or encumbrance to which the
39 vehicle is subject.

40 (4) The department shall retain the evidence of title presented by the
41 applicant and on which the certificate of title is issued. The department
42 shall maintain an identification numbers index of ~~registered~~ all vehicles
43 registered pursuant to the provisions of chapter 4, title 49, Idaho Code, and
44 upon receiving an application for a certificate of title for any vehicle reg-
45 istered pursuant to the provisions of chapter 4, title 49, Idaho Code, shall
46 first check the identification number shown in the application against the
47 index. The department, when satisfied that the applicant is the owner of the
48 vehicle registered pursuant to the provisions of chapter 4, title 49, Idaho
49 Code, and that the application is in proper form, shall issue in the name of
50 the owner of the vehicle a certificate of title bearing a title number, the

1 date issued and a description of the vehicle as determined by the department,
2 together with a statement of the owner's title and of all liens or encum-
3 brances upon the vehicle, and whether possession is held by the owner under
4 a lease, contract or conditional sale, or other like agreement.

5 (5) In all cases of transfer of vehicles the application for certifi-
6 cates of title shall be filed within thirty (30) calendar days after the de-
7 livery of the vehicles. Licensed dealers need not apply for certificate of
8 title for vehicles in stock or when they are acquired for stock purposes.

9 (6) In the case of the sale of a vehicle by a dealer to a general pur-
10 chaser or user, the certificate of title shall be obtained in the name of the
11 purchaser by the dealer upon application signed by the purchaser. If a lien
12 is to be recorded, the title documentation as required in this section shall
13 be submitted to the department by the dealer or the lienholder upon appli-
14 cation signed by the purchaser. A copy of this application shall be given
15 to the purchaser to be used as a seventy-two (72) hour temporary permit. In
16 all other cases the certificates shall be obtained by the purchaser and the
17 seller's bill of sale shall serve as a seventy-two (72) hour permit. The sev-
18 enty-two (72) hour time period for temporary permits shall be calculated ex-
19 cluding weekend days and legal holidays observed by the state of Idaho. This
20 temporary permit allows operation of any noncommercial vehicle or unladen
21 commercial vehicle or vehicle combination without license plates for the pe-
22 riod of time specified in the permit. A laden commercial vehicle or ve-
23 hicle combination may also operate without license plates for the period of
24 time specified in the temporary permit provided that the owner or operator
25 has also obtained a permit issued under the provisions of section 49-432,
26 Idaho Code.

27 (7) If the vehicle has no identification number, then the department
28 shall designate an identification number for that vehicle at the time of is-
29 suance of the certificate of title. The identification number shall be per-
30 manently affixed to or indented upon the frame of the vehicle and legibly
31 maintained by the owner at all times while a certificate of title to the vehi-
32 cle shall be issued and outstanding.

33 SECTION 4. That Section 67-7008, Idaho Code, be, and the same is hereby
34 amended to read as follows:

35 67-7008. CERTIFICATE OF REGISTRATION -- EXPIRATION -- FEES. (1)
36 Within fifteen (15) days after purchase, or as otherwise herein provided,
37 the owner of each vessel requiring numbering by the state of Idaho shall file
38 an application for registration with an assessor or authorized vendor on
39 forms provided by the department. The application shall be signed by the
40 owner and shall be accompanied by the fee herein designated. Upon receipt of
41 an application in approved form, and the appropriate fee, the assessor or au-
42 thorized vendor shall enter the same upon the records of its office and issue
43 to the applicant two (2) validation stickers and a certificate of registra-
44 tion stating the number issued to the vessel, the receipt of any fee paid
45 and the name and address of the owner, and the assessor or authorized vendor
46 shall forward to the department a duplicate copy. The owner shall paint on
47 or permanently attach to each side of the bow of the vessel the registration
48 number and validation sticker in a manner as may be prescribed by rules of
49 the department in order that they may be completely visible, and the number

1 shall be maintained in legible condition. The certificate of registration
2 shall be pocket-size and shall be on board and available at all times for in-
3 spection on the vessel for which issued whenever that vessel is in operation,
4 except that livery operators may have the rental agreement on board rented
5 vessels in lieu of the certificate of registration.

6 (2) The owner of any vessel for which a current certificate of registra-
7 tion has been issued pursuant to any federal law or a federally approved num-
8 bering system of another state shall, if the vessel is operated on the waters
9 of this state in excess of sixty (60) days, make application for a certifi-
10 cate of Idaho registration in the manner prescribed in this section.

11 (3) Each assessor and authorized vendor shall record, on a form pro-
12 vided by the department, the names of all owners of vessels who make applica-
13 tion for certificates of registration, together with the amount of the fees
14 paid by the owners. He shall, on or before the tenth of each month, forward to
15 the department a duplicate copy of each record for the preceding month.

16 (4) All records of the department made or kept pursuant to this section
17 shall be kept current and shall be public records.

18 (5) Every certificate of registration issued shall continue in full
19 force and effect through December 31 of the year of issue unless sooner
20 terminated or discontinued in accordance with law. Certificates of regis-
21 tration may be renewed by the owner in the same manner provided for in the
22 initial securing of them.

23 (6) The owner of any vessel shall notify the department within fifteen
24 (15) days if his vessel is destroyed or abandoned, or is sold or transferred
25 either wholly or in part to another person or persons or if the owner's ad-
26 dress no longer conforms to the address appearing on the certificate of reg-
27 istration. In all such cases, the notice shall be accompanied by a surrender
28 of the certificate of registration. When the surrender of the certificate is
29 by reason of the vessel being destroyed, abandoned or sold, the department
30 shall cancel the certificate and enter that fact in its records. If the sur-
31 render is by reason of a change of address on the part of the owner, the new
32 address shall be endorsed on the certificate and the certificate returned to
33 the owner.

34 (7) Whenever the ownership of a vessel changes, the purchaser shall,
35 within fifteen (15) days after acquisition, make application to the depart-
36 ment for transfer to him of the certificate of registration issued for the
37 vessel, giving his name, address, and the number of the vessel and shall, at
38 the same time, pay to the department a transfer fee of three dollars (\$3.00).
39 Upon receipt of the application and fee, the department shall transfer the
40 certificate of registration issued for the vessel to the new owner or owners.
41 Unless the application is made and the fee paid within fifteen (15) days, the
42 vessel shall be considered to be without a certificate of registration.

43 (8) No number other than the registration number issued to a vessel or
44 granted by reciprocity pursuant to law shall be painted, attached, or other-
45 wise displayed on either side of the bow of the vessel.

46 (9) If any certificate of registration becomes lost, mutilated, or be-
47 comes illegible, the owner of the vessel for which the same was issued shall
48 obtain a duplicate of the certificate from the department upon application
49 and the payment of a fee of three dollars (\$3.00). If one (1) or both vali-
50 dation stickers are lost, stolen, or destroyed, any sticker remnants and the

1 certificate of registration should be returned to the department along with
 2 a three dollar (\$3.00) fee and an application for a duplicate certificate of
 3 registration and validation stickers.

4 (10) A person engaged in the manufacture or sale of vessels of a type
 5 otherwise required to be numbered by law, may obtain pursuant to regulations
 6 duly promulgated by the department, certificates of registration for use in
 7 the testing or demonstration only of a vessel upon payment of thirteen dol-
 8 lars (\$13.00) for each certificate. Certificates of registration so issued
 9 may be used by the applicant in the testing or demonstration only of vessels
 10 by temporary placement of the numbers assigned by the certificates on the
 11 vessel tested or demonstrated, and shall be issued and displayed as other-
 12 wise prescribed by this chapter or by regulation of the department.

13 (11) The registration fees shall be:

14 (a) Vessels 0-12 feet in length	\$20.00
15 Vessels over 12 feet in length	20.00
16 plus \$2.00 per foot for each additional foot	
17 in excess of 12 feet.	

18 (b) The registration fees for new or used vessels which have not previ-
 19 ously been registered in Idaho shall be:

20 (i) For vessels acquired or brought into the state January 1
 21 through March 31, the full amount of the regular fees;

22 (ii) For vessels acquired or brought into the state April 1
 23 through June 30, seventy-five percent (75%) of the regular fees;

24 (iii) For vessels acquired or brought into the state July 1 through
 25 September 30, fifty percent (50%) of the regular fees;

26 (iv) For vessels acquired or brought into the state after Septem-
 27 ber 30, twenty-five percent (25%) of the regular fees.

28 (c) Each assessor and authorized vendor shall presume that any vessel
 29 is subject to the regular certificate of registration fees, unless the
 30 applicant can successfully show reasonable proof that the vessel has
 31 not previously been registered in Idaho.

32 (12) The provisions of subsection (11) of this section, with respect to
 33 the amount of payment of registration fees shall not apply to vessels owned
 34 by any charitable or religious organization, scout organization or any sim-
 35 ilar organization not used and operated for profit. All vessels currently
 36 registered by the state of Idaho and having paid the fees imposed by subsec-
 37 tion (11) of this section shall not be assessed and taxed as personal prop-
 38 erty in the state of Idaho.

39 (13) The registration fee for vessels owned by any charitable or reli-
 40 gious organization, scout organization or similar organization not used and
 41 operated for profit shall be two dollars (\$2.00) per year.

42 (14) Provision of a certificate of title issued by the Idaho transporta-
 43 tion department, or evidence of prior registration pursuant to the provi-
 44 sions of this section, shall be sufficient evidence of ownership to validate
 45 one's right to register pursuant to the provisions of this section.

46 (15) The department may, but is not required to, share registration
 47 information collected pursuant to the provisions of this section with the
 48 Idaho transportation department.

49 SECTION 5. That Section 67-7103, Idaho Code, be, and the same is hereby
 50 amended to read as follows:

1 67-7103. APPLICATION FOR NUMBER -- ATTACHMENT OF NUMBER -- CERTIFI-
2 CATE -- APPLICATION FOR TRANSFER OF CERTIFICATE -- TRANSFER OF CERTIFICATE
3 FEE -- TEMPORARY NUMBER -- FEES. (1) On or before November 1 of each year the
4 owner of each snowmobile requiring numbering by the state of Idaho shall file
5 an application for number with the department on forms approved by it. The
6 application shall be signed by the owner and shall, except as provided in
7 subsection (7) of this section, be accompanied by a fee of thirty-one dol-
8 lars (\$31.00). Upon receipt of the application the department shall issue
9 to the applicant a certificate of number stating the number assigned to the
10 snowmobile and the name and address of the owner. The owner shall attach to
11 the snowmobile the identification number in a manner as may be prescribed by
12 rules of the department. The number shall be located on the right and left
13 side of the cowling of the snowmobile and shall be completely visible and
14 shall be maintained in legible condition. The certificate of number shall be
15 pocket size and shall be available at all times for inspection on the snowmo-
16 bile for which issued, wherever the snowmobile is in operation.

17 (2) The department may issue any certificate of number directly or
18 may authorize any persons to act as vendor for the issuance. In the event a
19 person accepts the authorization, he may be assigned a block of numbers and
20 certificates which upon issue, in conformity with this chapter and with any
21 rules of the department, shall be valid as if issued directly by the depart-
22 ment.

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

25 (4) Each snowmobile must be registered before it leaves the premises at
26 the time of sale from any retail snowmobile dealer.

27 (5) The purchaser of a snowmobile shall, within fifteen (15) days im-
28 mediately after acquisition, make application to the department for trans-
29 fer to him of the certificate of number issued to the snowmobile, giving his
30 name, address and the number of the snowmobile and shall at the same time pay
31 to the department a fee of three dollars (\$3.00). Upon receipt of the appli-
32 cation and fee, the department shall transfer the certificate of number is-
33 sued for the snowmobile to the new owner or owners. Unless the application
34 is made and fee paid within fifteen (15) days, the snowmobile shall be con-
35 sidered to be without a certificate of number and it shall be unlawful for any
36 person to operate that snowmobile until the certificate is issued.

37 (6) No number other than the number issued to a snowmobile pursuant to
38 this chapter shall be painted, attached, or otherwise displayed on the snow-
39 mobile, except a temporary number may be attached to identify a snowmobile
40 for the purpose of racing or other sporting events.

41 (7) Resident and nonresident owners of snowmobiles used for rental pur-
42 poses shall purchase certificates of number for sixty-one dollars (\$61.00)
43 and the certificates of number shall be displayed on the machine at all
44 times.

45 (8) Provision of a certificate of title issued by the Idaho transporta-
46 tion department, or evidence of prior registration pursuant to the provi-
47 sions of this section, shall be sufficient evidence of ownership to validate
48 one's right to obtain a certificate of number or to register pursuant to the
49 provisions of this section.

1 (9) The department may, but is not required to, share certificate of
2 number and registration information collected pursuant to the provisions of
3 this section with the Idaho transportation department.

4 SECTION 6. That Section 67-7104, Idaho Code, be, and the same is hereby
5 amended to read as follows:

6 67-7104. NONRESIDENT SNOWMOBILE USER CERTIFICATE REQUIRED. The owner
7 of a nonresident, noncommercial snowmobile shall not be required to comply
8 with the registration requirements of the state of Idaho, but shall be re-
9 quired to obtain a nonresident snowmobile user certificate. A fee of thirty-
10 one dollars (\$31.00) shall be imposed for the issuance of a nonresident snow-
11 mobile user certificate. The certificate of number shall be displayed in
12 the same manner as provided in section 67-7103, Idaho Code. Such certifi-
13 cates shall be valid beginning November 1 through October 31 of the following
14 year. Issuance and administration of nonresident snowmobile user certifi-
15 cates shall be conducted in the same manner as provided in section 67-7103,
16 Idaho Code, for numbering of snowmobiles.

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

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

24 (3) Provision of a certificate of title issued by another state, or
25 evidence of prior registration pursuant to the provisions of this section,
26 shall be sufficient evidence of ownership to validate one's right to obtain
27 a certificate of number or to register pursuant to the provisions of this
28 section.

29 (4) The department may, but is not required to, share certificate of
30 number and registration information collected pursuant to the provisions of
31 this section with the Idaho transportation department.

32 SECTION 7. That Section 67-7122, Idaho Code, be, and the same is hereby
33 amended to read as follows:

34 67-7122. REQUIREMENTS -- REGISTRATION -- PROCEDURE. (1) On or before
35 January 1 of each year, the owner of any all-terrain vehicle, motorbike,
36 specialty off-highway vehicle or utility type vehicle as defined in section
37 67-7101, Idaho Code, or any motorcycle as defined in section 49-114, Idaho
38 Code, used off public highways, on highways located on state lands or federal
39 lands which are not part of the highway system of the state of Idaho or on
40 highways as prescribed in section 49-426(3) and (4), Idaho Code, but exclud-
41 ing those vehicles used exclusively on private land for agricultural use or
42 used exclusively for snow removal purposes as provided in section 49-426(2),
43 Idaho Code, shall register that vehicle at any vendor authorized by the de-
44 partment. Effective January 1, 2010, a fee of twelve dollars (\$12.00) shall
45 be charged for each registration, which fee includes a one dollar and fifty
46 cent (\$1.50) fee to be retained by the vendor and the remainder of which shall

1 be remitted to the department together with a duplicate copy of the applica-
2 tion form, noting the number of the registration sticker issued.

3 (2) At the time of sale from any dealer, each motorbike, all-terrain
4 vehicle or utility type vehicle sold to an Idaho resident, but excluding
5 those vehicles to be used exclusively on private land for agricultural use or
6 used exclusively for snow removal purposes as provided in section 49-426(2),
7 Idaho Code, must be registered.

8 (a) Application blanks and registration stickers shall be supplied by
9 the department and the registration sticker shall be issued to the per-
10 son making application for registration.

11 (b) All registration stickers which are issued shall be in force
12 through December 31 of the issued year. All registration stickers shall
13 be renewed by the owner of the all-terrain vehicle, motorbike, spe-
14 cialty off-highway vehicle or utility type vehicle in the same manner
15 provided for in the initial securing of the same or with any vendor au-
16 thorized by the department. A vendor issuing a renewal registration
17 sticker shall retain a one dollar and fifty cent (\$1.50) vendor fee and
18 remit the remainder of the twelve dollar (\$12.00) renewal registration
19 sticker fee to the department together with a duplicate copy of the ap-
20 plication form, noting the number of the registration sticker issued.

21 (c) The issued registration sticker shall be placed upon the restricted
22 vehicle license plate of the all-terrain vehicle, motorbike or utility
23 type vehicle, or upon the right fork of a vehicle registered pursuant
24 to section 49-402(3), Idaho Code, or of a motorbike if used exclusively
25 off-highway, or upon the rear fender of an all-terrain vehicle, spe-
26 cialty off-highway vehicle or utility type vehicle if used exclusively
27 off-highway. The placement shall be made in such a manner that it is
28 completely visible, does not cover the license plate numbers or let-
29 ters, if licensed, and shall be kept in a legible condition at all times.

30 (3) For operation of a motorbike that meets the requirements speci-
31 fied in section 49-114(10), Idaho Code, on the public highways, the vehicle
32 shall also be registered pursuant to the provisions of section 49-402(3),
33 Idaho Code. A motorbike that meets the requirements specified in sec-
34 tion 49-114(10), Idaho Code, and that is registered pursuant to section
35 49-402(3), Idaho Code, shall not be required to obtain a restricted license
36 plate pursuant to section 49-402(4), Idaho Code. A motorbike, all-terrain
37 vehicle, specialty off-highway vehicle or utility type vehicle operated
38 exclusively off-highway or on highways located on state lands or federal
39 lands which are not part of the highway system of the state of Idaho and that
40 meet the registration requirements specified in this section shall not be
41 required to obtain a restricted vehicle license plate pursuant to section
42 49-402(4), Idaho Code.

43 (4) Nonresidents shall be allowed to purchase a restricted vehicle li-
44 cense plate pursuant to section 49-402(4), Idaho Code, ~~and/or a sticker for~~
45 ~~an all-terrain vehicle, motorbike or utility type vehicle~~ in which case the
46 nonresident must also register the vehicle according to the requirements of
47 this section.

48 (5) Provision of a certificate of title issued by the Idaho transporta-
49 tion department, or evidence of prior registration pursuant to the provi-

1 sions of this section, shall be sufficient evidence of ownership to validate
2 one's right to register pursuant to the provisions of this section.

3 (6) The department may, but is not required to, share registration
4 information collected pursuant to the provisions of this section with the
5 Idaho transportation department.

6 SECTION 8. That Section 67-7123, Idaho Code, be, and the same is hereby
7 amended to read as follows:

8 67-7123. TRANSFER OF REGISTRATION STICKER AND RESTRICTED VEHICLE
9 LICENSE PLATE. The purchaser of an all-terrain vehicle, utility type vehi-
10 cle or motorbike, which has been previously registered pursuant to section
11 67-7122, Idaho Code, and issued a restricted vehicle license plate pursuant
12 to section 49-402, Idaho Code, shall within fifteen (15) days after acquir-
13 ing same, make application to the county assessor or county motor vehicle
14 office as may be designated by the county assessor for transfer to him of the
15 sticker of registration and restricted vehicle license plate issued to the
16 vehicle, giving the same information as on the original application and the
17 number of the registration sticker and restricted vehicle license plate,
18 and shall at the same time pay a transfer fee of one dollar and fifty cents
19 (\$1.50). Provision of a certificate of title issued by the Idaho transporta-
20 tion department shall be sufficient evidence of ownership to validate one's
21 right to register pursuant to the provisions of this section. The depart-
22 ment may, but is not required to, share registration information collected
23 pursuant to the provisions of this section with the Idaho transportation
24 department.