

IN THE SENATE

SENATE BILL NO. 1007

BY TRANSPORTATION COMMITTEE

AN ACT

1 RELATING TO MOTOR VEHICLE REGISTRATION; AMENDING SECTION 49-402, IDAHO  
2 CODE, TO REVISE A TERM, TO REMOVE A REFERENCE TO IDAHO AND TO ADD LAN-  
3 GUAGE RELATING TO STAGGERED REGISTRATION; AMENDING SECTION 49-402A,  
4 IDAHO CODE, TO ADD LANGUAGE RELATING TO STAGGERED REGISTRATION; AMEND-  
5 ING SECTION 49-434, IDAHO CODE, TO ADD LANGUAGE RELATING TO STAGGERED  
6 REGISTRATION; AND PROVIDING AN EFFECTIVE DATE.  
7

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

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

11 49-402. ANNUAL REGISTRATION. (1) The annual fee for operating each  
12 pickup truck, each neighborhood electric vehicle and each other motor ve-  
13 hicle having a maximum gross weight not in excess of eight thousand (8,000)  
14 pounds and that complies with the federal motor vehicle safety standards as  
15 defined in section 49-107, Idaho Code, shall be:

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

21 There shall be twelve (12) registration periods, starting in January  
22 for holders of validation registration stickers numbered 1, and proceed-  
23 ing consecutively through December for holders of validation registration  
24 stickers numbered 12, each of which shall start on the first day of a calendar  
25 month and end on the last day of the twelfth month from the first day of the  
26 beginning month. Registration periods shall expire midnight on the last day  
27 of the registration period in the year designated by the validation regis-  
28 tration sticker. The numeral digit on the validation registration stickers  
29 shall, as does the registration card, fix the registration period under the  
30 staggered plate registration system ~~of Idaho~~ for the purpose of reregistra-  
31 tion and notice of expiration.

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

40 (2) For all school buses operated either by a nonprofit, nonpublic  
41 school or operated pursuant to a service contract with a school district for  
42 transporting children to or from school or in connection with school ap-

1 proved activities, the annual fee shall be twenty-four dollars (\$24.00) and  
2 shall be subject to staggered registration for the purpose of reregistration  
3 and notice of expiration.

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

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

22 (5) For all motor homes the fee shall be as specified in subsection (1)  
23 of this section and shall be in addition to the fees provided for in section  
24 49-445, Idaho Code.

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

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

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

48 (9) In addition to the annual registration fee in this section, there  
49 shall be an initial program fee of twenty-five dollars (\$25.00) and an an-  
50 nual program fee of fifteen dollars (\$15.00) for all special license plate

1 programs for those license plates issued pursuant to sections 49-404A,  
 2 49-407, 49-408, 49-409, 49-414, 49-416, 49-418 and 49-418D, Idaho Code.  
 3 For special plates issued pursuant to sections 49-406 and 49-406A, Idaho  
 4 Code, there shall be an initial program fee of twenty-five dollars (\$25.00)  
 5 but there shall be no annual renewal fee. For special plates issued pur-  
 6 suant to sections 49-415C, 49-415D, 49-415E, 49-416A, 49-416B, 49-416C,  
 7 49-416D, 49-416E, 49-417, 49-417A, 49-417B, 49-417C, 49-417D, 49-417E,  
 8 49-418A, 49-418B, 49-418C, 49-418E, 49-419, 49-419A, 49-419B, 49-419C,  
 9 49-419D, 49-419E, 49-420, 49-420A, 49-420B, 49-420C, 49-420D, 49-420E,  
 10 49-420G, 49-420H, 49-420I, 49-420J, 49-420K and 49-420L, Idaho Code, and any  
 11 new special plate program effective on and after January 1, 2013, pursuant  
 12 to section 49-402D, Idaho Code, there shall be an initial program fee of  
 13 thirty-five dollars (\$35.00) and an annual program fee of twenty-five dol-  
 14 lars (\$25.00). The fees contained in this subsection shall be applicable to  
 15 all new special plate programs and shall be subject to staggered registra-  
 16 tion for the purpose of reregistration and notice of expiration. The initial  
 17 program fee and the annual program fee shall be deposited in the state high-  
 18 way account and shall be used to fund the cost of administration of special  
 19 license plate programs, unless otherwise specified by law.

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

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

34 SECTION 2. That Section 49-402A, Idaho Code, be, and the same is hereby  
 35 amended to read as follows:

36 49-402A. UTILITY TRAILERS -- REGISTRATION, FEES AND TRANSFERS. (1)  
 37 The department shall register a utility trailer for a period of one (1) year  
 38 for a fee of five dollars (\$5.00).

39 (2) The department may register a utility trailer for a five (5) year  
 40 period or for a ten (10) year period, and shall issue a license plate with the  
 41 year of expiration designated by a validation sticker. Five (5) year regis-  
 42 trations shall cost twenty dollars (\$20.00) and ten (10) year registrations  
 43 shall cost thirty dollars (\$30.00) and shall be subject to staggered regis-  
 44 tration for the purpose of reregistration and notice of expiration.

45 (3) If ownership or interest in the trailer transfers as a result of a  
 46 sale, neither the registration card nor plate can be transferred to another  
 47 person. The registration card and plate shall remain in the possession of  
 48 the transferor and may be transferred to another utility trailer owned by the

1 transferor, and shall be valid until expiration of the original registra-  
 2 tion.

3 SECTION 3. That Section 49-434, Idaho Code, be, and the same is hereby  
 4 amended to read as follows:

5 49-434. OPERATING FEES. (1) There shall be paid on all commercial ve-  
 6 hicles, noncommercial vehicles, and on all farm vehicles having a maximum  
 7 gross weight not in excess of sixty thousand (60,000) pounds, an annual reg-  
 8 istration fee or a staggered registration fee for the purpose of reregistra-  
 9 tion and notice of expiration in accordance with the following schedule.

Unladen Weight for Wreckers Maximum Gross Weight For Other Vehicles (Pounds)	Annual Registration Fee	
	Noncommercial and Farm Vehicles	Commercial Vehicles and Wreckers
8,001-16,000 inc. ....	\$ 48.00	\$ 48.00
16,001-26,000 inc. ....	61.08	143.40
26,001-30,000 inc. ....	91.68	223.80
30,001-40,000 inc. ....	130.08	291.60
40,001-50,000 inc. ....	188.28	360.00
50,001-60,000 inc. ....	311.88	515.40

20 (2) There shall be paid on all commercial vehicles, irrespective of  
 21 body type, and on all farm vehicles having a maximum gross weight in excess  
 22 of sixty thousand (60,000) pounds, an annual registration fee in the amount  
 23 prescribed by subsection (8) of this section, as applicable.

24 (3) In addition, the annual registration fee for trailers shall be:

- 25 (a) Trailer or semitrailer in a combination of vehicles .....\$15.00
- 26 (b) Rental utility trailer with a gross weight of two thousand (2,000)  
 27 pounds or less .....\$8.00
- 28 (c) Rental utility trailer with a gross weight over two thousand  
 29 (2,000) pounds .....\$15.00

30 (4) As an option to the trailer and semitrailer and rental utility  
 31 trailer annual registrations issued pursuant to subsection (3) of this  
 32 section, the department may provide a nonexpiring plate and registration  
 33 for trailers and semitrailers, and an optional, extended registration for  
 34 rental utility trailers.

35 (a) For trailers and semitrailers, the nonexpiring registration fee  
 36 shall be one hundred five dollars (\$105). The license plate shall re-  
 37 main on the trailer or semitrailer until the registration is canceled  
 38 or revoked. No part of the fee is subject to refund. However, the reg-  
 39 istrant may transfer the nonexpiring plate and registration to another  
 40 trailer or semitrailer titled to the registrant if the original regis-  
 41 tration date is prior to July 1, 2009. The registration document shall  
 42 be the official record of the status of the nonexpiring registration and  
 43 no registration fee shall be required after the initial registration is  
 44 paid. No validation sticker shall be required or issued for such nonex-  
 45 piring license plate.

1 (i) Registration of a trailer or semitrailer based in another ju-  
2 risdiction may be issued when the registrant provides a valid ju-  
3 risdiction title or ownership document and certification state-  
4 ment, and no title transfer will be required.

5 (ii) Periodic verification will be made to confirm ownership sta-  
6 tus. Failure of the owner to comply with the verification request  
7 to confirm ownership within thirty (30) days, shall result in can-  
8 cellation of the permanent plate registration.

9 (b) For rental utility trailers, the registrant may prepay the annual  
10 registration for an additional one (1), two (2), three (3) or four (4)  
11 years, but in no event shall the optional registration period extend be-  
12 yond five (5) years. The fee shall be as specified in subsection (3) (b)  
13 or (c) of this section. A pressure-sensitive sticker shall be used to  
14 validate the license plate. The license plate shall become void if the  
15 owner's interest in the rental utility trailer changes during the five  
16 (5) year period. If the owner fails to enter the rental utility trailer  
17 on the annual renewal application during the five (5) year period, the  
18 registration record shall be purged. Any unexpired plate shall be re-  
19 turned to the department if it is not entered on the renewal applica-  
20 tion.

21 (5) A fleet registration option is available to owners who have  
22 twenty-five (25) or more commercial or farm vehicles or any combination  
23 thereof. Such owners may register all of their company vehicles with the  
24 department in lieu of registering with a county assessor. To qualify the  
25 fleet must be owned and operated under the unified control of one (1) person  
26 and the vehicles must be physically garaged and maintained in two (2) or more  
27 counties. Fleet registration shall not include fleets of rental vehicles.  
28 The department shall provide a registration application to the owner and the  
29 owner shall provide all information that the department determines is neces-  
30 sary. The department shall devise a special license plate numbering system  
31 for fleet-registered vehicles as an alternative to county license plates.  
32 The fleet registration application and all subsequent registration renewals  
33 shall include the physical address where a vehicle is principally used,  
34 garaged and maintained. The fleet owner shall report the physical address to  
35 the department upon initial registration, on each renewal, and at any time a  
36 vehicle registered under this option is permanently transferred to another  
37 location.

38 (6) If the ownership of a vehicle changes during the registration pe-  
39 riod, the original owner may transfer the plate to another vehicle. The re-  
40 maining fee shall be credited against the cost of the new registration. Re-  
41 funds may be given for any unexpired portion of the vehicle registration fee  
42 if the plate is not transferred by the owner to another vehicle. Any request  
43 for refund shall include surrender of the license plate, validation sticker  
44 and registration document. Owners of vehicles registered under the inter-  
45 national registration plan may request a refund of the unexpired portion of  
46 the Idaho vehicle registration fee by presenting evidence from the base ju-  
47 risdiction that the license plate, validation sticker and registration doc-  
48 ument have been surrendered. A license plate shall not be transferred to an-  
49 other owner when the ownership of a vehicle changes. The owner shall obtain a

1 replacement plate, validation sticker if required, and a registration docu-  
2 ment when a plate is lost, destroyed or becomes illegible.

3 (7) An administrative fee of four dollars (\$4.00) shall be paid and de-  
4 posited to the state highway account on all registrations completed by the  
5 department under subsection (1) or (8) (a) of this section. Vehicles regis-  
6 tered under subsection (8) (b) of this section shall pay the fee provided in  
7 section 49-435(2), Idaho Code.

8 (8) There shall be paid on all commercial and farm vehicles having a  
9 maximum gross weight in excess of sixty thousand (60,000) pounds, a regis-  
10 tration fee based upon the maximum gross weight of a vehicle as declared by  
11 the owner and the total number of miles driven on roads and highways in the  
12 state, county, city and highway district systems in Idaho, and if registered  
13 under the international registration plan (IRP), in all other jurisdic-  
14 tions. The appropriate registration fee shall be determined as follows:

15 (a) If the owner registers vehicles under the international registra-  
16 tion plan (IRP), the appropriate mileage column shall be determined by  
17 the total miles an owner operated a fleet of vehicles on roads and high-  
18 ways in the state, county, city and highway district systems in Idaho  
19 and in all other jurisdictions in the preceding year, as defined in sec-  
20 tion 49-117, Idaho Code, and by the maximum gross weight of each vehicle  
21 within a fleet.

22 (b) If the owner registers vehicles under the international registra-  
23 tion plan and determines that the average international registration  
24 plan fleet miles, calculated by dividing the total IRP fleet miles in  
25 all jurisdictions by the number of registered vehicles, is less than  
26 fifty thousand one (50,001) miles, the owner may apply to the depart-  
27 ment for refund of a portion of the registration fees paid, consistent  
28 with the fee schedules set forth in this section. The department shall  
29 provide an application for the refund. An owner making application for  
30 refund under this section shall be subject to auditing as provided in  
31 section 49-439, Idaho Code.

32 (c) If the owner is not registering vehicles under the international  
33 registration plan, the appropriate mileage column shall be determined  
34 by the total miles the owner operated each of the vehicles to be regis-  
35 tered on roads and highways in the state, county, city and highway dis-  
36 trict systems in Idaho in the preceding year and by the maximum gross  
37 weight of each vehicle.

38 39 40 41 42 43 44 45 46 47	Maximum Gross Weight of Vehicle (Pounds)	Total Miles Driven				
		1 to 7,500	7,501 to 20,000	20,001 to 35,000	35,001 to 50,000	Over 50,000
	60,001-62,000	\$223	\$ 511	\$ 789	\$1,068	\$1,560
	62,001-64,000	\$251	\$ 576	\$ 890	\$1,205	\$1,760
	64,001-66,000	\$280	\$ 642	\$ 992	\$1,342	\$1,960
	66,001-68,000	\$309	\$ 707	\$1,093	\$1,479	\$2,160
	68,001-70,000	\$337	\$ 773	\$1,194	\$1,615	\$2,360

1	Maximum Gross		Total Miles Driven			
2	Weight of Vehicle					
3	(Pounds)					
4	70,001-72,000	\$366	\$ 838	\$1,295	\$1,752	\$2,560
5	72,001-74,000	\$394	\$ 904	\$1,396	\$1,889	\$2,760
6	74,001-76,000	\$423	\$ 969	\$1,498	\$2,026	\$2,960
7	76,001-78,000	\$451	\$1,035	\$1,599	\$2,163	\$3,160
8	78,001-80,000	\$480	\$1,100	\$1,700	\$2,300	\$3,360
9	80,001-82,000	\$494	\$1,133	\$1,751	\$2,368	\$3,460
10	82,001-84,000	\$509	\$1,165	\$1,801	\$2,437	\$3,560
11	84,001-86,000	\$523	\$1,198	\$1,852	\$2,505	\$3,660
12	86,001-88,000	\$537	\$1,231	\$1,902	\$2,574	\$3,760
13	88,001-90,000	\$551	\$1,264	\$1,953	\$2,642	\$3,860
14	90,001-92,000	\$566	\$1,296	\$2,004	\$2,711	\$3,960
15	92,001-94,000	\$580	\$1,329	\$2,054	\$2,779	\$4,060
16	94,001-96,000	\$594	\$1,362	\$2,105	\$2,848	\$4,160
17	96,001-98,000	\$609	\$1,395	\$2,155	\$2,916	\$4,260
18	98,001-100,000	\$623	\$1,427	\$2,206	\$2,985	\$4,360
19	100,001-102,000	\$637	\$1,460	\$2,257	\$3,053	\$4,460
20	102,001-104,000	\$651	\$1,493	\$2,307	\$3,121	\$4,560
21	104,001-106,000	\$666	\$1,526	\$2,358	\$3,190	\$4,660
22	106,001-108,000	\$680	\$1,558	\$2,408	\$3,258	\$4,760
23	108,001-110,000	\$694	\$1,591	\$2,459	\$3,327	\$4,860
24	110,001-112,000	\$709	\$1,624	\$2,510	\$3,395	\$4,960
25	112,001-114,000	\$723	\$1,657	\$2,560	\$3,464	\$5,060
26	114,001-116,000	\$737	\$1,689	\$2,611	\$3,532	\$5,160
27	116,001-118,000	\$751	\$1,722	\$2,661	\$3,601	\$5,260
28	118,001-120,000	\$766	\$1,755	\$2,712	\$3,669	\$5,360
29	120,001-122,000	\$780	\$1,788	\$2,763	\$3,738	\$5,460
30	122,001-124,000	\$794	\$1,820	\$2,813	\$3,806	\$5,560
31	124,001-126,000	\$809	\$1,853	\$2,864	\$3,874	\$5,660
32	126,001-128,000	\$823	\$1,886	\$2,914	\$3,943	\$5,760
33	128,001-129,000	\$837	\$1,918	\$2,965	\$4,011	\$5,860

34 (d) In addition to the fees set forth in paragraphs (a) and (c) of this  
35 subsection (8), an owner or operator may purchase a temporary permit as  
36 provided in section 49-432(2), Idaho Code, for operation of a vehicle at  
37 a weight in excess of the current, valid, registered maximum gross vehi-  
38 cle weight. The permit so issued shall be specific to the motor vehicle  
39 to which it is issued. No permit or fee shall be transferable or appor-  
40 tionable to any other vehicle, nor shall any such fee be refundable.

41 (e) Any commercial or farm vehicle registered for more than sixty thou-  
42 sand (60,000) pounds up to one hundred six thousand (106,000) pounds

1 traveling fewer than two thousand five hundred (2,500) miles annually  
2 on roads and highways in the state, county, city and highway district  
3 systems in Idaho shall pay an annual registration fee of two hundred  
4 fifty-five dollars (\$255). The provisions of section 49-437(2), Idaho  
5 Code, shall not apply to vehicles registered under this subsection  
6 (8) (e).

7 (9) (a) During the first registration year that the fee schedule in sub-  
8 section (8) (c) of this section is in use, an owner shall use the mileage  
9 data from the records used to report the mileage use fee in the immedi-  
10 ately preceding year as the basis for determining the appropriate reg-  
11 istration fee schedule.

12 (b) Any owner who registers a motor vehicle for the first time and who  
13 has no mileage history for the vehicle shall estimate the miles to de-  
14 termine the appropriate fee schedule in subsection (8) (c) of this sec-  
15 tion. When estimating the miles, the owner shall provide a statement on  
16 the application of the method used to arrive at the estimated miles.

17 (c) Any owner using any fee schedule other than the highest fee schedule  
18 under subsection (8) (c) of this section, shall certify at the time of  
19 registration that the miles operated in the preceding year do not exceed  
20 the schedule applied for. Any owner using a fee schedule under subsec-  
21 tion (8) (c) of this section that is less than the highest schedule shall  
22 maintain records to substantiate the use of the schedule as required by  
23 section 49-439, Idaho Code.

24 (10) An owner registering under subsection (8) (a) or (8) (c) of this sec-  
25 tion may elect to pay the full annual registration fee at the time of regis-  
26 tration or renewal of registration, or an owner may pay at least one-quarter  
27 (1/4) of the annual registration fee due. The remainder of the annual Idaho  
28 registration fee shall be paid in three (3) equal installments on dates as  
29 billed by the department.

30 (11) An owner registering or renewing a registration under subsection  
31 (8) (a) of this section electing to use installment payments as provided in  
32 subsection (10) of this section, shall pay all of the fees due to other IRP  
33 jurisdictions in addition to one-quarter (1/4) of the Idaho fee due at the  
34 time of registration or reregistration. The remainder of the annual Idaho  
35 registration fee shall be paid in three (3) equal installments on dates as  
36 billed by the department.

37 (12) If any vehicle or combinations of vehicles haul nonreducible  
38 loads, as authorized under the provisions of section 49-1004, Idaho Code,  
39 and weigh less than the starting weights per axle configuration listed in  
40 column 1 of subsection (2), section 49-1004, Idaho Code, then and in that  
41 event there shall be paid for that vehicle, in addition to the other fees  
42 required in this section, an additional use fee of 2.1 mills per mile for each  
43 two thousand (2,000) pounds or fraction thereof of the maximum gross weight  
44 in excess of those set forth in section 49-1001, Idaho Code.

45 SECTION 4. This act shall be in full force and effect on and after Jan-  
46 uary 1, 2014.