

IN THE SENATE

SENATE BILL NO. 1081

BY TRANSPORTATION COMMITTEE

AN ACT

RELATING TO MOTOR VEHICLE REGISTRATION; AMENDING SECTION 49-434, IDAHO CODE, TO REVISE A FEE, TO PROVIDE THAT CERTAIN TRAILER MANUFACTURERS MAY PURCHASE REGISTRATION FROM THE DEPARTMENT, TO ESTABLISH PROVISIONS RELATING TO THE ISSUING OF ANNUAL REGISTRATION TO CERTAIN FOREIGN-BASED PURCHASERS AND TO ESTABLISH PROVISIONS RELATING TO THE APPLICATION OF AN ANNUAL FEE TO A NONEXPIRING REGISTRATION FEE.

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

SECTION 1. That Section 49-434, Idaho Code, be, and the same is hereby amended to read as follows:

49-434. OPERATING FEES. (1) There shall be paid on all commercial vehicles, noncommercial vehicles, and on all farm vehicles having a maximum gross weight not in excess of sixty thousand (60,000) pounds, an annual registration fee 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

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

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

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

(4) As an option to the trailer and semitrailer and rental utility trailer annual registrations issued pursuant to subsection (3) of this section, the department may provide a nonexpiring plate and registration

1 for trailers and semitrailers, and an optional, extended registration for  
2 rental utility trailers.

3 (a) For trailers and semitrailers, the nonexpiring registration fee  
4 shall be ~~one hundred five~~ ninety-nine dollars (~~\$105~~99.00). The license  
5 plate shall remain on the trailer or semitrailer until the registration  
6 is canceled or revoked. No part of the fee is subject to refund. How-  
7 ever, the registrant may transfer the nonexpiring plate and registra-  
8 tion to another trailer or semitrailer titled to the registrant if the  
9 original registration date is prior to July 1, 2009. The registration  
10 document shall be the official record of the status of the nonexpiring  
11 registration and no registration fee shall be required after the ini-  
12 tial registration is paid. No validation sticker shall be required or  
13 issued for such nonexpiring license plate.

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

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

22 (b) Idaho based trailer manufacturers may purchase trailer and semi-  
23 trailer registration from the department. The manufacturer may issue  
24 the annual registration to foreign-based purchasers utilizing a manu-  
25 facturer's certificate of origin or manufacturer's statement of origin  
26 as proof of ownership. If the foreign-based purchaser subsequently ob-  
27 tains an Idaho nonexpiring registration as provided in paragraph (a) of  
28 this subsection prior to annual registration expiration, the amount of  
29 the annual registration fee shall be applied to the nonexpiring regis-  
30 tration fee provided that the customer acquires a title for such vehi-  
31 cle.

32 (c) For rental utility trailers, the registrant may prepay the annual  
33 registration for an additional one (1), two (2), three (3) or four (4)  
34 years, but in no event shall the optional registration period extend be-  
35 yond five (5) years. The fee shall be as specified in subsection (3) (b)  
36 or (c) of this section. A pressure-sensitive sticker shall be used to  
37 validate the license plate. The license plate shall become void if the  
38 owner's interest in the rental utility trailer changes during the five  
39 (5) year period. If the owner fails to enter the rental utility trailer  
40 on the annual renewal application during the five (5) year period, the  
41 registration record shall be purged. Any unrenewed plate shall be re-  
42 turned to the department if it is not entered on the renewal applica-  
43 tion.

44 (5) A fleet registration option is available to owners who have  
45 twenty-five (25) or more commercial or farm vehicles or any combination  
46 thereof. Such owners may register all of their company vehicles with the  
47 department in lieu of registering with a county assessor. To qualify the  
48 fleet must be owned and operated under the unified control of one (1) person  
49 and the vehicles must be physically garaged and maintained in two (2) or more  
50 counties. Fleet registration shall not include fleets of rental vehicles.

1 The department shall provide a registration application to the owner and the  
2 owner shall provide all information that the department determines is neces-  
3 sary. The department shall devise a special license plate numbering system  
4 for fleet-registered vehicles as an alternative to county license plates.  
5 The fleet registration application and all subsequent registration renewals  
6 shall include the physical address where a vehicle is principally used,  
7 garaged and maintained. The fleet owner shall report the physical address to  
8 the department upon initial registration, on each renewal, and at any time a  
9 vehicle registered under this option is permanently transferred to another  
10 location.

11 (6) If the ownership of a vehicle changes during the registration pe-  
12 riod, the original owner may transfer the plate to another vehicle. The re-  
13 maining fee shall be credited against the cost of the new registration. Re-  
14 funds may be given for any unexpired portion of the vehicle registration fee  
15 if the plate is not transferred by the owner to another vehicle. Any request  
16 for refund shall include surrender of the license plate, validation sticker  
17 and registration document. Owners of vehicles registered under the inter-  
18 national registration plan may request a refund of the unexpired portion of  
19 the Idaho vehicle registration fee by presenting evidence from the base ju-  
20 risdiction that the license plate, validation sticker and registration docu-  
21 ment have been surrendered. A license plate shall not be transferred to an-  
22 other owner when the ownership of a vehicle changes. The owner shall obtain a  
23 replacement plate, validation sticker if required, and a registration docu-  
24 ment when a plate is lost, destroyed or becomes illegible.

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

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

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

44 (b) If the owner registers vehicles under the international registra-  
45 tion plan and determines that the average international registration  
46 plan fleet miles, calculated by dividing the total IRP fleet miles in  
47 all jurisdictions by the number of registered vehicles, is less than  
48 fifty thousand one (50,001) miles, the owner may apply to the depart-  
49 ment for refund of a portion of the registration fees paid, consistent  
50 with the fee schedules set forth in this section. The department shall

1 provide an application for the refund. An owner making application for  
 2 refund under this section shall be subject to auditing as provided in  
 3 section 49-439, Idaho Code.

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

10 11 12	Maximum Gross Weight of Vehicle (Pounds)	Total Miles Driven				
		13 14	15	16	17	18
		1 to 7,500	7,501 to 20,000	20,001 to 35,000	35,001 to 50,000	Over 50,000
15	60,001-62,000	\$223	\$ 511	\$ 789	\$1,068	\$1,560
16	62,001-64,000	\$251	\$ 576	\$ 890	\$1,205	\$1,760
17	64,001-66,000	\$280	\$ 642	\$ 992	\$1,342	\$1,960
18	66,001-68,000	\$309	\$ 707	\$1,093	\$1,479	\$2,160
19	68,001-70,000	\$337	\$ 773	\$1,194	\$1,615	\$2,360
20	70,001-72,000	\$366	\$ 838	\$1,295	\$1,752	\$2,560
21	72,001-74,000	\$394	\$ 904	\$1,396	\$1,889	\$2,760
22	74,001-76,000	\$423	\$ 969	\$1,498	\$2,026	\$2,960
23	76,001-78,000	\$451	\$1,035	\$1,599	\$2,163	\$3,160
24	78,001-80,000	\$480	\$1,100	\$1,700	\$2,300	\$3,360
25	80,001-82,000	\$494	\$1,133	\$1,751	\$2,368	\$3,460
26	82,001-84,000	\$509	\$1,165	\$1,801	\$2,437	\$3,560
27	84,001-86,000	\$523	\$1,198	\$1,852	\$2,505	\$3,660
28	86,001-88,000	\$537	\$1,231	\$1,902	\$2,574	\$3,760
29	88,001-90,000	\$551	\$1,264	\$1,953	\$2,642	\$3,860
30	90,001-92,000	\$566	\$1,296	\$2,004	\$2,711	\$3,960
31	92,001-94,000	\$580	\$1,329	\$2,054	\$2,779	\$4,060
32	94,001-96,000	\$594	\$1,362	\$2,105	\$2,848	\$4,160
33	96,001-98,000	\$609	\$1,395	\$2,155	\$2,916	\$4,260
34	98,001-100,000	\$623	\$1,427	\$2,206	\$2,985	\$4,360
35	100,001-102,000	\$637	\$1,460	\$2,257	\$3,053	\$4,460
36	102,001-104,000	\$651	\$1,493	\$2,307	\$3,121	\$4,560
37	104,001-106,000	\$666	\$1,526	\$2,358	\$3,190	\$4,660
38	106,001-108,000	\$680	\$1,558	\$2,408	\$3,258	\$4,760
39	108,001-110,000	\$694	\$1,591	\$2,459	\$3,327	\$4,860
40	110,001-112,000	\$709	\$1,624	\$2,510	\$3,395	\$4,960
41	112,001-114,000	\$723	\$1,657	\$2,560	\$3,464	\$5,060
42	114,001-116,000	\$737	\$1,689	\$2,611	\$3,532	\$5,160

1	Maximum Gross					
2	Weight of Vehicle					
3	(Pounds)	Total Miles Driven				
4	116,001-118,000	\$751	\$1,722	\$2,661	\$3,601	\$5,260
5	118,001-120,000	\$766	\$1,755	\$2,712	\$3,669	\$5,360
6	120,001-122,000	\$780	\$1,788	\$2,763	\$3,738	\$5,460
7	122,001-124,000	\$794	\$1,820	\$2,813	\$3,806	\$5,560
8	124,001-126,000	\$809	\$1,853	\$2,864	\$3,874	\$5,660
9	126,001-128,000	\$823	\$1,886	\$2,914	\$3,943	\$5,760
10	128,001-129,000	\$837	\$1,918	\$2,965	\$4,011	\$5,860

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

18 (e) Any commercial or farm vehicle registered for more than sixty thou-  
19 sand (60,000) pounds up to one hundred six thousand (106,000) pounds  
20 traveling fewer than two thousand five hundred (2,500) miles annually  
21 on roads and highways in the state, county, city and highway district  
22 systems in Idaho shall pay an annual registration fee of two hundred  
23 fifty-five dollars (\$255). The provisions of section 49-437(2), Idaho  
24 Code, shall not apply to vehicles registered under this subsection  
25 (8)(e).

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

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

36 (c) Any owner using any fee schedule other than the highest fee schedule  
37 under subsection (8)(c) of this section, shall certify at the time of  
38 registration that the miles operated in the preceding year do not exceed  
39 the schedule applied for. Any owner using a fee schedule under subsec-  
40 tion (8)(c) of this section that is less than the highest schedule shall  
41 maintain records to substantiate the use of the schedule as required by  
42 section 49-439, Idaho Code.

43 (10) An owner registering under subsection (8)(a) or (8)(c) of this sec-  
44 tion may elect to pay the full annual registration fee at the time of regis-  
45 tration or renewal of registration, or an owner may pay at least one-quarter  
46 (1/4) of the annual registration fee due. The remainder of the annual Idaho  
47 registration fee shall be paid in three (3) equal installments on dates as  
48 billed by the department.

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

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