

IN THE SENATE

SENATE BILL NO. 1032

BY JUDICIARY AND RULES COMMITTEE

AN ACT

RELATING TO MOTOR VEHICLE FINANCIAL RESPONSIBILITY; AMENDING SECTION
49-1229, IDAHO CODE, TO INCREASE A FINE AMOUNT.

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

SECTION 1. That Section 49-1229, Idaho Code, be, and the same is hereby
amended to read as follows:

49-1229. REQUIRED MOTOR VEHICLE INSURANCE. (1) Every owner of a mo-
tor vehicle which is registered and operated in Idaho by the owner or with
his permission shall continuously, except as provided in section 41-2516,
Idaho Code, provide insurance against loss resulting from liability imposed
by law for bodily injury or death or damage to property suffered by any per-
son caused by maintenance or use of motor vehicles described therein in an
amount not less than that required by section 49-117, Idaho Code, and shall
demonstrate the existence of any other coverage required by this title or a
certificate of self-insurance issued by the department pursuant to section
49-1224, Idaho Code, for each motor vehicle to be registered.

(2) A motor vehicle owner who prefers to post an indemnity bond with the
director of the department of insurance in lieu of obtaining a policy of lia-
bility insurance may do so. Such bond shall guarantee that any loss result-
ing from liability imposed by law for bodily injury, death or damage to prop-
erty suffered by any person caused by accident and arising out of the opera-
tion, maintenance and use of the motor vehicle sought to be registered shall
be paid within thirty (30) days. The indemnity bonds shall guarantee payment
in an amount no less than fifty thousand dollars (\$50,000) for any one (1) ac-
cident of which fifteen thousand dollars (\$15,000) is for property damage,
for each vehicle registered up to a maximum of one hundred twenty thousand
dollars (\$120,000) for five (5) or more vehicles.

(3) Any bond given in connection with this chapter shall be, and shall
be construed to be, a continuing instrument and shall cover the period for
which the motor vehicle is to be registered and operated. Such bond shall be
on a form approved by the director of insurance with a surety company autho-
rized to do business in the state.

(4) A motor carrier shall continuously provide insurance against loss
resulting from liability imposed by law or by rule of the department and
shall comply with the insurance requirements of section 49-1233, Idaho Code.

(5) It is an infraction punishable by a fine of ~~seventy-five~~ three hun-
dred dollars (~~\$75-~~300) for any person to violate the provisions of this sec-
tion for the first time. A second and any subsequent conviction for a viola-
tion of the provisions of this section or the provisions of section 49-1232
or 49-1428, Idaho Code, within a period of five (5) years shall be a misde-
meanor, punishable by a fine not exceeding one thousand dollars (\$1,000), or
by imprisonment in the county jail not exceeding six (6) months, or both. The

1 department shall notify any person convicted of a violation of this section
2 of the penalties which may be imposed for a second and any subsequent convic-
3 tion.