

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 60

BY TRANSPORTATION AND DEFENSE COMMITTEE

AN ACT

RELATING TO THE STATE SNOWMOBILE AVALANCHE FUND; AMENDING SECTION 67-7106, IDAHO CODE, TO PROVIDE FOR THE STATE SNOWMOBILE AVALANCHE FUND AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING CHAPTER 71, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-7107A, IDAHO CODE, TO PROVIDE FOR THE STATE SNOWMOBILE AVALANCHE FUND COMMITTEE.

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

SECTION 1. That Section 67-7106, Idaho Code, be, and the same is hereby amended to read as follows:

67-7106. DISTRIBUTION OF MONEYS COLLECTED -- COUNTY SNOWMOBILE FUND -- STATE SNOWMOBILE FUND -- STATE SNOWMOBILE SEARCH AND RESCUE FUND -- STATE SNOWMOBILE AVALANCHE FUND. (1) Each vendor shall, not later than the fifteenth day of each month, remit all moneys collected under the provisions of sections 67-7103 and 67-7104, Idaho Code, to the state treasurer for credit to the state snowmobile fund, established in the dedicated fund, to be administered by the director, except ~~that one dollar (\$1.00)~~ the amounts designated in this subsection from each snowmobile certificate of number fee, ~~one dollar (\$1.00) from each rental certificate of number fee, and one dollar (\$1.00) from each nonresident snowmobile user certificate issued by the vendor shall be credited by the state treasurer to each of the following funds or entities:~~

(a) One dollar (\$1.00) to the state snowmobile search and rescue fund created in section 67-2913A, Idaho Code; and

(b) One dollar (\$1.00) to the state snowmobile avalanche fund created in section 67-7107A, Idaho Code.

(2) Each county with a bona fide snowmobile program shall be entitled to receive from the department eighty-five percent (85%) of the moneys generated for that county during that certificate of number period. Counties with a bona fide snowmobile program may use up to fifteen percent (15%) of their county snowmobile moneys upon recommendation by their county snowmobile advisory committee for snowmobile law enforcement purposes.

(3) Up to fifteen percent (15%) of the revenue generated from snowmobile certificates of number each year may be used by the department to defray administrative costs. Any moneys unused at the end of the fiscal year shall be returned to the state treasurer for deposit in the state snowmobile fund.

(4) Vendors shall be entitled to charge an additional one dollar and fifty cents (\$1.50) handling fee per certificate of number for the distribution of certificates of number. Handling fees collected by the department shall be deposited to the state snowmobile fund.

(5) For those certificates of number not designated to a bona fide county snowmobile program, the moneys generated shall be deposited to the

1 state snowmobile fund, and such fund shall be available to the department for  
2 snowmobile-related expenses.

3 SECTION 2. That Chapter 71, Title 67, Idaho Code, be, and the same is  
4 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
5 ignated as Section 67-7107A, Idaho Code, and to read as follows:

6 67-7107A. STATE SNOWMOBILE AVALANCHE FUND AND AVALANCHE FUND COM-  
7 MITTEE -- CREATION, SELECTION, AND DUTIES. (1) There is hereby established  
8 in the state treasurer's office an account to be known and designated as  
9 the "state snowmobile avalanche fund." This fund shall receive one dollar  
10 (\$1.00) from each snowmobile certificate of number fee, one dollar (\$1.00)  
11 from each rental certificate of number fee, and one dollar (\$1.00) from each  
12 nonresident snowmobile user certificate issued by vendors, as provided for  
13 in section 67-7106, Idaho Code. This fund shall be managed by the state snow-  
14 mobile avalanche fund committee.

15 (2) The board must appoint a state snowmobile avalanche fund committee  
16 (SSAFC) of five (5) members. The membership of the SSAFC shall consist of the  
17 director of the United States forest service national avalanche center, or  
18 his designee, who shall chair the SSAFC, and one (1) active snowmobiler from  
19 each of the following districts: north Idaho, central Idaho, south Idaho,  
20 and east Idaho. These four (4) regional members of the SSAFC shall be ap-  
21 pointed by the board from a list of no fewer than two (2) persons nominated by  
22 the Idaho state snowmobile association, and said members shall serve a term  
23 of four (4) years, except that the term of the initial appointees shall com-  
24 mence on the date of appointment and shall be staggered such that at least  
25 one (1) position is up for appointment each year. Each member of the SSAFC  
26 must be a qualified elector of the state, maintaining a residence and domi-  
27 cile within the district of appointment. For purposes of SSAFC membership  
28 and representation, the four (4) districts shall be as follows:

29 (a) North Idaho consists of Boundary, Bonner, Kootenai, Benewah,  
30 Latah, Shoshone, Clearwater, Nez Perce, Lewis, and Idaho counties.

31 (b) Central Idaho consists of Adams, Washington, Valley, Payette, Gem,  
32 Boise, Canyon, Ada, Elmore, and Owyhee counties.

33 (c) South Idaho consists of Lemhi, Custer, Butte, Camas, Blaine, Good-  
34 ing, Lincoln, Jerome, Minidoka, Twin Falls, and Cassia counties.

35 (d) East Idaho consists of Clark, Fremont, Jefferson, Madison, Teton,  
36 Bonneville, Bingham, Power, Bannock, Caribou, Bear Lake, Franklin, and  
37 Oneida counties.

38 (3) The duties of the SSAFC include:

39 (a) Determining and directing distributions from the state snowmo-  
40 bile avalanche fund, at least annually, to avalanche centers within  
41 the state of Idaho, or avalanche centers providing reporting services  
42 within the state of Idaho, operated and administered by the national  
43 avalanche center, United States forest service, or United States de-  
44 partment of agriculture. The SSAFC may require that applications or  
45 proposals be submitted for review and consideration from avalanche cen-  
46 ters seeking funds from the state snowmobile avalanche fund. The SSAFC  
47 must require the funds so distributed be used for existing avalanche  
48 center operations and maintenance within or for the benefit of areas  
49 within the state of Idaho, which include: avalanche forecaster labor;

1 website and information technology improvements and maintenance; snow-  
2 mobiles and related equipment; remote weather station installation and  
3 upkeep; avalanche education costs; and safety equipment;  
4 (b) Representing the best interests of the snowmobile users in the dis-  
5 trict from which each member is appointed; and  
6 (c) Advising existing avalanche centers in Idaho and registered non-  
7 profit organizations that support them as to whether current projects  
8 meet the needs of snowmobile users in that area.  
9 (4) The SSAFC shall be compensated as provided in section 59-509(b),  
10 Idaho Code.