



2013

*Idaho Department of Parks and Recreation*

AGENCY AT A GLANCE





IDPR

Agency At A Glance

IDPR

Introduction

IDPR

The Idaho Department of Parks and Recreation (IDPR) manages 30 state parks and recreational trail ways. We also administrate non-motorized trail programs like Park N' Ski. Our agency currently manages the registration programs for snowmobiles, boats and off-highway vehicles. Money from registrations and other sources goes to develop and maintain trails, facilities and education programs statewide for the people who use those vehicles.

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We are a diverse agency with diverse constituents.

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IDPR has historically utilized its enabling legislation (Idaho Code 67-4219) as its mission statement: "It is the intent of the legislature that the department of parks and recreation shall formulate and put into execution a long range, comprehensive plan and program for the acquisition, planning, protection, operation, maintenance, development and wise use of areas of scenic beauty, recreational utility, historic, archaeological or scientific interest, to the end that the health, happiness, recreational opportunities and wholesome enjoyment of the life of the people may be further encouraged."

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Core values are the essential and enduring tenets of an organization. They are its guiding principles. For the Idaho Department of Parks and Recreation, our core values include integrity, compassion, service, stewardship and commitment. We feel obligated to protect the resources we are entrusted with, to help visitors experience those resources, to be vital members of our communities and to touch the lives of every Idahoan in a lasting, positive way.

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Our Mission...

IDPR

"To improve the quality of life in Idaho through outdoor recreation and resource stewardship."

IDPR

Our slogan, developed during the formation of our agency vision, proudly states that we fulfill our mission by providing "Today's Fun, Tomorrow's Memories."



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Distinguishing Characteristics

Within Idaho, there are:

- 8 National Forests
- 3 BLM Districts
- 44 Counties
- 202 Cities

IDPR is the only public agency with statewide responsibility for public outdoor recreation use in outdoor resource settings.

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Public Outdoor Recreation Resources

- 30 State Parks and Recreational Trail Ways
- 150 miles of groomed cross-country ski trails
- 5,600 miles of groomed snowmobile trails
- 8,000 public campsites
- 18,000 miles of trails on public lands
- 2,000 lakes
- 650,000 acres of boatable waters
- 16,000 miles of rivers
- 46 million acres of public land

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Trail of the Coeur d'Alenes



Lake Cascade State Park



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Castle Rocks State Park



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Public Served

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- Over 5.2 million park visitors annually
  - 1.65 million out-of-state visitors

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- 2,500 students instructed in Boat, ATV/Motorbike and Snowmobile Avalanche Safety Classes

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- 2,000 miles of trail cleared/maintained for public use statewide, each year

IDPR

- 5,600 miles of snowmobile trail groomed statewide annually

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- More than 267,000 recreation vehicles registered annually

IDPR

- 10 Unique Grant Programs, providing \$7 million in funding for Idaho cities, counties, state and federal agencies.

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ATV Safety Class, Youth

IDPR



Snowmobile Groomer

IDPR

IDPR

IDPR



Boating Safety Class, Youth

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## Agency At A Glance

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### Agency Administration

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#### ADMINISTRATIVE SERVICES

The Director's office contains the following agency functions; Legal, Reservations, Human Resources, MIS, Fiscal, Communications, Idaho Recreation and Tourism Initiative, and the Idaho Outdoor Recreation Data Center.

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**Contact:**

IDPR

Nancy Merrill, Director  
Address: P. O. Box 83720  
Boise, ID 83720-0065  
Telephone: (208) 514-2250

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#### Deputy Director

This division contains the following agency functions; Park Management, Trails (Motorized / Non-Motorized), Boating Safety, Volunteer Program, Outdoor Recreation Public Safety, and Outdoor Education.

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**Contact:**

IDPR

Tamara Humiston, Deputy Director  
Address: P. O. Box 83720  
Boise, ID 83720-0065  
Telephone: (208) 514-2450

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# Agency At A Glance

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## Management / Operating Philosophy

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In recent years, our agency has shifted its management philosophy to accommodate new, more business-minded practices and strategies. This, in an effort to become more self-sustaining.

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Our funding mix:

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- 4% general fund support
- 96% federal or user generated funding support

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## Recent Successes

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- All 30 state parks remain open
- **Volunteers contribute** over 86,000 hours annually
- **Customer satisfaction** increased from **89%** to **94%**
- Overnight occupancy increased by **2.69%** (calendar year 2012)
- Revenues from all sources are **up by 7.45%** (FY 2012)
- Finished **30 Marketing/Business Plans**, one per park
- Established **better communication** with state and community leaders
- **Passport Program** launched, marketing campaign officially began January 1, 2013

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# Agency At A Glance

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## From the Director

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Idahoans are privileged to live in a state that believes in balancing recreational opportunities with sound resource management. The benefits of our parks and recreation programs are the foundation of our services. We preserve plants, wildlife and open space. We contribute to clean air and water and help maintain soil quality. Most importantly, we ensure that all people, no matter where they live, have access and are provided opportunities in which to enjoy nature and recreate safely.

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Taking time for recreation is increasingly important in our fast-paced society. There is substantial evidence linking physical activity and fitness to health improvement and disease prevention. Our agency believes that outdoor activities create the memories that are the glue of healthy families and is the key in ensuring a healthier Idaho.

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The availability of parks and recreation also plays a major role in the economic development efforts of our cities, counties and our great state. When companies and families choose to set up business or relocate, the availability of parks, open spaces, and recreational opportunities is high on their priority list for site selection. This is because recreation and parks are a significant factor for people in choosing where they want to live. Enticing people to play in our state is also important economically. With nearly five and a half million visitor days and visitor contacts annually, the Idaho Department of Parks and Recreation is a big player in Idaho tourism.

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People are becoming increasingly aware of how vital recreation and leisure are to the quality of their lives. As recreational needs have changed, the Idaho Department of Parks and Recreation is committed to today's fun and tomorrow's memories.

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## Idaho Department of Parks and Recreation



### Idaho State Parks Passport

#### White Paper

##### **BACKGROUND INFORMATION:**

On Tuesday, March 6, 2012, Governor Otter signed into law House Bill 446, the Idaho Parks Passport Program. A vote of 67-0-3 in the House and 33-0-1 in the Senate is a clear indication of the overwhelming support the members of this Legislative Session have for this program. The effective date of H446 was 07-01-12.

Briefly, the concept is to offer the citizens of Idaho an opportunity to purchase an Idaho State Parks Passport sticker for an opt-in price of \$10 per vehicle/per year. This Opt-In purchase takes place when the vehicle is registered or registration is renewed. The effective date of July 1, 2012, afforded a lead-in time period of several months for the staff of IDPR and ITD/DMV to work to bring about the successful implementation and soft go live of this program.

During the initial soft launch pre marketing sales period (October 1, 2012 – December 31, 2012) 18,438 Passports were sold. The top three selling counties were ADA, KOOTENAI and CANYON in that order. Gross revenue generated totaled \$232,932.00

Revenue generation from the Idaho State Parks Passport Program could be substantial. The end result of this program is:

- Idahoans will have A Choice when they register their cars to Purchase Access To all 30 of their state parks for a tremendous discount.
- Movement towards a long-term, sustainable funding source to assist in keeping Idaho's State Parks open and accessible
- This will not make the agency whole, but certainly provides a solid foundation from which to move forward.

Marketing efforts for the program began on January 1, 2013.

The following pages contain Idaho State Parks marketing plan by quarter for this new program.



Idaho State Parks Passport  
 Marketing/Sales Plan  
 By Quarter: 2012-2013

**Paid Advertising**

**Public Relations / Earned Media**

<p><b>Second - Fourth Quarter 2012</b>          (Apr 26-Dec 30, 2012)</p> <ul style="list-style-type: none"> <li>• N/A</li> </ul>	<p><b>Second - Fourth Quarter 2012</b>          (Apr 26-Dec 30, 2012)</p> <ul style="list-style-type: none"> <li>• Staff Education /DMV Education</li> <li>• Point of Sale Information Parks, Region Offices, DMV Offices</li> <li>• Face-to-Face in Parks</li> <li>• T-Shirts / Buttons</li> <li>• Banners / Posters</li> <li>• Direct Mail to RV Owners</li> <li>• Direct Mail to Current Reservation Customers</li> <li>• News Releases</li> <li>• Feature Articles</li> <li>• Radio Interviews</li> <li>• Website Content</li> <li>• Social Media Blitz</li> <li>• DMV Office Visits</li> </ul>
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<p><b>First Quarter 2013</b> (Jan 1 – Mar 31, 2013)</p> <ul style="list-style-type: none"> <li>• NCSA Program, Idaho Broadcasters Association <b>\$15,000 + Production \$5,500</b></li> </ul> <p><b>*Measurement \$2500</b></p>	<p><b>First Quarter 2013</b> (Jan 1 – Mar 31, 2013)</p> <ul style="list-style-type: none"> <li>• Event Participation / Sponsorship</li> <li>• News Releases</li> <li>• Feature Articles</li> <li>• Radio Interviews</li> <li>• Website Content</li> <li>• Social Media Blitz</li> <li>• Point of Sale Information Parks, Region Offices, DMV Offices</li> <li>• Face-to-Face in Parks</li> <li>• T-Shirts / Buttons</li> <li>• Banners / Posters</li> </ul>
<p><b>Second Quarter</b> (Apr 1 – Jun 30, 2013)</p> <ul style="list-style-type: none"> <li>• Plan A: NCSA Program, Idaho Broadcasters Association <b>\$15,000</b></li> <li>• Plan B: Purchase schedules via Cumulus and KTVB, Statesman and Spokesman Ads, Possible Outdoor <b>\$50,000</b></li> </ul> <p><b>*Measurement \$2500</b></p>	<p><b>Second Quarter</b> (Apr 1 – Jun 30, 2013)</p> <ul style="list-style-type: none"> <li>• News Releases</li> <li>• Feature Articles</li> <li>• Website Content</li> <li>• Social Media Blitz</li> <li>• Point of Sale Information Parks, Region Offices, DMV Offices</li> <li>• Face-to-Face in Parks</li> <li>• T-Shirts / Buttons</li> <li>• Banners / Posters</li> <li>• Statewide DMV Training <b>\$1500</b></li> </ul>
<p><b>Third Quarter</b> (Jul 1 – Sept 29, 2013)</p> <ul style="list-style-type: none"> <li>• Plan A: NCSA Program, Idaho Broadcasters Association <b>\$15,000</b></li> <li>• Plan B: Purchase schedules via Cumulus and KTVB, Statesman and Spokesman Ads, Possible Outdoor</li> </ul>	<p><b>Third Quarter</b> (Jul 1 – Sept 29, 2013)</p> <ul style="list-style-type: none"> <li>• News Releases</li> <li>• Feature Articles</li> <li>• Website Content</li> <li>• Social Media Blitz</li> <li>• Point of Sale Information Parks, Region Offices, DMV Offices</li> <li>• Face-to-Face in Parks</li> </ul>

<p><b>\$50,000</b></p> <p><b>*Measurement \$2500</b></p>	<ul style="list-style-type: none"> <li>• T-Shirts / Buttons</li> <li>• Banners / Posters</li> </ul> <p><b>\$15,000 (Replenish printed items, T-shirts and buttons)</b></p>
<p><b>Fourth Quarter</b> (Sep 30, 2013 – Dec 29, 2013)</p> <ul style="list-style-type: none"> <li>• Plan A: NCSA Program, Idaho Broadcasters Association <b>\$15,000</b></li> <li>• Plan B: Purchase schedules via Cumulus and KTVB, Statesman and Spokesman Ads, Possible Outdoor <b>\$50,000</b></li> </ul> <p><b>*Measurement \$2500</b></p>	<p><b>Fourth Quarter</b> (Sep 30, 2013 – Dec 29, 2013)</p> <ul style="list-style-type: none"> <li>• News Releases</li> <li>• Feature Articles</li> <li>• Website Content</li> <li>• Social Media Blitz</li> <li>• Point of Sale Information Parks, Region Offices, DMV Offices</li> <li>• Face-to-Face in Parks</li> <li>• T-Shirts / Buttons</li> <li>• Banners / Posters</li> </ul>

# Statutes

## Registration Realignment

Addresses:

IDPR changes to Title 67 State Government and State Affairs

ITD changes to Title 49 Motor Vehicles

## **White Paper for Explanation of Proposed Changes to IDPR Registration**

- Currently, IDPR and ITD exchange information regarding registered recreational vehicles and boats.
- ITD is the responsible agency for the collection of all titled vehicles in Idaho (including the recreational machines and boats)
- ITD is changing their registration system to a new system that will require the collection of Driver's Licenses, Social Security numbers, or Tax IDs.
- The new system will be a "one person-one record" system.
- Once ITD implements their new system, it will not communicate with IDPR's old system.
- IDPR's staff and their network of vendors will not be able to collect, secure, and transfer information to ITD.
- Because of these changes at ITD, IDPR will no longer be able to process and transfer information to ITD.
- IDPR is proposing Legislative changes that will move our registration process to ITD.
- ITD will send the collected registration dollars back to IDPR to continue running recreation and education programs.
- IDPR will continue the distribution of the collected grant funds.
- Proposed implementation of registration Legislation is July 1, 2013.

## Registration Realignment Facts

- ITD is the responsible agency for issuing certificates of Title for all vehicles (including recreation machines and boats) ID 49-504
- Owner is responsible to title and register all vehicles, including recreation machines
- Definition of **owner** ID 67-7101(12) every person holding **record title**..... (Recreation machines)
- **Owner** shall register that vehicle....ID 67 7122
- Based on definition of "**owner**", only person(s) holding **record title** to a recreation machine may **register** such machine.
- Currently IDPR registers the machines, checks the title to make sure the person registering is the owner, and then sends that information to ITD who shares the information with Law Enforcement.
- IDPR presents owner with a sticker for their machine, indicating they have registered their machine.
- ITD and IDPR's systems are nearly 20 years old
- Information gathered through IDPR vendors is a hand written triplicate form that allows for inaccuracies at the vendor level.
- Vendors send the hand written information and the money collected from stickers to IDPR for reconciliation.
- IDPR hand enters all handwritten information from vendors also allowing for inaccuracies.
- ITD received funding for new GARNET system that will: identify the user through Drivers License, Social security number or Tax ID. Garnet will collect information for all titled registered vehicles creating a "one person one record system", and a "one stop shop" for titling and registering all vehicles.
- ITD's new system will not communicate with IDPR's old system. IDPR is not authorized nor do we have the capability to collect Drivers Licenses, Social Security numbers or Tax ID information.
- Our vendors cannot collect this unsecured information from users.
- The majority of users register today through the County DMVs, online, or mail in through ITD (77%)
- 23% of the IDPR recreationists register at the local vendor.
- May 2012 IDPR Board unanimously voted to move the IDPR registration system to ITD's new system, directing staff to continue to work with users groups and concerned citizens.

## **Proposed Registration Realignment Legislation**

**Idaho Code 49- 504:** The Department of Transportation is responsible for issuing certificates of title for all vehicles (including recreation machines)

**Idaho Code 67-7122:"** On or before January 1 of each year, the owner of any all terrain vehicle, motorbike, specialty off-highway vehicle or utility type vehicle... or any motorcycle... used off public highway... shall register that vehicle...."

**Idaho Code 67-7101(12)** defines "owner " to mean " every person holding record title to a motorbike, all terrain vehicle, utility type of vehicle, specialty off highway vehicle or snowmobile and entitled to the use or possession thereof, other than a lien holder or other person having a security interest only.

Based on the definition of "owner", only the person(s) holding a record title to a recreation machine may register such machine.

### **Registration Changes:**

1. IDPR will continue to register nonresident snowmobile certificates through a reduced vendor network (see snowmobile section below).
2. ITD will process all resident registrations and non-resident boats and motorbikes/ATVs/UTV/SOVH.
3. IDPR will continue to distribute revenue based on current statute.
4. IDPR will continue to manage motorized and non-motorized programs in Idaho.

### **October 2013**

Snowmobile Registration begins for the 2014 season. Resident owners and rental shops may obtain registration numbers the same way In-State Boats and Off-Highway vehicles do (see below).

Nonresident and nonresident rentals are discussed under the Snowmobile Registration section.

### **July 1<sup>st</sup> 2013**

## **In State Boats/ Off -Highway/Snowmobiles**

On line -to ITD

Walk in- to County DMVs

Mail in - to ITD

**JULY 1<sup>st</sup> 2013**

## **Nonresident Boats/Off-Highway Vehicle Registrations**

### **Boat Registrations:**

#### 67-7009 – Exemption from registration number

- Allows for boats with a federally approved numbering system of another state to operate in Idaho provided that such vessel shall not be in the state in excess of 60 consecutive days
- Boats from other countries may use the waters for a period of less than 61 consecutive days
- If either are using waters in Idaho for more than 60 or 61 consecutive days respectively, they must obtain an Idaho registration
- All boats launching in Idaho **must** obtain an invasive species sticker
  - Idaho registered motorized boats – The Invasive species sticker is the Idaho Registration sticker. The \$10.00 invasive species sticker fee is added on to the Idaho registration fee.
  - Invasive species stickers are also required for all non motorized boats prior to launching in Idaho (non-motorized boats are not required to be registered in Idaho). The Fish & Game, IDPR, and Dept. of Agriculture web sites will have links to provide users with a list of vendors and their locations where invasive species stickers may be obtained.
  - Invasive species certificates will be sold through the Fish and Game vendor system.

All out of state boats that have been registered in Idaho will receive notice of renewal and will register and pay for their invasive species through ITD- mail-in, walk – in, or online. Non-resident motorized boats are required to obtain an invasive species sticker. The Fish & Game, IDPR, and Dept. of Agriculture web sites will have links to provide users with a list of vendors and their locations where invasive species stickers may be obtained.

## **Motorbike/ATV/UTV/SOHV Registrations:**

### 67-7124 – Nonresident Exemption

- If all-terrain vehicle, utility type vehicle, specialty off highway vehicle, or motorbike is currently and properly registered in the state of residence, they are not required to be registered in Idaho.
- Owners of an all-terrain vehicle, utility type vehicle, specialty off-highway vehicle, or motorbike from states that do not have a registration requirement shall be registered in Idaho.

These owners will register through ITD mail in, county DMV walk in or online. Those previously registered in Idaho will receive a registration renewal notice. Exception is the Non –Resident Snowmobile.

## **Snowmobile Registrations:**

### 67-7124 Nonresident Exemption:

Nonresident snowmobiles shall be required to obtain an Idaho nonresident snowmobile user certificate of number

- Nonresident owners of snowmobiles - used for rental purposes shall purchase Idaho certificates of numbers
- The (IDPR) department may issue any certificate of number (sticker) or may authorize any persons to act as a vendor for issuance.
- Vendors authorized by the department (IDPR) shall be required to:
  - Collect and remit revenue from non –resident snowmobile enthusiasts in a manner that is most efficient for the public and the Department of Parks and Recreation.
  - Keep \$1.50 per sticker transaction.
  - Information from the non-resident snowmobile enthusiast shall be collected through an electronic form provided by IDPR via the IDPR website.
    - Customer name and address
    - Sticker number
    - Designation



**IDAHO PARKS AND RECREATION  
RS 21642 CROSSWALK**

The RS 21642 document touches 45 pieces of legislation to accommodate shifting the registration function from Idaho Department of Parks and Recreation (IDPR) to the Idaho Transportation Department (ITD).

IDPR has grouped the legislation changes into the four categories listed below.

**Legislative Shift (26)** - These pieces of legislation move statutes that were previously housed in Title 67 to Title 49. This category also includes statutes that are repealed.

49-460, 49-461, 49-462, 49-471, 49-472, 49-473, 49-481, 49-482, 49-501A, 67-7004, 67-7008, 67-7008A\*, 67-7009, 67,7013, 67-7014, 67-7029, 67-7039, 67-7040, 67-7041, 67-7103, 67-7105, 67-7108, 67-7112, 67-7122, 67-7123, and 67-7124.

**General Housekeeping (13)** - These pieces of legislation makes language consistent between Title 67 and Title 49.

49-105, 49-120, 49-302, 49-402, 49-426, 49-456, 49-465, 49-1606, 67-7101, 67-7102, 67-7104, 67-7113, and 67-7125

**Substantive Changes (4)** - These pieces of legislation ensure the “*Legislative Shift*” changes and “*General Housekeeping*” changes maintain the original public intent for expenditures of dedicated funds.

49-464, 49-470, 49-480, and 49-501

**Administrative Distribution (2)** - These pieces of legislation change how the administrative funds collected during the registration process are utilized.

67-7106, and 67-7126

\*The Invasive Species stickers for non-motorized, out-of-state motorized, and the Outfitters & Guides are moving to the Department of Fish and Game. Legislation to support this move will be addressed in a separate piece of legislation.



LEGISLATURE OF THE STATE OF IDAHO



Sixty-second Legislature

First Regular Session - 2013

IN THE \_\_\_\_\_

BILL NO. \_\_\_\_\_

BY \_\_\_\_\_

AN ACT

1 RELATING TO TITLING AND REGISTRATION; AMENDING SECTION 49-105, IDAHO CODE,  
2 TO REVISE A DEFINITION; AMENDING SECTION 49-120, IDAHO CODE, TO DEFINE A  
3 TERM AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 49-302, IDAHO  
4 CODE, TO REVISE A CODE REFERENCE AND TO MAKE TECHNICAL CORRECTIONS;  
5 AMENDING SECTION 49-402, IDAHO CODE, TO REMOVE A CODE REFERENCE AND TO  
6 REVISE CODE REFERENCES; AMENDING SECTION 49-426, IDAHO CODE, TO REVISE  
7 CODE REFERENCES AND TO PROVIDE AN EXCEPTION TO SPECIFIED REGISTRATION  
8 NUMBER REQUIREMENTS AND REGISTRATION PROVISIONS; AMENDING SECTION  
9 49-456, IDAHO CODE, TO REVISE CODE REFERENCES; AMENDING CHAPTER 4, TI-  
10 TLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-460, IDAHO CODE,  
11 TO PROVIDE FOR HULL IDENTIFICATION NUMBERS; AMENDING CHAPTER 4, TITLE  
12 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-461, IDAHO CODE, TO  
13 PROVIDE FOR EXEMPTIONS FROM NUMBERING PROVISIONS; AMENDING CHAPTER 4,  
14 TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-462, IDAHO  
15 CODE, TO PROVIDE FOR APPLICATIONS FOR REGISTRATION OF CERTAIN VESSELS,  
16 TO PROVIDE FOR FEES, TO PROVIDE FOR ISSUANCE OF VALIDATION STICKERS AND  
17 CERTIFICATES OF REGISTRATION BY COUNTY ASSESSORS, TO PROVIDE REQUIRE-  
18 MENTS RELATING TO VALIDATION STICKERS AND CERTIFICATES OF REGISTRA-  
19 TION, TO PROVIDE REQUIREMENTS RELATING TO CERTIFICATES OF REGISTRATION  
20 FOR CERTAIN VESSELS WITH CURRENT CERTIFICATES OF REGISTRATION ISSUED  
21 PURSUANT TO FEDERAL LAW OR A FEDERALLY APPROVED NUMBERING SYSTEM OF AN-  
22 OTHER STATE, TO REQUIRE CERTAIN RECORDKEEPING BY COUNTY ASSESSORS, TO  
23 PROVIDE EFFECTIVE DATES, TO PROVIDE FOR RENEWAL, TO PROVIDE FOR RELEASE  
24 OF LIABILITY STATEMENTS UPON SALE, TO PROVIDE FOR CHANGE OF ADDRESS,  
25 TO PROVIDE FOR TRANSFERS OF CERTIFICATES OF REGISTRATION AND TRANSFER  
26 FEES, TO PROHIBIT THE DISPLAY OF NUMBERS ON VESSELS OTHER THAN AN ISSUED  
27 REGISTRATION NUMBER, TO PROVIDE FOR REPLACEMENT CERTIFICATES OF REG-  
28 ISTRATION AND VALIDATION STICKERS AND ASSOCIATED FEES, TO PROVIDE FOR  
29 CERTIFICATES OF REGISTRATION AND FEES FOR USE IN TESTING OR DEMONSTRATION  
30 OF A VESSEL FOR CERTAIN PERSONS, TO PROVIDE FOR REGISTRATION FEES,  
31 TO PROVIDE FOR EXEMPTIONS TO THE IMPOSITION OF FEES AND TO PROVIDE THAT  
32 CERTAIN VESSELS SHALL NOT BE ASSESSED AND TAXED AS PERSONAL PROPERTY;  
33 AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SEC-  
34 TION 49-464, IDAHO CODE, TO ESTABLISH THE STATE VESSEL FUND, TO PROVIDE  
35 FOR THE REMITTANCE AND DEPOSIT OF FEES, TO PROVIDE FOR THE APPROPRIATION  
36 AND USE OF CERTAIN MONEYS, TO PROVIDE FOR THE APPORTIONMENT OF CERTAIN  
37 MONEYS, TO PROVIDE REQUIREMENTS FOR ELIGIBILITY FOR THE RECEIPT OF  
38 CERTAIN MONEYS, TO PROVIDE FOR THE PLACEMENT AND CREDIT OF APPORTIONED  
39 MONEYS INTO COUNTY VESSEL FUNDS, TO PROVIDE FOR THE USE OF APPORTIONED  
40 MONEYS BY ELIGIBLE COUNTIES, TO REQUIRE COUNTY CLERKS TO CALCULATE THE  
41 ENDING FUND BALANCE OF COUNTY VESSEL FUNDS WITHIN A DESIGNATED TIME, TO  
42 PROVIDE A PROCEDURE RELATING TO CERTAIN FUND BALANCES, TO PROVIDE AN  
43 EXCEPTION TO PROCEDURES RELATING TO FUND BALANCES FOR CERTAIN MONEYS  
44 AND TO PROVIDE FOR INTEREST EARNED; AMENDING CHAPTER 4, TITLE 49, IDAHO  
45

1 CODE; BY THE ADDITION OF A NEW SECTION 49-465, IDAHO CODE, TO PROVIDE  
2 FOR THE ESTABLISHMENT, COLLECTION, PAYMENT AND USE OF HANDLING FEES FOR  
3 VESSELS; AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF  
4 A NEW SECTION 49-470, IDAHO CODE, TO PROVIDE FOR APPLICATIONS FOR REG-  
5 ISTRATION NUMBERS FOR SNOWMOBILES, TO PROVIDE FOR FEES, TO PROVIDE FOR  
6 THE ISSUANCE OF REGISTRATION AND NUMBER DECALS, TO PROVIDE REQUIREMENTS  
7 RELATING TO REGISTRATION AND NUMBER DECALS, TO PROVIDE FOR ISSUANCE  
8 BY THE DEPARTMENT AND TO PROVIDE THAT CERTAIN COUNTY ASSESSORS MAY BE  
9 AUTHORIZED TO ISSUE VALID REGISTRATION AND NUMBER DECALS, TO PROVIDE  
10 FOR THE TRANSFER OF REGISTRATION NUMBERS AND TO PROVIDE FOR FEES, TO  
11 PROVIDE TITLING REQUIREMENTS, TO PROHIBIT THE DISPLAY OF NUMBERS ON  
12 SNOWMOBILES OTHER THAN AN ISSUED REGISTRATION NUMBER, TO PROVIDE FOR  
13 THE PURCHASE AND DISPLAY OF REGISTRATION NUMBERS FOR RENTAL PURPOSES  
14 AND TO PROVIDE FOR THE DEPOSIT AND DISTRIBUTION OF MONEYS COLLECTED;  
15 AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SEC-  
16 TION 49-471, IDAHO CODE, TO CLARIFY EXCLUSIVE AUTHORITY OF SPECIFIED  
17 LAW AND TO PROHIBIT POLITICAL SUBDIVISIONS FROM NUMBERING OR REGIS-  
18 TERING SNOWMOBILES; AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE  
19 ADDITION OF A NEW SECTION 49-472, IDAHO CODE, TO PROVIDE FOR OPERATION  
20 OF CERTAIN REGISTERED VEHICLES ON GROOMED SNOWMOBILE TRAILS AND TO PRO-  
21 VIDE FOR VIOLATIONS; AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE  
22 ADDITION OF A NEW SECTION 49-473, IDAHO CODE, TO PROVIDE FOR VIOLATIONS  
23 AND PENALTIES AND TO PROVIDE FOR RESPONSIBILITY FOR PROPERTY DAMAGE;  
24 AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SEC-  
25 TION 49-480, IDAHO CODE, TO PROVIDE FOR APPLICATIONS FOR REGISTRATION  
26 OF CERTAIN ALL-TERRAIN VEHICLES, MOTORBIKES, SPECIALTY OFF-HIGHWAY  
27 VEHICLES, UTILITY TYPE VEHICLES AND MOTORCYCLES, TO PROVIDE FOR FEES,  
28 TO PROVIDE FOR REGISTRATION STICKERS, TO PROVIDE FOR EFFECTIVE DATES,  
29 TO PROVIDE FOR RENEWAL, TO PROVIDE ADDITIONAL REGISTRATION REQUIRE-  
30 MENTS FOR CERTAIN MOTORBIKES, TO PROVIDE CERTAIN EXCEPTIONS RELATING  
31 TO REQUIREMENTS FOR RESTRICTED VEHICLE LICENSE PLATES, TO PROVIDE FOR  
32 THE PURCHASE OF RESTRICTED VEHICLE LICENSE PLATES BY NONRESIDENTS AND  
33 TO PROVIDE FOR THE DISTRIBUTION OF MONEYS; AMENDING CHAPTER 4, TITLE  
34 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-481, IDAHO CODE, TO  
35 PROVIDE FOR THE TRANSFER OF REGISTRATION STICKERS AND RESTRICTED VEHI-  
36 CLE LICENSE PLATES UPON PURCHASE OF A PREVIOUSLY REGISTERED ALL-TERRAIN  
37 VEHICLE, UTILITY TYPE VEHICLE OR MOTORBIKE AND TO PROVIDE FOR FEES;  
38 AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW  
39 SECTION 49-482, IDAHO CODE, TO PROVIDE THAT SPECIFIED REGISTRATION RE-  
40 QUIREMENTS SHALL NOT APPLY TO CERTAIN NONRESIDENTS AND TO CLARIFY THAT  
41 USE PRIVILEGES AND RESPONSIBILITIES APPLY TO NONRESIDENTS; AMENDING  
42 SECTION 49-501, IDAHO CODE, TO PROVIDE FOR APPLICABILITY OF DESIGNATED  
43 TITLING REQUIREMENTS, TO REMOVE TITLING REQUIREMENTS FOR CERTAIN VE-  
44 HICLES, TO PROVIDE FOR THE DURATION OF A TITLED VESSEL DESIGNATION, TO  
45 PROVIDE FOR THE APPLICABILITY OF SPECIFIED REQUIREMENTS AND TO PROVIDE  
46 THAT CERTAIN VEHICLES ARE EXEMPT FROM SPECIFIED TITLING REQUIREMENTS;  
47 REPEALING SECTION 49-501A, IDAHO CODE, RELATING TO THE APPLICABIL-  
48 ITY OF SPECIFIED VESSEL TITLING PROVISIONS; AMENDING SECTION 49-1606,  
49 IDAHO CODE, TO CLARIFY APPLICABILITY OF PROVISIONS RELATING TO CLASSES  
50 OF LICENSES; REPEALING SECTION 67-7004, IDAHO CODE, RELATING TO HULL

1 IDENTIFICATION NUMBERS; REPEALING SECTION 67-7008, IDAHO CODE, RE-  
2 LATING TO CERTIFICATES OF REGISTRATION; REPEALING SECTION 67-7009,  
3 IDAHO CODE, RELATING TO EXEMPTION FROM NUMBERING PROVISIONS; REPEALING  
4 SECTION 67-7013, IDAHO CODE, RELATING TO REMITTANCE OF FEES; REPEAL-  
5 ING SECTION 67-7014, IDAHO CODE, RELATING TO ADMINISTRATIVE FEES FOR  
6 VESSELS; REPEALING SECTION 67-7029, IDAHO CODE, RELATING TO AGENTS OF  
7 THE DEPARTMENT; REPEALING SECTION 67-7039, IDAHO CODE, RELATING TO THE  
8 VESSEL TITLING ACT; REPEALING SECTION 67-7040, IDAHO CODE, RELATING TO  
9 THE APPLICATION TO CERTAIN VESSELS; REPEALING SECTION 67-7041, IDAHO  
10 CODE, RELATING TO LIENS AND ENCUMBRANCES; AMENDING SECTION 67-7101,  
11 IDAHO CODE, TO REVISE A DEFINITION; AMENDING SECTION 67-7102, IDAHO  
12 CODE, TO REQUIRE REGISTRATION NUMBERS FOR SNOWMOBILES AND TO REFER-  
13 ENCE SPECIFIED LAW; REPEALING SECTION 67-7103, IDAHO CODE, RELATING  
14 TO APPLICATIONS FOR NUMBERING REGARDING SNOWMOBILES; AMENDING SECTION  
15 67-7104, IDAHO CODE, TO REQUIRE RENTAL CERTIFICATES FOR NONRESIDENT  
16 OWNERS OF SNOWMOBILES USED FOR RENTAL PURPOSES, TO REMOVE REFERENCE  
17 TO THE DISPLAY OF CERTAIN CERTIFICATES OF NUMBER, TO PROVIDE A FEE, TO  
18 PROVIDE FOR DISPLAY, TO PROVIDE THAT CERTIFICATES OF NUMBER SHALL BE  
19 AVAILABLE FOR INSPECTION, TO REMOVE REFERENCE TO SPECIFIED LAW RELATING  
20 TO ISSUANCE AND ADMINISTRATION, TO PROVIDE FOR ISSUANCE BY THE DEPART-  
21 MENT OR DEPARTMENT AUTHORIZED VENDORS AND TO PROVIDE FOR THE WAIVER OF  
22 CERTAIN REQUIREMENTS FOR NONRESIDENT RENTAL CERTIFICATES; REPEALING  
23 SECTION 67-7105, IDAHO CODE, RELATING TO EXEMPTION FROM REGISTRATION  
24 AND NUMBERING FOR CERTAIN GOVERNMENT OWNED VEHICLES; AMENDING SECTION  
25 67-7106, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE REMITTANCE,  
26 DISTRIBUTION AND USE OF MONEYS COLLECTED FOR SNOWMOBILE REGISTRATION  
27 AND RENTAL CERTIFICATES AND TO REVISE PROVISIONS RELATING TO HANDLING  
28 FEES; REPEALING SECTION 67-7108, IDAHO CODE, RELATING TO PROHIBITION OF  
29 NUMBERING BY POLITICAL SUBDIVISIONS; REPEALING SECTION 67-7112, IDAHO  
30 CODE, RELATING TO GROOMED SNOWMOBILE TRAILS; AMENDING SECTION 67-7113,  
31 IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE AND TO MAKE A TECHNICAL  
32 CORRECTION; REPEALING SECTION 67-7122, IDAHO CODE, RELATING TO REG-  
33 ISTRATION OF ALL-TERRAIN VEHICLES, MOTORBIKES, SPECIALTY OFF-HIGHWAY  
34 VEHICLES, UTILITY TYPE VEHICLES AND MOTORCYCLES; REPEALING SECTION  
35 67-7123, IDAHO CODE, RELATING TO THE TRANSFER OF REGISTRATION STICK-  
36 ERS AND RESTRICTED VEHICLE LICENSE PLATES; REPEALING SECTION 67-7124,  
37 IDAHO CODE, RELATING TO EXEMPTIONS FROM REGISTRATION FOR CERTAIN NON-  
38 RESIDENTS; AMENDING SECTION 67-7125, IDAHO CODE, TO PROVIDE A CORRECT  
39 CODE REFERENCE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION  
40 67-7126, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE ALLOCATION  
41 AND DISTRIBUTION OF FEES COLLECTED FOR OFF-HIGHWAY VEHICLE REGISTRA-  
42 TION STICKERS; AND PROVIDING SEVERABILITY.

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

44 SECTION 1. That Section 49-105, Idaho Code, be, and the same is hereby  
45 amended to read as follows:

46 49-105. DEFINITIONS -- D. (1) "Dealer" means every person in the busi-  
47 ness of buying, selling or exchanging five (5) or more new or used vehicles,  
48 new or used neighborhood electric vehicles, new or used motorcycles, motor-

1 driven cycles, snow machines or motorbikes, travel trailers, truck campers,  
2 all-terrain vehicles, utility type vehicles, vessels required to be titled  
3 pursuant to chapter 5, title 49, Idaho Code, or motor homes in any calendar  
4 year, either outright or on conditional sale, bailment, lease, chattel mort-  
5 gage, or otherwise, or who has an established place of business for the sale,  
6 lease, trade, or display of these vehicles. No insurance company, bank, fi-  
7 nance company, public utilities company, or other person coming into posses-  
8 sion of any vehicle, as an incident to its regular business, who shall sell  
9 that vehicle under any contractual rights it may have, shall be considered a  
10 dealer. See also "salvage pool," section 49-120, Idaho Code.

11 (2) "Dealer's selling agreement." (See "Franchise," section 49-107,  
12 Idaho Code)

13 (3) "Department" means the Idaho transportation department acting di-  
14 rectly or through its duly authorized officers and agents, except in chap-  
15 ters 6 and 9, title 49, Idaho Code, where the term means the Idaho state po-  
16 lice, except as otherwise specifically provided.

17 (4) "Designated family member" means the spouse, child, grandchild,  
18 parent, brother or sister of the owner of a vehicle dealership who, in the  
19 event of the owner's death, is entitled to inherit the ownership interest in  
20 the dealership under the same terms of the owner's will, or who has been nom-  
21 inated in any other written instrument, or who, in the case of an incapaci-  
22 tated owner of a dealership, has been appointed by a court as the legal repre-  
23 sentative of the dealer's property.

24 (5) "Director" means the director of the Idaho transportation depart-  
25 ment, except in chapters 6, 9 and 22, title 49, Idaho Code, where the term  
26 means the director of the Idaho state police.

27 (6) "Disclose" means to engage in any practice or conduct to make avail-  
28 able and make known personal information contained in records of the depart-  
29 ment about a person to any other person, organization or entity, by any means  
30 of communication.

31 (7) "Disqualification" as defined in 49 CFR part 383, means withdrawal  
32 by the department of commercial vehicle driving privileges.

33 (8) "Distributor" means any person, firm, association, corporation or  
34 trust, resident or nonresident, who has a franchise from a manufacturer of  
35 vehicles to distribute vehicles in this state, and who in whole or in part  
36 sells or distributes new vehicles to dealers or who maintains distributor  
37 representatives.

38 (9) "Distributor branch" means a branch office similarly maintained by  
39 a distributor for the same purposes a factory branch is maintained.

40 (10) "Distributor representative" means any person, firm, association,  
41 corporation or trust, and each officer and employee thereof engaged as a rep-  
42 resentative of a distributor or distributor branch of vehicles for the pur-  
43 pose of making or promoting the sale of vehicles, or for supervising or con-  
44 tacting dealers or prospective dealers.

45 (11) "District" means:

46 (a) Business district. The territory contiguous to and including a  
47 highway when within any six hundred (600) feet along the highway there  
48 are buildings in use for business or industrial purposes, including hot-  
49 tels, banks or office buildings, railroad stations and public buildings

1 which occupy at least three hundred (300) feet of frontage on one side or  
2 three hundred (300) feet collectively on both sides of the highway.

3 (b) Residential district. The territory contiguous to and including  
4 a highway not comprising a business district when the property on the  
5 highway for a distance of three hundred (300) feet or more is in the main  
6 improved with residences, or residences and buildings in use for busi-  
7 ness.

8 (c) Urban district. The territory contiguous to and including any  
9 highway which is built up with structures devoted to business, indus-  
10 try or dwelling houses. For purposes of establishing speed limits in  
11 accordance with the provisions of section 49-654, Idaho Code, no state  
12 highway or any portion thereof lying within the boundaries of an urban  
13 district is subject to the limitations which otherwise apply to non-  
14 state highways within an urban district.

15 (12) \*Documented vessel\* means a vessel having a valid marine document  
16 as a vessel of the United States.

17 (13) \*Downgrade\* as it pertains to commercial drivers licensing shall  
18 mean either:

19 (a) The driver has changed his or her medical requirement self-certifi-  
20 cation to interstate but operates exclusively in transportation or op-  
21 erations excepted from part 391 of the federal motor carrier safety reg-  
22 ulations; or

23 (b) The driver has changed his or her medical requirement self-certifi-  
24 cation to intrastate and operates exclusively in transportation or op-  
25 erations as listed in section 67-2901B(2), Idaho Code; or

26 (c) The driver no longer has commercial motor vehicle driving privi-  
27 leges, but has retained privileges to drive noncommercial motor vehi-  
28 cles.

29 (14) \*Drag race\* means the operation of two (2) or more vehicles from a  
30 point side by side at accelerating speeds in a competitive attempt to out-  
31 distance each other, or the operation of one (1) or more vehicles over a com-  
32 mon selected course, from the same point to the same point, for the purpose  
33 of comparing the relative speeds or power of acceleration of the vehicles  
34 within a certain distance or time limit.

35 (15) \*Driver\* means every person who drives or is in actual physical  
36 control of a vehicle.

37 (16) \*Driver's license\* means a license or permit issued by the depart-  
38 ment or by any other jurisdiction to an individual which authorizes the indi-  
39 vidual to operate a motor vehicle or commercial motor vehicle on the highways  
40 in accordance with the requirements of title 49, Idaho Code.

41 (17) \*Driver's license -- Classes of\* are issued for the operation of a  
42 vehicle based on the size of the vehicle or the type of load and mean:

43 (a) Class A. This license shall be issued and valid for the operation  
44 of any combination of motor vehicles with a manufacturer's gross combi-  
45 nation weight rating (GCWR) in excess of twenty-six thousand (26,000)  
46 pounds, provided the manufacturer's gross vehicle weight rating (GVWR)  
47 of the vehicle(s) being towed is in excess of ten thousand (10,000)  
48 pounds. Persons holding a valid class A license may also operate vehi-  
49 cles requiring a class B, C or D license.

1 (b) Class B. This license shall be issued and valid for the operation  
2 of any single vehicle with a manufacturer's gross vehicle weight rat-  
3 ing (GVWR) in excess of twenty-six thousand (26,000) pounds, or any such  
4 vehicle towing a vehicle not in excess of ten thousand (10,000) pounds  
5 manufacturer's gross vehicle weight rating (GVWR). Persons holding a  
6 valid class B license may also operate vehicles requiring a class C li-  
7 cense or a class D license.

8 (c) Class C. This license shall be issued and valid for the operation  
9 of any single vehicle or combination of vehicles that does not meet the  
10 definition of class A or class B, as defined in this section, but that  
11 either is designed to transport sixteen (16) or more people including  
12 the driver, or is of any size which does not meet the definition of class  
13 A or class B and is used in the transportation of materials found to be  
14 hazardous according to the hazardous material transportation act and  
15 which requires the motor vehicle to be placarded under the federal haz-  
16 ardous materials regulations 49 CFR part 172, subpart F. Persons hold-  
17 ing a valid class C license may also operate vehicles requiring a class D  
18 license.

19 (d) Class D. This license shall be issued and valid for the operation of  
20 a motor vehicle that is not a commercial vehicle as defined in section  
21 49-123, Idaho Code.

22 (e) "Seasonal driver's license" means a special restricted class B or  
23 C driver's license to operate certain commercial vehicles in farm-re-  
24 lated industries under restrictions imposed by the department. As used  
25 in this definition, "farm-related industry" shall mean custom har-  
26 vesters, farm retail outlets and suppliers, agri-chemical businesses  
27 and livestock feeders. Seasonal driver's licenses are not valid for  
28 driving vehicles carrying any quantities of hazardous material requir-  
29 ing placarding, except for diesel fuel in quantities of one thousand  
30 (1,000) gallons or less, liquid fertilizers, i.e., plant nutrients,  
31 in vehicles or implements of husbandry with total capacities of three  
32 thousand (3,000) gallons or less, and solid fertilizers, i.e., solid  
33 plant nutrients, that are not mixed with any organic substance.

34 (18) "Driver record" means any record that pertains to an individual's  
35 driver's license, driving permit, driving privileges, driving history,  
36 identification documents or other similar credentials issued by the depart-  
37 ment.

38 (19) "Driver's license endorsements" means special authorizations that  
39 are required to be displayed on a driver's license which permit the driver to  
40 operate certain types of commercial vehicles or commercial vehicles hauling  
41 certain types of cargo, or to operate a motorcycle or a school bus.

42 (a) "Endorsement T -- Double/Triple trailer" means this endorsement is  
43 required on a class A, B or C license to permit the licensee to operate a  
44 vehicle authorized to tow more than one (1) trailer.

45 (b) "Endorsement H -- Hazardous material" means this endorsement is re-  
46 quired on a class A, B or C license if the driver is operating a vehicle  
47 used in the transportation of materials found to be hazardous according  
48 to the hazardous material transportation act and which requires the mo-  
49 tor vehicle to be placarded under the federal hazardous materials regu-  
50 lations 49 CFR part 172, subpart F.

1 (c) "Endorsement P -- Passenger" means this endorsement is required on  
2 a class A, B or C license to permit the licensee to operate a vehicle de-  
3 signed to transport sixteen (16) or more people including the driver.

4 (d) "Endorsement N -- Tank vehicle" means this endorsement is required  
5 on a class A, B or C license to permit the licensee to operate a vehicle  
6 which is designed to transport any liquid or gaseous materials within a  
7 tank that is either permanently or temporarily attached to the vehicle.  
8 Such vehicles include, but are not limited to, cargo tanks and portable  
9 tanks, as defined in federal regulations 49 CFR part 171. This defini-  
10 tion does not include portable tanks having a rated capacity under one  
11 thousand (1,000) gallons.

12 (e) "Endorsement M -- Motorcycle" means this endorsement is required on  
13 a driver's license to permit the driver to operate a motorcycle or mo-  
14 tor-driven cycle.

15 (f) "Endorsement S -- School bus" means this endorsement is required on  
16 a class A, B or C license to permit the licensee to operate a school bus  
17 in accordance with 49 CFR part 383, to transport preprimary, primary or  
18 secondary school students from home to school, from school to home, or  
19 to and from school-sponsored events. School bus does not include a bus  
20 used as a common carrier.

21 (20) "Driveway" means a private road giving access from a public way to a  
22 building on abutting grounds.

23 (21) "Dromedary tractor" means every motor vehicle designed and used  
24 primarily for drawing a semitrailer and so constructed as to carry mani-  
25 fested cargo in addition to a part of the weight of the semitrailer.

26 SECTION 2. That Section 49-120, Idaho Code, be, and the same is hereby  
27 amended to read as follows:

28 49-120. DEFINITIONS -- S. (1) "Saddlemount combination" means a com-  
29 bination of vehicles in which a truck or truck tractor tows one (1), two (2)  
30 or three (3) trucks or truck tractors, each connected by a saddle to the frame  
31 or fifth wheel of the vehicle in front of it. The saddle is a mechanism that  
32 connects the front axle of the towed vehicle to the frame or fifth wheel of  
33 the vehicle in front and functions like a fifth wheel kingpin connection. A  
34 smaller vehicle mounted completely on the frame of either the first or last  
35 vehicle may be used in a saddlemount combination.

36 (2) "Safety glazing materials" means glazing materials so constructed,  
37 treated or combined with other materials as to reduce substantially, in com-  
38 parison with ordinary sheet glass or plate glass, the likelihood of injury to  
39 persons by objects from exterior sources or by these safety glazing materi-  
40 als when they may be cracked or broken.

41 (3) "Safety zone" means the area or space officially set apart within a  
42 highway for the exclusive use of pedestrians and which is protected or is so  
43 marked or indicated by adequate signs as to be plainly visible at all times  
44 while set apart as a safety zone.

45 (4) "Salvage pool" means a licensed vehicle dealer engaged primarily in  
46 the business of disposing of salvage vehicles, recovered stolen vehicles, or  
47 both.

48 (5) "School bus" means every motor vehicle that complies with the color  
49 and identification requirements set forth in the most recent edition of

1 \*Minimum Standards for School Buses\* and is used to transport children to or  
 2 from school or in connection with school approved activities and includes  
 3 buses operated by contract carriers.

4 (6) \*Secretary\* means the secretary of transportation of the United  
 5 States.

6 (7) \*Security agreement.\* (See section 28-9-102, Idaho Code)

7 (8) \*Security interest.\* (See section 28-1-201, Idaho Code)

8 (9) \*Sell,\* \*sold,\* \*buy,\* and \*purchase,\* mean and include, as used in  
 9 sections 49-2401 through 49-2406, Idaho Code, exchange, barter, gift, and  
 10 offer or contract to sell or buy.

11 (10) \*Semitrailer.\* (See \*Trailer,\* section 49-121, Idaho Code)

12 (11) \*Serious traffic violation\* means conviction of an offense spec-  
 13 ified in 49 CFR part 383 and including any subsequent amendments thereto,  
 14 while operating a commercial motor vehicle, and shall include driving a com-  
 15 mercial motor vehicle:

16 (a) Without obtaining a commercial driver's license; or

17 (b) Without having a commercial driver's license in the driver's pos-  
 18 session; or

19 (c) Without the proper license class of commercial driver's license or  
 20 endorsements for the specific vehicle group being operated or for the  
 21 passengers or type of cargo being transported.

22 (12) \*Sidewalk\* means that portion of a street between the curb lines,  
 23 or the lateral lines of a roadway, and the adjacent property lines intended  
 24 for use by pedestrians.

25 (13) \*Signal.\* (See \*Railroad sign,\* section 49-119, Idaho Code)

26 (14) \*Skills test\* means an actual demonstration of ability to exercise  
 27 ordinary and reasonable control in the operation of a motor vehicle.

28 (15) \*Slow moving vehicle\* means any vehicle not normally operated upon  
 29 the highways.

30 (16) \*Snow tire.\* (See \*Tires,\* section 49-121, Idaho Code)

31 (17) \*Snowmobile.\* (See \*Snowmobile,\* section 67-7101, Idaho Code)

32 (18) \*Sold.\* (See \*Sell,\* \*buy,\* and \*purchase,\* this section)

33 (189) \*Solid rubber tire.\* (See \*Tires,\* section 49-121, Idaho Code)

34 (1920) \*Special license plate\* means a license plate that is made  
 35 available to the public as a personal alternative to the standard issue li-  
 36 cense plate. No special program fee shall be charged for the registration  
 37 or plates issued under sections 49-403, 49-403A, 49-404, 49-405, 49-410,  
 38 49-415, 49-415A and 49-415B, Idaho Code.

39 (201) \*Special mobile equipment\* means every vehicle not designed or  
 40 used primarily for the transportation of persons or property and only in-  
 41 cidentally operated or moved over a highway, including: ditch-digging  
 42 apparatus, well-boring apparatus and road construction and maintenance  
 43 machinery such as asphalt spreaders, bituminous mixers, bucket loaders,  
 44 tractors other than truck tractors, ditchers, leveling graders, finishing  
 45 machines, motor graders, road rollers, scarifiers, earth moving carry-alls  
 46 and scrapers, power shovels and drag lines, and self-propelled cranes, and  
 47 earth moving equipment. The term does not include travel trailers, dump  
 48 trucks, truck mounted transit mixers, cranes or shovels, or other vehicles  
 49 designed for the transportation of persons or property to which machinery  
 50 has been attached.

1 (242) "Specially constructed vehicle." (See "Vehicle," section 49-123,  
2 Idaho Code)

3 (243) "Specialty off-highway vehicle." (See "Vehicle," section 49-123,  
4 Idaho Code)

5 (244) "Stand" or "standing" means the halting of a vehicle, whether oc-  
6 cupied or not, otherwise than temporarily for the purpose of and while actu-  
7 ally engaged in receiving or discharging passengers.

8 (245) "State" means a state, territory or possession of the United  
9 States, the District of Columbia, the Commonwealth of Puerto Rico or a  
10 province of Canada.

11 (256) "Stop" means the act of or complete cessation from movement.

12 (267) "Stopping" means the act of any halting even momentarily of a ve-  
13 hicle.

14 (288) "Street." (See "Highways," section 49-109, Idaho Code)

15 (289) "Street rod" means any pre-1949 vehicle which has had a signifi-  
16 cant drive train update from a more modern vehicle. Changes may include en-  
17 gine, transmission, rear axle, and other suspension components. The body  
18 will be or resemble the same as the manufacturer's original issue after its  
19 first sale after manufacture.

20 (2930) "Studded tire." (See "Tires," section 49-121, Idaho Code)

21 (301) "Substandard width lane" means a lane that is too narrow for a bi-  
22 cycle and a motor vehicle to travel safely side by side within the lane.

23 (312) "Supplemental lot" means a physically separate location owned and  
24 maintained by a licensed dealer or manufacturer within the same or adjacent  
25 county as the principal place of business which meets all the requirements  
26 for a principal place of business.

27 (323) "Suspension of driver's license" means the temporary withdrawal  
28 by formal action of the department or as otherwise provided in this title of a  
29 person's driver's license or privilege to operate a motor vehicle on the pub-  
30 lic highways, which temporary withdrawal shall be for a period specifically  
31 designated by the department.

32 (334) "Suspension of vehicle registration" means the temporary with-  
33 drawal by formal action of the department or as otherwise provided in this  
34 title of a person's vehicle registration or, in the case of fleets of vehi-  
35 cles, all vehicle registrations in each fleet operated by a company. Upon  
36 suspension, the privileges of operating the vehicle or vehicles on Idaho  
37 highways is terminated until the difficulty that caused the suspension is  
38 corrected and notification is provided that the suspension has been lifted.

39 SECTION 3. That Section 49-302, Idaho Code, be, and the same is hereby  
40 amended to read as follows:

41 49-302. WHAT PERSONS ARE EXEMPT FROM LICENSE. The following persons  
42 are exempt from licensing if driving privileges are not suspended, canceled,  
43 revoked, disqualified, denied or refused:

44 (1) Any person while driving or operating any farm tractor or implement  
45 of husbandry when incidentally operated on a highway.

46 (2) Farmers are exempt from obtaining a class A, B or C driver's license  
47 to operate a commercial motor vehicle which is:

48 (a) Controlled and operated by a farmer, including operation by employ-  
49 ees or family members; and

1 (b) Used to transport ~~either~~ agricultural products, farm machinery, or  
2 farm supplies, ~~or both~~, to or from a farm; and

3 (c) Not used in the operations of a common or contract motor carrier;  
4 and

5 (d) Used within one hundred fifty (150) miles of the person's farm.

6 (3) Any person is exempt from obtaining a class A, B or C driver's li-  
7 cense for the operation of commercial motor vehicles which are necessary to  
8 the preservation of life or property or the execution of emergency govern-  
9 mental functions, are equipped with audible and visual signals, and are not  
10 subject to normal traffic regulations.

11 (4) Any person is exempt from obtaining a class A, B or C license to op-  
12 erate a commercial vehicle which is exclusively used to transport personal  
13 possessions or family members for nonbusiness or recreational purposes.

14 (5) A nonresident who is at least fifteen (15) years of age and who has  
15 in his immediate possession a valid driver's license issued to him in his  
16 home state or country may operate a motor vehicle in Idaho only as a class D  
17 operator with driving privileges restricted to daylight hours only except as  
18 provided in section 49-307(9), Idaho Code, and with full privileges at six-  
19 teen (16) years of age, and only if Idaho residency is not established.

20 (6) A nonresident who is at least fifteen (15) years of age and who has  
21 in his possession a valid driver's license with a motorcycle endorsement or  
22 who has a valid motorcycle driver's license issued to him in his home state or  
23 country may operate a motorcycle in Idaho with driving privileges restricted  
24 to daylight hours only, and with full privileges at sixteen (16) years of  
25 age.

26 (7) A nonresident who has in his immediate possession a valid commer-  
27 cial driver's license issued to him in his home state or country may operate a  
28 motor vehicle in Idaho.

29 (8) A nonresident on active duty in the armed forces of the United  
30 States who has a valid driver's license issued by his home jurisdiction,  
31 and such nonresident's spouse or dependent son or daughter who has a valid  
32 driver's license issued by such person's home jurisdiction.

33 (9) Any active duty military personnel, active duty U.S. coast guard  
34 personnel, and members of the reserves and national guard on active duty in-  
35 cluding personnel on full-time national guard duty, personnel on part-time  
36 training and national guard military technicians who as civilians are re-  
37 quired to wear military uniforms and are subject to the code of military  
38 justice, are exempt from obtaining a commercial driver's license to operate  
39 military vehicles. This exemption does not apply to U.S. reserve techni-  
40 cians.

41 (10) Any person with a valid driver's license issued in their name is ex-  
42 empt from the requirement to obtain a motorcycle endorsement on the license  
43 when operating a motorcycle on highways or sections of highways designated  
44 for unregistered motorcycle use under section 49-426(3)(c), Idaho Code.

45 (11) Any person under the age of sixteen (16) years when operating an  
46 ATV, UTV, specialty off-highway vehicle or motorbike on roads on federal  
47 or state land where the road is not part of the highway system of the state  
48 of Idaho or local road management authority and is supervised by a licensed  
49 adult operator eighteen (18) years of age or older, and the road is open for  
50 such use, subject to the following:

1 (a) Any unlicensed operators under the age of sixteen (16) years, on  
 2 national forest roads must have completed a motorbike or ATV safety  
 3 course approved by the Idaho department of parks and recreation, and a  
 4 certificate or other proof of completion of such safety course shall be  
 5 in the possession of the unlicensed operator of any ATV, UTV, specialty  
 6 off-highway vehicle or motorbike, or shall be present in the vehicle at  
 7 all times when the vehicle is operated on national forest roads. The  
 8 certificate or proof of completion shall be provided for inspection to  
 9 any peace officer upon request. No person shall be convicted of violat-  
 10 ing the provisions of this subsection if that person produces, at any  
 11 time prior to conviction, the certificate or proof of completion of the  
 12 approved safety course where the certificate shows completion of the  
 13 course prior to the violation. In the event of a violation of the provi-  
 14 sions of this subsection, the supervising adult may be charged with an  
 15 infraction.

16 (b) For purposes of this subsection, "supervised" means that the su-  
 17 pervising adult must be in a position, on another ATV, UTV, specialty  
 18 off-highway vehicle or motorbike, or if on the ground, within three hun-  
 19 dred (300) feet of the unlicensed operator, to provide close support,  
 20 assistance or direction to the unlicensed operator.

21 SECTION 4. That Section 49-402, Idaho Code, be, and the same is hereby  
 22 amended to read as follows:

23 49-402. ANNUAL REGISTRATION. (1) The annual fee for operating each  
 24 pickup truck, each neighborhood electric vehicle and each other motor ve-  
 25 hicle having a maximum gross weight not in excess of eight thousand (8,000)  
 26 pounds and that complies with the federal motor vehicle safety standards as  
 27 defined in section 49-107, Idaho Code, shall be:

28	Vehicles one (1) and two (2) years old .....	\$48.00
29	Vehicles three (3) and four (4) years old .....	\$36.00
30	Vehicles five (5) and six (6) years old .....	\$36.00
31	Vehicles seven (7) and eight (8) years old .....	\$24.00
32	Vehicles over eight (8) years old .....	\$24.00

33 There shall be twelve (12) registration periods, starting in January  
 34 for holders of validation registration stickers numbered 1, and proceed-  
 35 ing consecutively through December for holders of validation registration  
 36 stickers numbered 12, each of which shall start on the first day of a calendar  
 37 month and end on the last day of the twelfth month from the first day of the  
 38 beginning month. Registration periods shall expire midnight on the last day  
 39 of the registration period in the year designated by the validation regis-  
 40 tration sticker. The numeral digit on the validation registration stickers  
 41 shall, as does the registration card, fix the registration period under the  
 42 staggered plate system of Idaho for the purpose of reregistration and notice  
 43 of expiration.

44 A vehicle that has once been registered for any of the above designated  
 45 periods shall, upon reregistration, be registered for the period bearing the  
 46 same number, and the registration card shall show and be the exclusive proof  
 47 of the expiration date of registration and licensing. Vehicles may be ini-  
 48 tially registered for less than a twelve (12) month period, or for more than a  
 49 twelve (12) month period, and the fee prorated on a monthly basis if the frac-

1 tional registration tends to fulfill the purpose of the monthly series reg-  
2 istration system.

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

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

10 (4) For operation of an all-terrain vehicle, utility type vehicle or  
11 motorbike, excluding a motorbike with an engine displacement of fifty (50)  
12 cubic centimeters or less, on city, county or highway district roads or high-  
13 ways open to such use, a restricted vehicle license plate fee pursuant to  
14 section 49-450, Idaho Code, shall be paid. In addition, the registration  
15 fee specified in section ~~67-7122~~ 49-480, Idaho Code, shall be paid ~~as pro-~~  
16 ~~vided in section 67-7122, Idaho Code.~~ The registration and restricted vehi-  
17 cle license plate exemption provided in section 49-426 ~~(21)~~ (b), Idaho Code,  
18 applies to all-terrain vehicles, utility type vehicles, motorbikes and mo-  
19 torcycles used for the purposes described in subsection ~~(21)~~ (b) of section  
20 49-426, Idaho Code. Nonresidents shall be allowed to purchase a restricted  
21 vehicle license plate and sticker for an all-terrain vehicle, utility type  
22 vehicle or motorbike.

23 (5) For all motor homes the fee shall be as specified in subsection (1)  
24 of this section and shall be in addition to the fees provided for in section  
25 49-445, Idaho Code.

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

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

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. The wrecker plate shall be issued on an annual basis by  
46 the department.

47 (9) In addition to the annual registration fee in this section, there  
48 shall be an initial program fee of twenty-five dollars (\$25.00) and an an-  
49 nual program fee of fifteen dollars (\$15.00) for all special license plate  
50 programs for those license plates issued pursuant to sections 49-404A,

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

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

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

32 SECTION 5. That Section 49-426, Idaho Code, be, and the same is hereby  
33 amended to read as follows:

34 49-426. EXEMPTIONS FROM OPERATING FEES. (1) The provisions of this  
35 chapter with respect to operating fees shall not apply to:

36 (a) Motor vehicles owned or leased by the United States, the state, a  
37 city, a county, any department thereof, any political subdivision or  
38 municipal corporation of the state, any taxing district of the state,  
39 any state registered nonprofit subscription fire protection unit, or  
40 any organization, whether incorporated or unincorporated, organized  
41 for the operation, maintenance, or management of an irrigation project  
42 or irrigation works or system or for the purpose of furnishing water to  
43 its members or shareholders, but in other respects shall be applicable.

44 (b) Farm tractors, implements of husbandry, those manufactured  
45 homes which qualify for an exemption under the provisions of section  
46 49-422, Idaho Code, road rollers, wheel mounted tar buckets, portable  
47 concrete and/or mortar mixers, wheel mounted compressors, tow dol-  
48 lies, portable toilet trailers, street sweepers, other construction  
49 equipment, forestry equipment, lawn and grounds equipment and similar

1 devices as determined by the department which are temporarily operated  
2 or moved upon the highways need not be registered under the provi-  
3 sions of this chapter, nor shall implements of husbandry be considered  
4 towed units under registration of vehicle combinations as defined in  
5 section 49-108(2), Idaho Code. In addition, self-propelled wheel-  
6 chairs, three-wheeled bicycles, wheelchair conveyances, golf carts,  
7 lawn mowers, and scooters operated by persons who by reason of physi-  
8 cal disability are otherwise unable to move about as pedestrians shall  
9 be exempt from registration requirements under the provisions of this  
10 chapter. Motorcycles, motorbikes, utility type vehicles and all-ter-  
11 rain vehicles need not be licensed under the provisions of this chapter  
12 or registered pursuant to the provisions of section ~~67-7122~~ 49-480,  
13 Idaho Code, if they are being used exclusively in connection with agri-  
14 cultural, horticultural, dairy and livestock growing and feeding oper-  
15 ations or used exclusively for snow removal purposes. Travel upon the  
16 public highways shall be limited to travel between farm or ranch loca-  
17 tions. Motorcycles, motorbikes, utility type vehicles and all-terrain  
18 vehicles used for this purpose shall meet the emblem requirements of  
19 section 49-619, Idaho Code.

20 (3c) Any political subdivision of the state of Idaho may, but only after  
21 sufficient public notice is given and a public hearing held, adopt local  
22 ordinances or resolutions designating highways or sections of high-  
23 ways under its jurisdiction which are closed to all-terrain vehicles,  
24 utility type vehicles, specialty off-highway vehicles and motorbikes  
25 licensed pursuant to this chapter and registered pursuant to section  
26 ~~67-7122~~ 49-480, Idaho Code. The operation of licensed and registered  
27 all-terrain vehicles, utility type vehicles and motorbikes and those  
28 vehicles exempt from licensing and registration pursuant to subsection  
29 (2)(b) of this section shall not be permitted on controlled access  
30 highways. The requirements of title 18 and chapters 2, 3, 6, 8, 12,  
31 13 and 14, title 49, Idaho Code, shall apply to the operation of any  
32 all-terrain vehicle, utility type vehicle or motorbike upon highways.  
33 Costs related to the posting of signs on highways or sections of high-  
34 ways that are closed to such vehicles, indicating the ordinance, are  
35 eligible for reimbursement through the motorbike recreation account  
36 created in section 67-7126, Idaho Code.

37 (4d) The Idaho transportation board may designate sections of state  
38 highways over which all-terrain vehicles, utility type vehicles, spe-  
39 cialty off-highway vehicles and motorbikes may cross. The requirements  
40 of title 18, and chapters 2, 3, 6, 8, 12, 13 and 14, title 49, Idaho Code,  
41 shall apply to the operation of all-terrain vehicles, utility type  
42 vehicles, specialty off-highway vehicles and motorbikes when using  
43 designated crossings on state highways.

44 (5e) All-terrain vehicles, utility type vehicles, specialty off-high-  
45 way vehicles and motorbikes may be used on highways located on state  
46 lands or federal lands which are not part of the highway system of the  
47 state of Idaho, provided the registration requirements of section  
48 ~~67-7122~~ 49-480, Idaho Code, are met.

49 (2) Registration number requirements and registration provisions of  
50 this chapter shall not apply to snowmobiles, all-terrain vehicles, utility

1 type vehicles, specialty off-highway vehicles and motorbikes owned and op-  
2 erated by the federal government, a state government or a political subdivi-  
3 sion thereof.

4 SECTION 6. That Section 49-456, Idaho Code, be, and the same is hereby  
5 amended to read as follows:

6 49-456. VIOLATIONS OF REGISTRATION PROVISIONS. It shall be unlawful  
7 for any person:

8 (1) To operate or for the owner to permit the operation upon a highway of  
9 any motor vehicle, trailer or semitrailer which is not registered and which  
10 does not have attached and displayed the license plates assigned to it for  
11 the current registration year, subject to the exemptions allowed in sections  
12 49-426, 49-431 and 49-432, Idaho Code.

13 (2) To operate or for the owner to permit the operation on state and fed-  
14 eral lands or upon highways, or sections of highways, as permitted under sec-  
15 tion 49-426(2)(c) and (4)(d), Idaho Code, any all-terrain vehicle, util-  
16 ity type vehicle or motorbike that does not have a valid and properly dis-  
17 played restricted license plate issued pursuant to this chapter and attached  
18 registration sticker issued pursuant to section ~~47-7122~~ 49-480, Idaho Code,  
19 subject to the exemptions allowed in section 49-426(2)(b), Idaho Code.

20 (3) To display or cause or permit to be displayed, or to have in posses-  
21 sion any registration card or license plate knowing the same to be fictitious  
22 or to have been canceled, revoked, suspended or altered.

23 (4) To lend or knowingly permit the use by one not entitled to any reg-  
24 istration card or license plate issued to the person so lending or permitting  
25 that use.

26 (5) To fail or refuse to surrender to the department, upon demand, any  
27 registration card or license plate which has been suspended, canceled or re-  
28 voked.

29 (6) To use a false or fictitious name or address in any application for  
30 the registration of any vehicle or for any renewal or duplicate, or knowingly  
31 to make a false statement or conceal a material fact or otherwise commit a  
32 fraud in any application.

33 SECTION 7. That Chapter 4, Title 49, Idaho Code, be, and the same is  
34 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
35 ignated as Section 49-460, Idaho Code, and to read as follows:

36 49-460. HULL IDENTIFICATION NUMBER. (1) All vessels, except sea-  
37 planes, shall have two (2) identical hull identification numbers perma-  
38 nently displayed and affixed in accordance with federal regulations.

39 (2) A person who builds or imports a vessel for his own use and not for  
40 the purposes of sale shall request a hull identification number from the di-  
41 rector and affix the number as instructed.

42 (3) No person shall destroy, remove, alter or cover a vessel hull iden-  
43 tification number.

44 (4) The director may issue a hull identification number for any vessel  
45 in violation of the provisions of this section.

1 SECTION 8. That Chapter 4, Title 49, Idaho Code, be, and the same is  
2 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
3 ignated as Section 49-461, Idaho Code, and to read as follows:

4 49-461. EXEMPTION FROM NUMBERING PROVISIONS. A vessel shall not be re-  
5 quired to be numbered under the provisions of this chapter if it is:

6 (1) Already covered by a number in full force and effect which has been  
7 issued to it pursuant to federal law or a federally approved numbering system  
8 of another state, provided that such vessel shall not have been within this  
9 state for a period in excess of sixty (60) consecutive days;

10 (2) A vessel from a country other than the United States using the wa-  
11 ters of this state for a period of less than sixty-one (61) consecutive days;

12 (3) A vessel owned by the United States, another state or a political  
13 subdivision thereof;

14 (4) A vessel's lifeboat;

15 (5) A vessel belonging to a class of vessels that has been exempted from  
16 numbering by the Idaho department of parks and recreation after it has found  
17 that the numbering of vessels of such class will not materially aid in their  
18 identification and has further found that the vessel would also be exempt  
19 from numbering if it were subject to federal law; or

20 (6) A float tube.

21 SECTION 9. That Chapter 4, Title 49, Idaho Code, be, and the same is  
22 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
23 ignated as Section 49-462, Idaho Code, and to read as follows:

24 49-462. CERTIFICATE OF REGISTRATION -- EXPIRATION -- FEES. (1) Upon  
25 purchase or transfer of ownership, or as otherwise herein provided, the  
26 owner of each vessel requiring numbering by the state of Idaho shall file  
27 an application that complies with the requirements of section 49-401B,  
28 Idaho Code, for registration with a county assessor on forms provided by  
29 the department. The application shall be signed by the owner and shall be  
30 accompanied by the fee herein designated. Upon receipt of an application in  
31 approved form, and the appropriate fee, the assessor shall enter the same  
32 upon the records of his office and issue to the applicant two (2) validation  
33 stickers and a certificate of registration stating the number issued to the  
34 vessel. The owner shall paint on or permanently attach to each side of the  
35 bow of the vessel the registration number and validation sticker in a manner  
36 as may be prescribed by rules of the department in order that they may be  
37 completely visible, and the number shall be maintained in legible condition.  
38 The certificate of registration shall be on board and available at all times  
39 for inspection on the vessel for which issued whenever that vessel is in op-  
40 eration, except that livery operators may have the rental agreement on board  
41 rented vessels in lieu of the certificate of registration.

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

1 (3) Each county assessor shall record the names of all owners of ves-  
2 sels who make application for certificates of registration, together with  
3 the amount of the fees paid by the owners.

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

9 (5) Upon sale of a vessel, the owner shall complete a release of liabil-  
10 ity statement and forward the same to the department and shall otherwise com-  
11 ply with the provisions of section 49-526, Idaho Code. The owner of any ves-  
12 sel shall comply with the provisions of section 49-421(3), Idaho Code, upon a  
13 change of address.

14 (6) Whenever the ownership of a vessel changes, the purchaser shall,  
15 prior to operation, make application to the county assessor or the depart-  
16 ment for transfer to him of the certificate of registration issued for the  
17 vessel, giving his name, address and number of the vessel, and shall meet the  
18 requirements of section 49-401B, Idaho Code, and shall, at the same time, pay  
19 to the department a transfer fee as required in section 49-202, Idaho Code.  
20 Upon receipt of the application and fee, the county assessor or the depart-  
21 ment shall transfer the certificate of registration issued for the vessel to  
22 the new owner or owners.

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

26 (8) If any certificate of registration becomes lost, mutilated or be-  
27 comes illegible, the owner of the vessel for which the same was issued shall  
28 obtain a replacement of the certificate from the county assessor or the  
29 department upon application and the payment of the fee required in section  
30 49-202, Idaho Code. If one (1) or both validation stickers are lost, stolen  
31 or destroyed, any sticker remnants and the certificate of registration shall  
32 be returned to the department along with the fee required in section 49-202,  
33 Idaho Code, and an application for a replacement certificate of registration  
34 and validation stickers.

35 (9) A person engaged in the manufacture or sale of vessels of a type  
36 otherwise required to be numbered by law may obtain pursuant to rules duly  
37 promulgated by the department, certificates of registration for use in the  
38 testing or demonstration only of a vessel upon payment of thirteen dollars  
39 (\$13.00) for each certificate. Certificates of registration so issued may  
40 be used by the applicant in the testing or demonstration only of vessels by  
41 temporary placement of the numbers assigned by the certificates on the ves-  
42 sel tested or demonstrated, and shall be issued and displayed as otherwise  
43 prescribed by this chapter or by rule of the department.

44 (10) The registration fees shall be: (a) Vessels 9-12 feet in length  
45 twenty dollars (\$20.00); (b) Vessels over 12 feet in length twenty dollars  
46 (\$20.00) plus two dollars (\$2.00) per foot for each additional foot in excess  
47 of 12 feet.

48 (11) The provisions of subsection (10) of this section, with respect to  
49 the amount of payment of registration fees shall not apply to vessels owned  
50 by any charitable or religious organization, scout organization or any sim-

1 ilar organization not used and operated for profit. All vessels currently  
2 registered by the state of Idaho and having paid the fees imposed by subsec-  
3 tion (10) of this section shall not be assessed and taxed as personal prop-  
4 erty in the state of Idaho.

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

8 SECTION 10. That Chapter 4, Title 49, Idaho Code, be, and the same is  
9 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
10 ignated as Section 49-464, Idaho Code, and to read as follows:

11 49-464. REMITTANCE OF FEES. (1) There is hereby established in the  
12 state treasury a fund known as the "State Vessel Fund," to which shall be  
13 credited:

14 (a) Moneys or fees collected by the county assessors or the department,  
15 under the provisions of this section and section 49-462, Idaho Code; and

16 (b) All other moneys as may be provided by law.

17 (2) All fees collected by a county assessor or the department under the  
18 provisions of section 49-462, Idaho Code, shall be forwarded to the state  
19 treasurer not later than the twentieth day of the month following the cal-  
20 endar month in which the fees were collected, and the state treasurer shall  
21 then pay the moneys collected into the state vessel fund, as provided in sub-  
22 section (3) of this section, unless otherwise provided by law.

23 (3) Moneys collected shall be deposited eighty-five percent (85%) to  
24 the state vessel fund and fifteen percent (15%) to the state highway account  
25 established pursuant to the provisions of this section and section 40-702,  
26 Idaho Code. The department of parks and recreation shall remit the moneys  
27 apportioned to county units of government from the state vessel fund not  
28 later than January 25, April 25, July 25 and October 25 of each year.

29 (4) All moneys deposited to the state highway account are to be appro-  
30 priated for the purpose of defraying administrative costs of the department,  
31 including salaries and wages of employees of the Idaho transportation de-  
32 partment.

33 (5) All moneys deposited to the state vessel fund and appropriated to  
34 the department of parks and recreation shall be apportioned among the coun-  
35 ties of the state based on the designations that the owners make on their ap-  
36 plication for a certificate of registration.

37 (a) An owner, when purchasing a certificate of registration, will be  
38 allowed to designate, on the appropriate form, a primary and secondary  
39 eligible county where his boating activity occurs. The portion of his  
40 fees appropriated from the state vessel fund shall be apportioned to the  
41 designated counties, with seventy percent (70%) of those fees appor-  
42 tioned to the primary designated county and thirty percent (30%) appor-  
43 tioned to the secondary designated county.

44 (b) Should an owner designate, on the appropriate form, only one (1) el-  
45 igible county where his boating activity occurs, the full portion of his  
46 fees appropriated from the state vessel fund shall be apportioned to the  
47 designated county.

48 (c) Should an owner fail to designate, on the appropriate form, any  
49 eligible county where his boating activity occurs, the full portion of

1 his fees appropriated from the state vessel fund shall be apportioned  
2 to all counties with a boating improvement program so that the amount  
3 apportioned to each eligible county will be in the same ratio as the  
4 county's amount of funds received from the state vessel fund during the  
5 prior sticker year period bears to the total amounts received during the  
6 prior sticker year period by all eligible counties.

7 (6) Only those counties in the state with a boating improvement pro-  
8 gram, as recognized by the department of parks and recreation, shall be el-  
9 igible to receive moneys from the state vessel fund. A "boating improve-  
10 ment program" means that one (1) or more recognized boating facilities are  
11 being developed and/or maintained within the county's jurisdiction and/or  
12 that the county has or is actively developing a recognized boating law en-  
13 forcement program.

14 (7) Moneys apportioned to the eligible counties shall be placed in and  
15 credited to an account that shall be known and designated as the county ves-  
16 sel fund, which fund shall be used and expended by the board of county commis-  
17 sioners for the protection and promotion of safety, waterways improvement,  
18 creation and improvement of parking areas for boating purposes, making and  
19 improving boat ramps and moorings, marking of waterways, search and rescue,  
20 and all things incident to such purposes including the purchase of real and  
21 personal property. The board of county commissioners is also authorized to  
22 use and expend funds from the county vessel fund outside the county when the  
23 board deems it advisable and for the public good.

24 (8) Within sixty (60) calendar days of the end of each county fiscal  
25 year, the county clerk shall calculate the ending fund balance of the county  
26 vessel fund for that fiscal year. If the ending fund balance is higher than  
27 the amount of revenues deposited in the county vessel fund from the state  
28 vessel fund during that fiscal year, then the difference shall be remitted to  
29 the state vessel fund within thirty (30) calendar days of that calculation.  
30 Moneys remitted to the state vessel fund in accordance with the provisions of  
31 this section shall be apportioned to all counties with a boating improvement  
32 program so that the amount apportioned to each eligible county will be in the  
33 same ratio as the county's amount of funds received from the state vessel  
34 fund during the prior county fiscal year bears to the total amounts received  
35 during that prior county fiscal year by all eligible counties. The provi-  
36 sions of this subsection shall not apply to specific sums of money in county  
37 vessel accounts, for which the county commissioners have given written no-  
38 tice, to the department of parks and recreation of an intention to retain  
39 those funds for a specific purpose. The notice shall specify the amount  
40 of the funds to be held, indicate the purpose for which the funds shall be  
41 utilized and provide the date when the funds will be expended. If an amended  
42 notice is not submitted by the county commissioners, moneys not expended  
43 or contractually committed by the date stated in the original notice of  
44 the board of county commissioners shall revert to the state vessel fund for  
45 distribution as provided in this subsection. All interest earned on moneys  
46 invested from a county vessel fund shall return to the county vessel fund.

47 SECTION 11. That Chapter 4, Title 49, Idaho Code, be, and the same is  
48 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
49 ignated as Section 49-465, Idaho Code, and to read as follows:

1 49-465. HANDLING FEES FOR VESSELS. (1) A handling fee of not more than  
2 one dollar and fifty cents (\$1.50) may be collected in addition to each ves-  
3 sel registration fee collected under the provisions of section 49-462, Idaho  
4 Code.

5 (2) When an assessor collects the fees, the handling fee shall be paid  
6 to the county treasurer where the vessel is registered and be placed in the  
7 county current expense fund for the purpose of defraying related administra-  
8 tive costs. The amount of the handling fee to be collected by an assessor  
9 for each vessel shall be set by the respective boards of county commissioners  
10 conditioned on the annual budget request of their county assessor for the ad-  
11 ministration of vessel registration fees.

12 (3) When the department collects the fees, the handling fee shall be re-  
13 tained by the department. The handling fee shall be used to defray related  
14 administrative costs.

15 SECTION 12. That Chapter 4, Title 49, Idaho Code, be, and the same is  
16 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
17 ignated as Section 49-470, Idaho Code, and to read as follows:

18 49-470. APPLICATION FOR REGISTRATION NUMBER -- ATTACHMENT OF REGIS-  
19 TRATION NUMBER -- REGISTRATION -- APPLICATION FOR TRANSFER OF REGISTRATION  
20 -- DISTRIBUTION OF MONEYS COLLECTED -- TRANSFER OF REGISTRATION FEE -- TEM-  
21 PORARY REGISTRATION NUMBER -- FEES. (1) On or before November 1 of each year  
22 the owner of each snowmobile requiring registration numbering by the state  
23 of Idaho shall file an application for registration number with the county  
24 assessor or department. The application shall be signed by the owner and  
25 shall comply with the provisions of section 49-401B, Idaho Code, and shall,  
26 except as provided in subsection (5) of this section, be accompanied by a  
27 fee of thirty-one dollars (\$31.00). Upon application, the county assessor  
28 or department shall issue to the applicant a registration and number decals  
29 stating the number assigned to the snowmobile and the name and address of the  
30 owner. The owner shall attach to the snowmobile the registration number in a  
31 manner as may be prescribed by rules of the department. The number shall be  
32 located on the right and left side of the cowling of the snowmobile, shall be  
33 completely visible and shall be maintained in legible condition. The regis-  
34 tration and number decals shall be available at all times for inspection on  
35 the snowmobile for which issued whenever the snowmobile is in operation.

36 (2) The department may issue any registration number directly or may  
37 authorize county assessors to provide issuance. The county assessors shall  
38 be assigned a block of registration decals that upon issue, in conformity  
39 with the provisions of this chapter and with any rules of the department,  
40 shall be valid.

41 (3) The purchaser of a snowmobile shall make application to the county  
42 assessor or the department prior to operation for transfer to him of the reg-  
43 istration number issued to the snowmobile, giving his name, address and in-  
44 formation which complies with section 49-401B, Idaho Code, and the registra-  
45 tion number of the snowmobile and shall at the same time pay to the department  
46 or county assessor the fee as required in section 49-202, Idaho Code. Upon  
47 receipt of the application and fee, the department or county assessor shall  
48 transfer the registration number issued for the snowmobile to the new owner

1 or owners. Titling of a snowmobile must be done in compliance with chapter 5,  
2 title 49, Idaho Code.

3 (4) No number other than the registration number issued to a snowmobile  
4 pursuant to this section shall be painted, attached or otherwise displayed  
5 on the snowmobile, except a temporary number may be attached to identify a  
6 snowmobile for the purpose of racing or other sporting events.

7 (5) Resident owners of snowmobiles used for rental purposes shall pur-  
8 chase a registration number for sixty-one dollars (\$61.00) and the registra-  
9 tion number shall be displayed on the machine at all times.

10 (6) The department shall, no later than the twentieth day of each month,  
11 remit all moneys collected under the provisions of this section to the state  
12 treasurer's office for credit to the state snowmobile fund. The moneys shall  
13 be distributed as provided in section 67-7106, Idaho Code.

14 SECTION 13. That Chapter 4, Title 49, Idaho Code, be, and the same is  
15 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
16 ignated as Section 49-471, Idaho Code, and to read as follows:

17 49-471. PROHIBITION AGAINST NUMBERING BY POLITICAL SUBDIVISIONS. The  
18 provisions of this chapter shall govern the registration numbering and reg-  
19 istration of snowmobiles operated in this state. All political subdivisions  
20 of the state are expressly prohibited from numbering or registering snowmo-  
21 biles in any respect.

22 SECTION 14. That Chapter 4, Title 49, Idaho Code, be, and the same is  
23 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
24 ignated as Section 49-472, Idaho Code, and to read as follows:

25 49-472. GROOMED SNOWMOBILE TRAILS. Any all-terrain vehicle operating  
26 on groomed snowmobile trails during the winter snowmobiling season when the  
27 trails are groomed shall be registered as a snowmobile under the provisions  
28 of section 49-470, Idaho Code. Counties shall have the option to allow all-  
29 terrain vehicles, if registered, to use snowmobile trails in the county. No  
30 other vehicles shall operate on groomed snowmobile trails unless specifi-  
31 cally allowed by the county. Violation of the provisions of this section  
32 shall be an infraction.

33 SECTION 15. That Chapter 4, Title 49, Idaho Code, be, and the same is  
34 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
35 ignated as Section 49-473, Idaho Code, and to read as follows:

36 49-473. VIOLATIONS -- ACCOUNTABLE FOR PROPERTY DAMAGE. (1) Any person  
37 who violates any provisions of sections 49-470 through 49-472, Idaho Code,  
38 shall be guilty of an infraction and shall be punished by a fine of not less  
39 than ten dollars (\$10.00) nor more than one hundred dollars (\$100). In ad-  
40 dition thereto, the operator and/or owner of the snowmobile shall be respon-  
41 sible and held accountable to the owner of any lands where trees, shrubs or  
42 other property have been damaged as the result of travel over their premises.

1 SECTION 16: That Chapter 4, Title 49, Idaho Code, be, and the same is  
2 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
3 ignated as Section 49-480, Idaho Code, and to read as follows:

4 49-480. REQUIREMENTS -- REGISTRATION -- PROCEDURE -- DISTRIBUTION OF  
5 FEES. (1) On or before November 1 of each year, the owner of any all-terrain  
6 vehicle, motorbike, specialty off-highway vehicle or utility type vehicle  
7 as defined in section 49-7101, Idaho Code, or any motorcycle as defined in  
8 section 49-114, Idaho Code, used off public highways, on highways located  
9 on state lands or federal lands which are not part of the highway system of  
10 the state of Idaho, or on highways as prescribed in section 49-426(1)(c) and  
11 (d), Idaho Code, but excluding those vehicles used exclusively on private  
12 land for agricultural use or used exclusively for snow removal purposes as  
13 provided in section 49-426(1)(b), Idaho Code, shall make application to reg-  
14 ister that vehicle through the department or county assessor. Such appli-  
15 cation shall comply with the requirements of section 49-401B, Idaho Code. A  
16 fee of twelve dollars (\$12.00) shall be charged for each registration, which  
17 fee includes a one dollar and fifty cent (\$1.50) fee to be retained by the de-  
18 partment or the county assessor and the remainder of which shall be remitted  
19 to the department.

20 (2) (a) Registration stickers shall be supplied by the department and  
21 the registration sticker shall be issued to the person making applica-  
22 tion for registration.

23 (b) All registration stickers that are issued shall be in force through  
24 October 31 of the year issued. All registration stickers shall be re-  
25 newed by the owner of the all-terrain vehicle, motorbike, specialty  
26 off-highway vehicle or utility type vehicle in the same manner through  
27 the department or the county assessor. Upon issuing a renewal regis-  
28 tration sticker, the department or county assessor shall retain a one  
29 dollar and fifty cent (\$1.50) fee and remit the remainder of the twelve  
30 dollar (\$12.00) renewal registration sticker fee to the department.

31 (c) The issued registration sticker shall be placed upon the restricted  
32 vehicle license plate of the all-terrain vehicle, motorbike or utility  
33 type vehicle, or upon the right fork of a vehicle registered pursuant  
34 to section 49-402(3), Idaho Code, or of a motorbike if used exclusively  
35 off-highway, or upon the rear fender of an all-terrain vehicle, spe-  
36 cialty off-highway vehicle or utility type vehicle if used exclusively  
37 off-highway. The placement shall be made in such a manner that it is  
38 completely visible, does not cover the license plate numbers or let-  
39 ters, if licensed, and shall be kept in a legible condition at all times.

40 (3) For operation of a motorbike that meets the requirements speci-  
41 fied in section 49-114(10), Idaho Code, on the public highways, the vehicle  
42 shall also be registered pursuant to the provisions of section 49-402(3),  
43 Idaho Code. A motorbike that meets the requirements specified in sec-  
44 tion 49-114(10), Idaho Code, and that is registered pursuant to section  
45 49-402(3), Idaho Code, shall not be required to obtain a restricted vehi-  
46 cle license plate pursuant to section 49-402(4), Idaho Code. A motorbike,  
47 all-terrain vehicle, specialty off-highway vehicle or utility type vehicle  
48 operated exclusively off-highway or on highways located on state lands or  
49 federal lands that are not part of the highway system of the state of Idaho

1 and that meet the registration requirements specified in this section shall  
2 not be required to obtain a restricted vehicle license plate pursuant to  
3 section 49-402(4), Idaho Code.

4 (4) Nonresidents shall be allowed to purchase a restricted vehicle li-  
5 cense plate pursuant to section 49-402(4), Idaho Code, and/or a sticker for  
6 an all-terrain vehicle, motorbike or utility type vehicle.

7 (5) The moneys shall be distributed as provided in section 67-7126,  
8 Idaho Code.

9 SECTION 17. That Chapter 4, Title 49, Idaho Code, be, and the same is  
10 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
11 ignated as Section 49-481, Idaho Code, and to read as follows:

12 49-481. TRANSFER OF REGISTRATION STICKER AND RESTRICTED VEHICLE LI-  
13 CENSE PLATE. The purchaser of an all-terrain vehicle, utility type vehicle  
14 or motorbike that has been previously registered pursuant to section 49-480,  
15 Idaho Code, and issued a restricted vehicle license plate pursuant to sec-  
16 tion 49-402, Idaho Code, shall, prior to operation, make application to the  
17 department or county assessor for transfer to him of the registration and re-  
18 stricted vehicle license plate issued to the all-terrain vehicle, utility  
19 type vehicle or motorbike. The purchaser shall give the information as re-  
20 quired in section 49-401B, Idaho Code, and pay the fees as required in sec-  
21 tion 49-202, Idaho Code.

22 SECTION 18. That Chapter 4, Title 49, Idaho Code, be, and the same is  
23 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
24 ignated as Section 49-482, Idaho Code, and to read as follows:

25 49-482. NONRESIDENT -- EXEMPTION. (1) The provisions of section  
26 49-480, Idaho Code, regarding registration shall not apply to any non-  
27 resident owner; provided the all-terrain vehicle, utility type vehicle,  
28 specialty off-highway vehicle or motorbike is currently and properly regis-  
29 tered in the state of residence. Owners of an all-terrain vehicle, utility  
30 type vehicle, specialty off-highway vehicle or motorbike from states that do  
31 not have a registration requirement shall be registered in Idaho under the  
32 provisions of section 49-480, Idaho Code, prior to operation in this state.

33 (2) Nonresidents with an all-terrain vehicle, utility type vehicle,  
34 specialty off-highway vehicle or motorbike registered in another state  
35 shall have the same use privileges and responsibilities as a resident of this  
36 state with a properly registered vehicle.

37 SECTION 19. That Section 49-501, Idaho Code, be, and the same is hereby  
38 amended to read as follows:

39 49-501. TITLING REQUIREMENTS -- EXEMPTIONS. (1) The provisions of  
40 this chapter shall apply to every vehicle required to be registered with the  
41 department in chapter 4, title 49, Idaho Code.

42 (2) In addition, the titling requirements of this chapter shall apply  
43 to the following vehicles which are not required to be registered under the  
44 provisions of chapter 4, title 49, Idaho Code:

1 ~~(a) All-terrain vehicles, motorbikes, snowmobiles and utility type ve-~~  
2 ~~hicles as defined in section 67-7101, Idaho Code, except that such ve-~~  
3 ~~hicles having an internal combustion engine with a displacement of less~~  
4 ~~than fifty (50) cubic centimeters will not be titled.~~

5 ~~(b) Manufactured homes as defined in section 39-4105, Idaho Code; and~~  
6 ~~(e) Truck campers as defined in section 49-121, Idaho Code, that were~~  
7 ~~originally constructed with an overall length of six (6) feet or longer.~~  
8 ~~Titling is optional for truck campers acquired before January 1, 2009.~~  
9 ~~Liens and encumbrances on truck campers that were filed with the office~~  
10 ~~of the secretary of state in compliance with chapter 9, title 28, Idaho~~  
11 ~~Code, prior to January 1, 2009, shall be in full force and effect until~~  
12 ~~said lien or encumbrance is satisfied and released by the lienholder who~~  
13 ~~perfected the original lien or encumbrance.~~

14 (3) (a) The titling requirements of this chapter shall apply to every  
15 2000 and newer model year vessel upon transfer of ownership and option-  
16 ally to all other vessels of a model year prior to 2000. The provisions  
17 of this chapter shall apply exclusively to vessels with a permanently  
18 attached mode of propulsion, such as: an inboard motor, sail, personal  
19 watercraft, or other propelling machinery, and all vessels over twelve  
20 (12) feet regardless of mode of propulsion except: rowboats, drift-  
21 boats, canoes, kayaks, inflatable vessels, rafts, barges, nonmotorized  
22 paddle vessels, sailboards, tenders, seaplanes, documented vessels  
23 and vessels owned by the United States or a foreign state or political  
24 subdivision.

25 (b) Once titled, the vessel remains a titled vessel and is subject to  
26 the requirements of chapter 5, title 49, Idaho Code.

27 (4) Certain vehicles which are required to be registered under the pro-  
28 visions of chapter 4, title 49, Idaho Code, shall be exempt from the titling  
29 requirements of this chapter as follows:

30 (a) Utility trailers whose unladen weight is less than two thousand  
31 (2,000) pounds; and

32 (b) The board may, by rule, exempt vehicles and motor vehicles regis-  
33 tered under the provisions of sections 49-434 and 49-435, Idaho Code,  
34 from the titling requirements of this chapter.

35 (c) All-terrain vehicles, motorbikes, snowmobiles and utility type ve-  
36 hicles as defined in section 67-7101, Idaho Code, having an internal  
37 combustion engine with a displacement of less than fifty (50) cubic cen-  
38 timeters.

39 (45) Vehicles exempt from registration under the provisions of section  
40 49-426, Idaho Code, are exempt from the titling requirements of this chap-  
41 ter, unless otherwise specifically required by the provisions of subsection  
42 (2) of this section.

43 SECTION 20. That Section 49-501A, Idaho Code, be, and the same is hereby  
44 repealed.

45 SECTION 21. That Section 49-1606, Idaho Code, be, and the same is hereby  
46 amended to read as follows:

1 49-1606. CLASSES OF LICENSES -- NONRESIDENT DEALERS. Any reference to  
2 vehicles in this chapter shall also include vessels. Licenses issued under  
3 the provisions of this chapter shall be as follows:

4 (1) A dealer's license shall permit the licensee to engage in the  
5 business of selling or exchanging new and used vehicles, new and used mo-  
6 torcycles, motor-driven cycles and motorbikes, new and used all-terrain  
7 vehicles, utility type vehicles, snow machines and travel trailers, truck  
8 campers, and new and used motor homes. This form of license shall permit  
9 licensees who are owners or part owners of the business of the licensee to act  
10 as vehicle salesmen.

11 (2) A vehicle salesman's license shall permit the licensee to engage in  
12 the activities of a vehicle salesman.

13 (3) A wholesale dealer's license shall permit the licensee to engage  
14 in the business of wholesaling used vehicles to Idaho vehicle dealers. The  
15 holder of this license must meet all the requirements for a principal place  
16 of business, except for the requirement of display area and adequate room to  
17 repair vehicles.

18 (4) A vehicle manufacturer's license shall permit the licensee to en-  
19 gage in the business of constructing or assembling vehicles, of the type sub-  
20 ject to registration under this title at an established place of business  
21 within Idaho.

22 (5) A distributor, factory branch, or distributor branch license shall  
23 permit the licensee to engage in the business of selling and distributing ve-  
24 hicles, parts, and accessories to their franchised dealers.

25 (6) A representative (factory branch or distributor, etc.) license  
26 shall permit the licensee to engage in the business of contacting his respec-  
27 tive authorized dealers, for the purpose of making or promoting the sale of  
28 his, its, or their vehicles, parts, and accessories.

29 (7) Pending the satisfaction of the department that the applicant has  
30 met the requirements for licensure, it may issue a temporary permit to any  
31 applicant for a license. A temporary permit shall not exceed a period of  
32 ninety (90) days while the department is completing its investigation and  
33 determination of facts relative to the qualifications of the applicant for  
34 a license. A temporary permit shall terminate when the applicant's license  
35 has been issued or refused.

36 (8) The department may issue a probationary vehicle salesman's li-  
37 cense, subject to conditions to be observed in the exercise of the privilege  
38 granted either upon application for issuance of a license or upon applica-  
39 tion for renewal of a license. The conditions to be attached to the exercise  
40 of the privilege shall not appear on the face of the license but shall, in  
41 the judgment of the department, be in the public interest and suitable to the  
42 qualifications of the applicant as disclosed by the application and investi-  
43 gation by the department.

44 (9) A nonresident dealer who is currently authorized to do business  
45 as, and has an established place of business as a vehicle dealer in another  
46 state, is not subject to licensure under the provisions of this chapter as  
47 long as the sales are limited to the exportation of vehicles for sale to, and  
48 the importation of vehicles purchased from, licensed Idaho vehicle dealers.

49 SECTION 22. That Section 67-7004, Idaho Code, be, and the same is hereby  
50 repealed.

1 SECTION 23. That Section 67-7008, Idaho Code, be, and the same is hereby  
2 repealed.

3 SECTION 24. That Section 67-7009, Idaho Code, be, and the same is hereby  
4 repealed.

5 SECTION 25. That Section 67-7013, Idaho Code, be, and the same is hereby  
6 repealed.

7 SECTION 26. That Section 67-7014, Idaho Code, be, and the same is hereby  
8 repealed.

9 SECTION 27. That Section 67-7029, Idaho Code, be, and the same is hereby  
10 repealed.

11 SECTION 28. That Section 67-7039, Idaho Code, be, and the same is hereby  
12 repealed.

13 SECTION 29. That Section 67-7040, Idaho Code, be, and the same is hereby  
14 repealed.

15 SECTION 30. That Section 67-7041, Idaho Code, be, and the same is hereby  
16 repealed.

17 SECTION 31. That Section 67-7101, Idaho Code, be, and the same is hereby  
18 amended to read as follows:

19 67-7101. DEFINITIONS. In this chapter:

20 (1) "All-terrain vehicle" or "ATV" means any recreation vehicle with  
21 three (3) or more tires and fifty (50) inches or less in width, having a  
22 wheelbase of sixty-one (61) inches or less, has handlebar steering and a seat  
23 designed to be straddled by the operator.

24 (2) "Board" means the park and recreation board created under authority  
25 of section 67-4221, Idaho Code.

26 (3) "Bona fide snowmobile program" means services or facilities as ap-  
27 proved by the department that will benefit snowmobilers such as snowmobile  
28 trail grooming, plowing and maintaining snowmobile parking areas and facil-  
29 ities, and trail signing.

30 (4) "Dealer" means any person who engages in the retail sales of or  
31 rental of snowmobiles, motorbikes, utility type vehicles or all-terrain  
32 vehicles.

33 (5) "Department" means the Idaho department of parks and recreation.

34 (6) "Designated parking area" means an area located, constructed,  
35 maintained, and signed with the approval of the land manager or owner.

36 (7) "Director" means the director of the department of parks and recre-  
37 ation.

38 (8) "Highway." (See section 40-109, Idaho Code, but excepting public  
39 roadway as defined in this section)

40 (9) "Motorbike" means any self-propelled two (2) wheeled motorcycle or  
41 motor-driven cycle, excluding tractor, designed for or capable of traveling  
42 off developed roadways and highways and also referred to as trailbikes, en-  
43 duro bikes, trials bikes, motocross bikes or dual purpose motorcycles.

1 (10) "Off-highway vehicle" means an all-terrain vehicle, motorbike,  
2 specialty off-highway vehicle or utility type vehicle as defined in this  
3 section.

4 (11) "Operator" means any person who is in physical control of a motor-  
5 bike, all-terrain vehicle, utility type vehicle, specialty off-highway ve-  
6 hicle or snowmobile.

7 (12) "Owner" means every person holding record title to a motorbike,  
8 all-terrain vehicle, utility type vehicle, specialty off-highway vehicle  
9 or snowmobile and entitled to the use or possession thereof, other than a  
10 lienholder or other person having a security interest only.

11 (13) "Person" means an individual, partnership, association, corpora-  
12 tion, or any other body or group of persons, whether incorporated or not, and  
13 regardless of the degree of formal organization.

14 (14) "Public roadway" means all portions of any highway which are con-  
15 trolled by an authority other than the Idaho transportation department.

16 (15) "Snowmobile" means any self-propelled vehicle under one thousand  
17 (1,000) pounds unladen gross weight, designed primarily for travel on snow  
18 or ice or over natural terrain, which may be steered by tracks, skis, or run-  
19 ners.

20 (16) "Specialty off-highway vehicle" means any vehicle manufactured,  
21 designed or constructed exclusively for off-highway operation that does not  
22 fit the definition of an all-terrain vehicle, utility type vehicle or motor-  
23 bike as defined in this section. The vehicle classification provided for in  
24 this subsection shall become effective on January 1, 2010.

25 (17) "Utility type vehicle" or "UTV" means any recreational motor vehi-  
26 cle other than an ATV, motorbike or snowmobile as defined in this section,  
27 designed for and capable of travel over designated roads, traveling on four  
28 (4) or more tires, maximum width less than seventy-four (74) inches, maximum  
29 weight less than two thousand (2,000) pounds, and having a wheelbase of one  
30 hundred ten (110) inches or less. A utility type vehicle must have a minimum  
31 width of fifty (50) inches, a minimum weight of at least nine hundred (900)  
32 pounds or a wheelbase of over sixty-one (61) inches. Utility type vehicle  
33 does not include golf carts, vehicles specially designed to carry a disabled  
34 person, implements of husbandry as defined in section 49-110(2), Idaho Code,  
35 or vehicles otherwise registered under title 49, Idaho Code. A "utility type  
36 vehicle" or "UTV" also means a recreational off-highway vehicle or ROV.

37 (18) "Vendor" means any entity authorized by the department to sell  
38 ~~recreational registrations~~ nonresident snowmobile certificates.

39 (19) "Winter recreational parking locations" means designated parking  
40 areas established and maintained with funds acquired from the cross-country  
41 skiing account.

42 SECTION 32. That Section 67-7102, Idaho Code, be, and the same is hereby  
43 amended to read as follows:

44 67-7102. REQUIREMENT THAT SNOWMOBILES BE NUMBERED -- REGISTRATION  
45 NUMBER REQUIRED. Except as otherwise provided, no snowmobile shall be op-  
46 erated within the jurisdiction of the state of Idaho unless numbered as  
47 provided in this chapter or in chapter 4, title 49, Idaho Code.

1 SECTION 33. That Section 67-7103, Idaho Code, be, and the same is hereby  
2 repealed.

3 SECTION 34. That Section 67-7104, Idaho Code, be, and the same is hereby  
4 amended to read as follows:

5 67-7104. NONRESIDENT SNOWMOBILE USER AND RENTAL CERTIFICATE RE-  
6 QUIRED. The owner of a nonresident, noncommercial snowmobile shall not be  
7 required to comply with the registration requirements of the state of Idaho,  
8 but shall be required to obtain a nonresident snowmobile user certificate.  
9 A fee of thirty-one dollars (\$31.00) shall be imposed for the issuance of a  
10 nonresident snowmobile user certificate. ~~The certificate of number shall be~~  
11 ~~displayed in the same manner as provided in section 67-7101, Idaho Code.~~ Any  
12 nonresident owner of a snowmobile used for rental purposes shall purchase  
13 a certificate of number for sixty-one dollars (\$61.00) and the certificate  
14 of number shall be displayed on the machine at all times. The owner shall  
15 attach to the snowmobile the identification number in a manner as prescribed  
16 by the department. The number shall be located on the right and left side of  
17 the cowling of the snowmobile and shall be completely visible and shall be  
18 maintained in a legible condition. The certificate of number shall be avail-  
19 able at all times for inspection on the snowmobile for which issued whenever  
20 the snowmobile is in operation. Such certificates shall be valid beginning  
21 November 1 through October 31 of the following year. Issuance and adminis-  
22 tration of nonresident snowmobile user certificates shall be conducted in  
23 the same manner as provided in section 67-7103, Idaho Code, for numbering of  
24 snowmobiles.

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

27 (2) The department may issue any certificate of number directly or may  
28 authorize any persons to act as a vendor for issuance. In the event a person  
29 accepts the authorization, he may be assigned a block of numbers and certifi-  
30 ates, which, upon issue, in conformity with this chapter and with any rules  
31 of the department, will be valid as if issued directly by the department.

32 (3) In the absence of a bona fide program in the area or upon the re-  
33 quest of the bona fide county snowmobile advisory committee of the nearest  
34 affected county in Idaho, the requirements for the nonresident and nonres-  
35 ident rental certificate may be waived by the parks and recreation board on  
36 specific trails where the snowmobile trail grooming is solely supported by a  
37 state other than Idaho.

38 SECTION 35. That Section 67-7105, Idaho Code, be, and the same is hereby  
39 repealed.

40 SECTION 36. That Section 67-7106, Idaho Code, be, and the same is hereby  
41 amended to read as follows:

42 67-7106. DISTRIBUTION OF MONEYS COLLECTED -- COUNTY SNOWMOBILE FUND  
43 -- STATE SNOWMOBILE FUND -- STATE SNOWMOBILE SEARCH AND RESCUE FUND. (1)  
44 The Idaho transportation department and each vendor shall not later than  
45 the fifteenth twentieth day of each month remit all moneys collected under  
46 the provisions of sections ~~67-7103~~ 49-470 and 67-7104, Idaho Code, to the

1 state treasurer for credit to the state snowmobile fund, established in the  
2 dedicated fund, to be administered by the director, except that one dollar  
3 (\$1.00) from each snowmobile ~~certificate of registration~~ number fee, one  
4 dollar (\$1.00) from each rental ~~certificate of registration~~ number fee, and  
5 one dollar (\$1.00) from each nonresident snowmobile user and rental certifi-  
6 cate issued by the department, Idaho transportation department or a vendor  
7 shall be credited by the state treasurer to the state snowmobile search and  
8 rescue fund created in section 67-2913A, Idaho Code.

9 (2) Each county with a bona fide snowmobile program shall be entitled to  
10 receive from the department eighty-five percent (85%) of the moneys gener-  
11 ated for that county during that registration period. Counties with a bona  
12 fide snowmobile program may use up to fifteen percent (15%) of their county  
13 snowmobile moneys upon recommendation by their county snowmobile advisory  
14 committee for snowmobile law enforcement purposes.

15 (3) ~~Up to fifteen percent (15%) of the revenue generated from resident~~  
16 ~~snowmobile registrations each year may shall~~ be used by the Idaho trans-  
17 portation department to defray administrative costs.

18 (4) Up to fifteen percent (15%) of revenue generated from the nonresi-  
19 dent snowmobile certificates each year may be used by the department to de-  
20 fray administrative costs. Any moneys unused at the end of the fiscal year  
21 shall be returned to the state treasurer for deposit in the state snowmobile  
22 fund.

23 (45) Vendors, the Idaho transportation department and county assessors  
24 shall be entitled to charge an additional one dollar and fifty cents (\$1.50)  
25 handling fee per registration for the distribution of certificates ~~of~~ and  
26 registration numbers. ~~Handling fees collected by the department shall be~~  
27 ~~deposited to the state snowmobile fund.~~

28 (56) For those registrations not designated to a bona fide county snow-  
29 mobile program, the moneys generated shall be deposited to the state snow-  
30 mobile fund, and such fund shall be available to the department for snowmo-  
31 bile-related expenses.

32 SECTION 37. That Section 67-7108, Idaho Code, be, and the same is hereby  
33 repealed.

34 SECTION 38. That Section 67-7112, Idaho Code, be, and the same is hereby  
35 repealed.

36 SECTION 39. That Section 67-7113, Idaho Code, be, and the same is hereby  
37 amended to read as follows:

38 67-7113. VIOLATIONS -- ACCOUNTABLE FOR PROPERTY DAMAGE. (1) Any per-  
39 son who violates any provision of sections 67-7102 through ~~section~~ 67-7112~~1~~,  
40 Idaho Code, shall be guilty of an infraction, and shall be punished by a  
41 fine of not less than ten dollars (\$10.00) nor more than one hundred dollars  
42 (\$100). In addition thereto the operator and/or owner of the snowmobile  
43 shall be responsible and held accountable to the owner of any lands where  
44 trees, shrubs or other property have been damaged as the result of travel  
45 over their premises.

1 SECTION 40. That Section 57-7122, Idaho Code, be, and the same is hereby  
2 repealed.

3 SECTION 41. That Section 57-7123, Idaho Code, be, and the same is hereby  
4 repealed.

5 SECTION 42. That Section 57-7124, Idaho Code, be, and the same is hereby  
6 repealed.

7 SECTION 43. That Section 57-7125, Idaho Code, be, and the same is hereby  
8 amended to read as follows:

9 67-7125. NOISE ABATEMENT. (1) Except as hereinafter provided, every  
10 vehicle subject to registration under section ~~67-7122~~ 49-480, Idaho Code,  
11 shall comply with the provisions of this section. Every vehicle subject to  
12 the provisions of this section shall at all times be equipped with an exhaust  
13 system in good working order and in constant operation. If the vehicle was  
14 originally equipped with a noise suppressing system or if the vehicle is re-  
15 quired by law or regulation of this state or the federal government to have  
16 a noise suppressing system, that system shall be maintained in good working  
17 order. No person shall disconnect, modify or alter any part of that system in  
18 any manner which will amplify or increase the vehicle's noise emission above  
19 the noise limits established in subsection (3) of this section, except tem-  
20 porarily in order to make repairs, replacements or adjustments. No person  
21 shall operate and no owner shall cause or permit to be operated any vehicle  
22 while the vehicle's noise emission exceeds the noise limits established in  
23 subsection (3) of this section or while the vehicle's noise suppressing sys-  
24 tem is disconnected, modified or altered in violation of the provisions of  
25 this section.

26 (2) No person shall operate a vehicle subject to the provisions of  
27 this section unless that vehicle is equipped with a spark arrester device,  
28 affixed to the exhaust system, of a type qualified and rated by the United  
29 States forest service. The provisions of this subsection shall not apply  
30 to vehicles being operated off the highway in an organized racing or com-  
31 petitive event which is conducted on private land with the consent of the  
32 landowner.

33 (3) Any vehicle subject to the provisions of this section shall at all  
34 times be equipped with a noise suppressing system or other device which lim-  
35 its noise emission to a base level of not more than ninety-six (96) decibels  
36 when measured on the "A" scale using standards and procedures established by  
37 the society of automotive engineers (SAE), specifically SAE standard J1287,  
38 June, 1988, describing a test of a stationary vehicle with sound measured  
39 twenty (20) inches and forty-five (45) degrees from the exhaust outlet, or  
40 as otherwise described. The provisions of this subsection shall not apply  
41 to vehicles being operated off the highway in an organized racing or com-  
42 petitive event which is conducted on private land with the consent of the  
43 landowner or on public land under permit.

44 (a) The department shall adopt regulations in accordance with chapter  
45 52, title 67, Idaho Code, establishing the test procedures and instru-  
46 mentation to be utilized. These procedures shall incorporate require-

1 ments for the test site environment and sound measuring equipment as set  
2 forth in SAE standard J1287, June, 1988.

3 (b) Instrumentation shall include, but not be limited to, a sound level  
4 meter meeting the type 1, type S1A, type 2, or type S2A requirements  
5 of the American national standards institute (ANSI) specification for  
6 sound level meters, S1.4-1983; a sound level calibrator, microphone  
7 wind screen, external engine speed tachometer.

8 (4) A showing that the noise emission level of any vehicle subject to  
9 and not otherwise exempt from the provisions of this section exceeds ninety-  
10 six (96) decibels, as described and tested in subsection (3) of this section,  
11 shall be prima facie evidence of a violation of the provisions of subsection  
12 (1) of this section.

13 SECTION 44. That Section 67-7126, Idaho Code, be, and the same is hereby  
14 amended to read as follows:

15 67-7126. ESTABLISHMENT OF ACCOUNT -- DISTRIBUTION OF FEES. There is  
16 established in the state treasurer's office an account to be known and desig-  
17 nated as the "motorbike recreation account." The twelve dollar (\$12.00) fee  
18 collected for off-highway vehicle registration stickers shall be allocated  
19 as follows:

20 (1) ~~Vendors~~ The Idaho transportation department or county assessors  
21 performing the transaction shall charge and retain one dollar and fifty  
22 cents (\$1.50) for a handling fee;

23 (2) ~~Up to fifteen percent (15%) shall be allotted to the department~~  
24 ~~for administration and for the production of registration stickers, which~~  
25 ~~moneys shall be placed in the motorbike recreation account. The department~~  
26 ~~shall annually publish a report specifically identifying the uses of account~~  
27 ~~moneys;~~

28 ~~(3)~~ One dollar (\$1.00) shall be allocated to the department and de-  
29 posited into the off-highway vehicle law enforcement fund. Moneys in said  
30 fund shall be paid and used as follows:

31 (a) Sheriffs of counties with a current or an actively developing off-  
32 highway vehicle law enforcement program recognized by the department  
33 shall receive moneys from the fund based upon a formula as provided in  
34 rule promulgated by the board; and

35 (b) Moneys from the fund shall be used only for off-highway related law  
36 enforcement activities; and

37 ~~(4)~~ One dollar (\$1.00) shall be allocated to the Idaho department of  
38 lands to provide off-highway vehicle opportunities and to repair damage di-  
39 rectly related to off-highway vehicle use. The department of lands shall an-  
40 nually publish a report specifically identifying the uses of moneys allo-  
41 cated pursuant to this subsection; and

42 (4) Fifteen percent (15%) shall be allocated to the Idaho transporta-  
43 tion department for administration expenses and for the production of regis-  
44 tration stickers, which moneys shall be placed in the state highway account;  
45 and

46 (5) The remaining funds shall be transmitted to the state treasurer's  
47 office for deposit to the credit of the motorbike recreation account. all  
48 such moneys to be transmitted to the state treasurer on or before the tenth  
49 twentieth day of each month.

1 Collection of fees for off-highway vehicle registration shall not impose any  
2 additional liability on the state of Idaho or any of its political subdivi-  
3 sions or upon the employees of the state and of its political subdivisions,  
4 and those entities and persons shall retain the limitations of liability  
5 provided by section 36-1604, Idaho Code, regardless of the use of such fees.

6 SECTION 45. SEVERABILITY. The provisions of this act are hereby de-  
7 clared to be severable and if any provision of this act or the application  
8 of such provision to any person or circumstance is declared invalid for any  
9 reason, such declaration shall not affect the validity of the remaining por-  
10 tions of this act.

## Public Outreach

- IRC representative meetings starting May 2011
- Presented proposed changes at IRC meeting
- Presented proposed changes at snowmobile conference in Boise
- Presented proposed changes to Fremont county officials (staff and Board Member Robert Hansen)
- Presented proposed changes to Fremont county community at Harriman State Park
- Board Member Robert Hansen met with snowmobile users of Madison county
- Joint meeting with representative from IRC, Fremont county clerk, vendor from Valley county, and IDPR staff
- Public forums at Board meeting starting May 2012
- Capital for a Day – Ashton, Teton county, Featherville – reported proposed changes to registration
- Conference call with advisory members seeking input and ideas on proposed changes



January 7, 2013

Dear Valued Partner,

**C. L. "Butch" Otter**  
governor

**Nancy C. Merrill**  
director

**Tamara Humiston**  
deputy director

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IDAHO PARK AND  
RECREATION BOARD  
.....

**Tom Crimmins**  
region one

**Randy Doman**  
region two

**Susan Buxton**  
region three

**Charles H. Correll**  
region four

**Jean S. McDevitt**  
region five

**Robert Hansen**  
region six

.....  
IDAHO DEPARTMENT OF  
PARKS AND RECREATION  
.....

p.o. box 83720  
boise, idaho 83720-0065

(208) 334-4199

fax (208) 334-3741

tdd 1-800-377-3529

street address  
5657 warm springs avenue  
boise, idaho 83716

[www.parksandrecreation.idaho.gov](http://www.parksandrecreation.idaho.gov)

The Idaho Department of Parks and Recreation (IDPR) appreciates your dedication to the recreationists of Idaho, having made recreation registrations, for ATVs, motorbikes, boats and/or snowmobiles available for sale within your place of business.

For decades, you have helped us register ATVs, Motorbikes, Boats, and Snowmobiles, gathering information from our recreational users. IDPR enters all that information by hand and electronically sends the information to ITD and Law Enforcement Agencies.

It's important to note that ITD by law is the "keeper" of all information pertaining to titled, registered vehicles for the state of Idaho and the process and software all agencies have historically utilized for this information share is antiquated, inefficient and in desperate need of update.

ITD has received funding to create a new system that will become a "one person, one record" process. The new system will require customers to identify themselves by presenting a Drivers License, Social Security number or Tax ID number. Every titled, registered vehicle in Idaho will be stored under one record for each individual (owner). IDPR and our retail vendors will not have the ability to secure this sensitive information that will soon be required. The changes will prevent IDPR and our retail partners from being able to sell resident and non-resident registrations for ATVs, Motorbikes and Boats. The changes will also prevent IDPR and retail partners from selling resident snowmobile registrations and invasive species stickers, as our antiquated system will no longer be able to send or receive information from ITD. Invasive Species stickers (non-motorized and out of state) will transition to, and be sold through the Idaho Department of Fish and Game.

Included within proposed legislation for 2013, is a shift in the responsibility for the management of recreation vehicle (ATV, Motorbike, Boat and resident snowmobile) titling and registration to the Idaho Transportation Department. Beginning July 1, 2013, all registered, titled vehicles within the State of Idaho will purchase or renew their registrations online or by mail through ITD or by visiting County DMV locations. While the implementation date is scheduled for July 1, 2013, IDPR will begin contacting vendors in the coming weeks to start closing out the old process. Currently 54% of our users now use their County DMVs to register their machines.

IDPR will receive the registration dollars from ITD and will continue to manage the recreation and grant funding programs for the benefit of Idaho ATV, Motorbike, Boat, Snowmobile and RV enthusiasts. We will also continue our public outreach and education programs. However, given the updates to systems and software, we will not be able to gather and transfer the registration information to ITD and will no longer be able to support the vendor program that we all have enjoyed through the years.

**Non-Resident Snowmobile Certificates**

The only retail vendor program that will remain are those that are selling NON RESIDENT SNOWMOBILE CERTIFICATES (NRC) stickers. These users are not required to provide the same information. Everything else will be sold through ITD, online, by mail or walk in to the County DMVs.

IDPR will also retain the responsibility for the sale of non-resident snowmobile certificates (NRCs) and will manage a small network of retail partners to assist in this effort. To qualify to participate in the sale of NRCs, retail partners must have sold NRCs within the last year and be able to transmit sales and customer information electronically through a web-based system to be provided by IDPR.

We understand there may be confusion and wish to help alleviate any concerns that you may have.

If you have questions please contact Supervisor Kelly Colucci for details: [Kelly.Colucci@idpr.idaho.gov](mailto:Kelly.Colucci@idpr.idaho.gov). Thank you again for your continued support and partnership. IDPR is committed to sharing updates and information on 2013 legislation as decisions are made.

For additional information on IDPR parks and programs, visit [www.parksandrecreation.idaho.gov](http://www.parksandrecreation.idaho.gov).

Sincerely,

A handwritten signature in black ink that reads "Nancy Merrill". The signature is written in a cursive, flowing style.

Nancy Merrill  
Director



IDAHO STATE PARKS & RECREATION REGISTRATION REALIGNMENT

Nancy Merrill, Director  
Idaho Department of Parks & Recreation

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IDAHO STATE PARKS & RECREATION REGISTRATION REALIGNMENT

**Our Mission:**

“To improve the quality of life in Idaho through outdoor recreation and resource stewardship.”

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IDAHO STATE PARKS & RECREATION REGISTRATION REALIGNMENT

**Parks**

- 30 State Parks  
– 60,263 Acres Managed
- 5.2 Million Park Visitors Served
- 1.65 Million Out-of-State Day-Users



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**Docket No. 26-0120-1201**

Idaho Parks and Recreation

Pending Administrative Rule Review 26.01.20 (**Park and Recreation Areas and Facilities**)

## **White Paper**

### **BACKGROUND INFORMATION:**

The department's review of our existing Administration of Park and Recreation Areas and Facilities has identified some changes that were critical to operations. The changes are designed to enhance the governing of parks by adding clarifying language for definitions; parking violations; overnight use; and fee schedules for group facilities, boating facilities, and special fees. Below is a brief summary of the major changes:

#### Definitions:

- Maximum capacity limits for campsites
- Encroachments for non-recreational uses of land under IDPR Board management
- Overnight use of non-camping lands

#### Parking Violations:

IDPR was notified that some department-issued parking violations were not enforced by counties based on existing rule language. The rule change provides language in the following areas:

- Land or Facilities administered by the Department
- Designated campgrounds
- Designated overnight use areas
- Fee collection surcharge
- Citations for violations

#### Overnight Use:

Provide language to clarify the following areas:

- Occupancy
- Overnight use fees
- Self registration
- Length of stay
- Registration required
- Check out
- Responsible party
- Overnight use prohibited



**Recreation**

- 2,500 Students Instructed in Boat, ATV/Motorbike and Snowmobile Avalanche Safety Classes
- 2,000 Miles of Trail Cleared/Maintained for Public Use Statewide Each Year
- 5,600 Miles of Snowmobile Trail Groomed Statewide Annually



Youth ATV Safety Class



Snowmobile Trail Groomer



IDPR Trail Ranger



Youth Boating Safety

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**Recreation**

- 10 Unique Grant Programs
  - Five Advisory Committees (47 members)
  - \$7 Million Dollars in Projects Funded Each Year RTP, LWCF, WIF, Gas Tax for:
    - Cities
    - Counties
    - State & Federal Agencies






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**Recreation**

- Manage over 267,700 Registrations in 2011
  - ATVs / Motorbikes (51%)
  - Boats (32%)
  - Snowmobiles (17%)
- Generated \$3.9 million in FY 2012 for Recreation Programs and Snow Groomers





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**IDAHO** STATE PARKS & RECREATION REGISTRATION REALIGNMENT

### Where Do People Renew Their Registrations Now?

- 54% DMVs
- 13% Mail-In IDPR
- 9% Online IDPR
- 2% Walk-In IDPR
- 22% Vendors

Method	Percentage
DMVs	54%
Vendors	22%
Mail-In	13%
Online	9%
Walk-In	2%

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**IDAHO** STATE PARKS & RECREATION REGISTRATION REALIGNMENT

### Idaho Statute States:

- All Vehicles Must Be Titled in Idaho (ITD) 49-504

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**IDAHO** STATE PARKS & RECREATION REGISTRATION REALIGNMENT

### Current Process for Registering Recreational Vehicles

- Online, IDPR
- Mail-In, IDPR
- Walk-In, IDPR
- County DMV
- Vendor Network (Hand-Written)

Hand Written Information Manually Entered and Sent to ITD

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**IDAHO** STATE PARKS & RECREATION REGISTRATION REALIGNMENT

### Why the Need for Change?

- ITD Modernizing Its DMV System (Garnet) Software:
  - One Customer, One Record
  - Customers Will Be Securely Identified by Drivers License, Social Security Number, or Tax ID
  - Will Prevent Information Share between Agencies
  - Duplication of State Resources

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**IDAHO** STATE PARKS & RECREATION REGISTRATION REALIGNMENT

### The Issue

- IDPR Shares All Data with ITD and Law Enforcement (by Statute)
- Garnet System Will Prevent the Sharing of Data



The diagram illustrates the issue of data sharing. It shows three laptops: 'RIS' on the left, 'Garnet' on the right, and 'LETS' at the bottom. A large blue circle with a red diagonal line through it is superimposed over the connections between the laptops, indicating that the Garnet system will prevent the sharing of data between these systems.

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**IDAHO** STATE PARKS & RECREATION REGISTRATION REALIGNMENT

### The Risk

- Collecting and Securing Sensitive Customer Information That Garnet System Will Require



The image shows a registration form with various fields for personal information, vehicle details, and fees. The form is tilted slightly to the right.

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**IDAHO** STATE PARKS & RECREATION REGISTRATION REALIGNMENT

### Public Outreach

- Idaho Park and Recreation Board (Public Forums)
- Idaho Recreation Council (Presentation)
- Capitol for a Day (Citizens)
- Idaho Snowmobile Congress (Presentation)
- Idaho Advisory Committees
- County Commissioners
- County Assessors
- Letter to Vendors



Capitol for a Day

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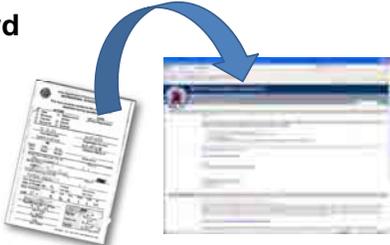
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**IDAHO** STATE PARKS & RECREATION REGISTRATION REALIGNMENT

### IDPR Board Direction

Move to ITD's Garnet System



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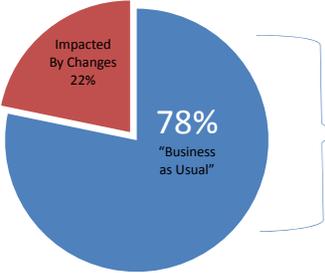
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**IDAHO** STATE PARKS & RECREATION REGISTRATION REALIGNMENT



Category	Percentage
Business as Usual	78%
Impacted By Changes	22%

All Registered ATVs, Motorbikes, Snowmobiles and Boats in Idaho

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IDAHO STATE PARKS & RECREATION REGISTRATION REALIGNMENT

IDPR Will Continue to Sell Out-of-State Snowmobile Stickers through a Vendor Network





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IDAHO STATE PARKS & RECREATION REGISTRATION REALIGNMENT

### Benefits for Idahoans & Recreationist

- ✓ No Duplication of State Resources
- ✓ IDPR Can Focus on Management of Recreation Programs Grants/Education/Public Outreach
- ✓ ITD's Business is Registration
- ✓ Very Little Change for Current Customers (78%)

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IDAHO STATE PARKS & RECREATION REGISTRATION REALIGNMENT

### Legislation

<p><b>Legislative Shift (26)</b>- These pieces of legislation move statutes that were previously housed in Title 67 to Title 49. This category also includes statutes that are repealed.</p>	<p><b>Substantive Changes (4)</b>- These pieces of legislation ensure the "Legislative Shift" changes and "General Housekeeping" changes maintain the original public intent for expenditures of dedicated funds.</p>
<p><b>General Housekeeping (13)</b>- These pieces of legislation makes language consistent between Title 67 and Title 49.</p>	<p><b>Administrative Distribution (2)</b>- These pieces of legislation change how the administrative funds collected during the registration process are utilized.</p>

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**Questions?**

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**Nancy Merrill, Director  
Idaho Department of Parks &  
Recreation**

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**Docket No. 26-0120-1201**

Idaho Parks and Recreation

Pending Administrative Rule Review 26.01.20 (**Park and Recreation Areas and Facilities**)

## **White Paper**

### **BACKGROUND INFORMATION:**

The department's review of our existing Administration of Park and Recreation Areas and Facilities has identified some changes that were critical to operations. The changes are designed to enhance the governing of parks by adding clarifying language for definitions; parking violations; overnight use; and fee schedules for group facilities, boating facilities, and special fees. Below is a brief summary of the major changes:

#### Definitions:

- Maximum capacity limits for campsites
- Encroachments for non-recreational uses of land under IDPR Board management
- Overnight use of non-camping lands

#### Parking Violations:

IDPR was notified that some department-issued parking violations were not enforced by counties based on existing rule language. The rule change provides language in the following areas:

- Land or Facilities administered by the Department
- Designated campgrounds
- Designated overnight use areas
- Fee collection surcharge
- Citations for violations

#### Overnight Use:

Provide language to clarify the following areas:

- Occupancy
- Overnight use fees
- Self registration
- Length of stay
- Registration required
- Check out
- Responsible party
- Overnight use prohibited

**Docket No. 26-0120-1202**

Idaho Parks and Recreation

Pending Administrative Rule 26.01.20 (**Park and Recreation Areas and Facilities**)

## **White Paper**

### **BACKGROUND INFORMATION:**

On Tuesday, March 6, 2012, Governor Otter signed into law House Bill 446, the Idaho Parks Passport Program. A vote of 67-0-3 in the House and 33-0-1 in the Senate is a clear indication of the overwhelming support the members of this Legislative Session have for this program. The effective date of H446 was 07-01-12.

Briefly, the concept is to offer the citizens of Idaho an opportunity to purchase an Idaho State Parks Passport sticker for an opt-in price of \$10 per vehicle/per year. This Opt-In purchase takes place when the vehicle is registered or registration is renewed. The effective date of July 1, 2012, afforded a lead-in time period of several months for the staff of IDPR and ITD/DMV to work to bring about the successful implementation and soft go live of this program. Marketing efforts for the program began on January 1, 2013. Revenue generation from this Idaho Parks Passport Program could be substantial.

Implementation of the Idaho Parks Passport Program requires changes to IDAPA 26, Title 01, Chapter 20. The Idaho State Parks Annual Motor Vehicle Entrance Fee sticker, still a viable option for \$40 per calendar year, will be available to customers, primarily out-of-state customers. The current second Idaho State Parks annual passport sticker for \$15 will be eliminated.

The changes in IDAPA 26- Idaho Department of Parks and Recreation 26.01.26 identified as Docket No. 26-0120-1202 (Fee Rule) are Germaine to the implementation of the Idaho Parks Passport Program. Department-recommended changes found in the attached documents are delineated in the following areas:

- Definitions
- Fee Schedule
- Use of Motor Vehicles

Globally, changes to IDAPA 26, Title 01, Chapter 20 include the following terms:

- “Motorized” has, in most circumstances, been changed to “motor” vehicle.
- “Motor Vehicle Entrance Fee” or “MVEF” replaces “Day Use Fee” as it pertains to the fee paid for motorized entry into an Idaho state park.
- “Required” (as in: All required fees) has been used to provide flexibility when referring to multiple fees associated with a specific purpose.

Additionally, the terms and definitions have been established to provide a clear distinction between the annual stickers sold by IDPR and those sold by ITD/DMV. The former IDPR Annual Passport sticker will be from this point on referred to as the **Annual Motor Vehicle Entrance Fee** sticker; **Idaho State Parks Passport sticker** has been established as a new ITD/DMV sticker.

**Docket No. 26-0136-1201**

Idaho Parks and Recreation

Pending Administrative Rule Review 26.01.36 (**Winter Recreational Parking Permit**)

## **White Paper**

### **BACKGROUND INFORMATION:**

The department enhanced our on-line services to allow winter recreation customers to purchase a temporary three day permit for Park and Ski lots. When the permit is purchased on-line, the customer prints the pass and displays it on the dash board.

The rule change removes the requirement for the permit to be hung from the vehicle's interior rear view mirror.

STATEMENT OF PURPOSE

RS 21629

The purpose of this bill is to provide statutory authority for initial license fees for recreation vehicles to be prorated on a monthly basis for a new owner. Subsequent renewals shall pay the annual fees regardless of the registration date. The initial license fee for a recreation vehicle proration has been in practice for an extended period of time.

FISCAL NOTE

There will be no fiscal impact to the general fund. There will be no fiscal impact to the Parks and Recreation Registration funds, as the proration has been in place for many years.

CONTACT

Name: Tamara Humiston  
Agency: Parks and Recreation, Dept. of  
Phone: 514-2450

STATEMENT OF PURPOSE/FISCAL NOTE Bill No.



LEGISLATURE OF THE STATE OF IDAHO



Sixty-second Legislature

First Regular Session - 2013

IN THE \_\_\_\_\_

BILL NO. \_\_\_\_\_

BY \_\_\_\_\_

AN ACT

RELATING TO RECREATIONAL VEHICLES; AMENDING SECTION 49-445, IDAHO CODE, TO PROVIDE THAT INITIAL LICENSE FEES FOR RECREATIONAL VEHICLES SHALL BE PRORATED ON A MONTHLY BASIS FOR NEW OWNERS AND SUBSEQUENT RENEWALS OF ANNUAL LICENSES SHALL REQUIRE ANNUAL FEES; AND DECLARING AN EMERGENCY.

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

SECTION 1. That Section 49-445, Idaho Code, be, and the same is hereby amended to read as follows:

49-445. RECREATIONAL VEHICLE ANNUAL LICENSE. (1) There is levied and there shall be collected an annual license fee on each recreational vehicle in Idaho, except recreational vehicles in possession of a manufacturer or dealer and offered for sale or resale. If the recreational vehicle is registered as a motor vehicle under the provisions of this chapter, the annual license fee imposed in this section shall be in addition to and not in lieu of the motor vehicle registration fees. Initial license fees for recreational vehicles shall be prorated on a monthly basis for a new owner. Subsequent renewals of the annual license shall require annual fees regardless of the registration date.

(2) The annual license fee imposed upon each recreational vehicle shall be eight dollars and fifty cents (\$8.50) for a market value of one thousand dollars (\$1,000) or less, and an additional five dollars (\$5.00) for each additional one thousand dollars (\$1,000) or portion of it, of market value.

(3) Payment of the annual license fee shall license the recreational vehicle for a calendar year, irrespective of the month in which it is registered, change of ownership of the vehicle, or change of county of residence of the owner. The recreational vehicle annual license shall expire midnight December 31 of each year.

(4) The license sticker shall be placed on the rear of the recreational vehicle in a manner that is completely visible and shall be kept in a legible condition at all times.

SECTION 2. An emergency existing therefor, which emergency is hereby declared to exist, this act shall be in full force and effect on and after its passage and approval.

STATEMENT OF PURPOSE

RS 21643

Idaho Parks and Recreation completed a comprehensive review of Chapter 71, Title 67 Idaho Code relating to the registration statutes. The review was prompted by the department's Zero-Base Budget exercise and the Idaho Transportation Department system upgrade. Upon completion of the review, it was determined that Idaho Code 67-7119 Cross-Country Skiing Advisory Committees is not needed. Since the inception of the code section, one county chose to establish a committee. The committee was disbanded in 1993. The department is looking to repeal this code section.

FISCAL NOTE

There will be no fiscal impact to the General Fund or any department dedicated funds. Since the early 90's, there have been no committees established and there is no fiscal impact to the counties.

CONTACT

Name: Tamara Humiston  
Agency: Parks and Recreation, Dept. of  
Phone: 514-2450

STATEMENT OF PURPOSE/FISCAL NOTE Bill No.

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 LEGISLATURE OF THE STATE OF IDAHO  
 Sixty-second Legislature First Regular Session - 2013  
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IN THE \_\_\_\_\_

BILL NO. \_\_\_\_\_

BY \_\_\_\_\_

AN ACT

RELATING TO CROSS-COUNTRY SKIING; REPEALING SECTION 67-7119, IDAHO CODE,  
 RELATING TO CROSS-COUNTRY SKIING ADVISORY COMMITTEES.

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

SECTION 1. That Section 67-7119, Idaho Code, be, and the same is hereby  
 repealed.