

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 341

BY TRANSPORTATION AND DEFENSE COMMITTEE

AN ACT

1 RELATING TO TRANSPORTATION AND REGISTRATION FEES; TO PROVIDE A SHORT TI-
2 TLE; AMENDING SECTION 49-106, IDAHO CODE, TO REVISE DEFINITIONS AND
3 TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 49-109, IDAHO CODE,
4 TO REVISE DEFINITIONS; AMENDING SECTION 49-402, IDAHO CODE, TO REVISE
5 CERTAIN VEHICLE REGISTRATION FEES, TO REVISE CERTAIN FEES RELATING TO
6 SCHOOL BUSES, MOTORCYCLES AND MOTOR-DRIVEN CYCLES AND TO MAKE TECHNICAL
7 CORRECTIONS; AMENDING SECTION 49-402A, IDAHO CODE, TO REVISE FEES
8 FOR CERTAIN UTILITY TRAILERS; AMENDING SECTION 49-432, IDAHO CODE, TO
9 REVISE CERTAIN PERMIT FEES RELATING TO TEMPORARY REGISTRATION FOR VEHI-
10 CLES OR COMBINATION OF VEHICLES, TO REVISE A FUEL PERMIT FEE, TO REVISE
11 A CERTAIN UNLADEN WEIGHT PERMIT FEE, TO REVISE FEES RELATING TO CERTAIN
12 PERMITS TO OPERATE CERTAIN VEHICLES IN EXCESS OF A REGISTERED WEIGHT AND
13 TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 49-434, IDAHO CODE, TO
14 REVISE FEES FOR COMMERCIAL VEHICLES, NONCOMMERCIAL VEHICLES AND FARM
15 VEHICLES HAVING A MAXIMUM GROSS WEIGHT NOT IN EXCESS OF SIXTY THOUSAND
16 POUNDS, TO REVISE REGISTRATION FEES FOR CERTAIN TRAILERS, TO REVISE
17 AN ADMINISTRATIVE FEE, TO REVISE FEES FOR COMMERCIAL VEHICLES AND
18 FARM VEHICLES HAVING A GROSS WEIGHT IN EXCESS OF SIXTY THOUSAND POUNDS
19 WHERE THE OWNER IS NOT REGISTERING THE VEHICLE UNDER THE INTERNATIONAL
20 REGISTRATION PLAN, TO REVISE A REGISTRATION FEE FOR CERTAIN VEHICLES
21 TRAVELING FEWER THAN TWO THOUSAND FIVE HUNDRED MILES AND TO MAKE TECH-
22 NICAL CORRECTIONS; AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE
23 ADDITION OF A NEW SECTION 49-457, IDAHO CODE, TO ESTABLISH PROVISIONS
24 RELATING TO AN ELECTRIC VEHICLE FEE AND A HYBRID VEHICLE FEE; AMENDING
25 SECTION 49-1004, IDAHO CODE, TO REVISE FEES RELATING TO PERMITS FOR CER-
26 TAIN OVERWEIGHT OR OVERSIZE LOADS; AND PROVIDING AN EFFECTIVE DATE.
27

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

29 SECTION 1. SHORT TITLE. This act shall be known as the "Safe Roads Act of
30 2013."

31 SECTION 2. That Section 49-106, Idaho Code, be, and the same is hereby
32 amended to read as follows:

33 49-106. DEFINITIONS -- E. (1) "Electric personal assistive mobility
34 device" means a self-balancing two (2) nontandem wheeled device designed to
35 transport only one (1) person, with an electric propulsion system that lim-
36 its the maximum speed of the device to fifteen (15) miles per hour or less.

37 (2) "Electric vehicle" means a vehicle powered only by a form of elec-
38 tricity.

39 (3) "Emergency vehicle." (See "Vehicle," section 49-123, Idaho Code)

40 (~~34~~) "Encumbrance." (See "Lien," section 49-113, Idaho Code)

1 (45) "EPA" means the environmental protection agency of the United
2 States.

3 (56) "Essential parts" means all integral and body parts of a vehicle
4 of a type required to be registered, the removal, alteration or substitution
5 of which would tend to conceal the identity of the vehicle or substantially
6 alter its appearance, model, type or mode of operation.

7 (67) "Established place of business" means a place occupied either con-
8 tinuously or at regular periods by a dealer or manufacturer where his books
9 and records are kept and a large share of his business is transacted.

10 (78) "Excessive noise" or "unusual noise" means any sound made by a
11 passenger motor vehicle or a motorcycle at any time under any condition of
12 grade, speed, acceleration or deceleration, which exceeds ninety-two (92)
13 decibels, or any lower decibel level that is fixed by law or rules adopted by
14 the board of health and welfare, on the "A" scale of a general radio company
15 No. 1551-B sound level meter, or equivalent, stationed at a distance of not
16 less than twenty (20) feet to the side of a vehicle or motorcycle as the vehi-
17 cle or motorcycle passes the soundmeter or is stationed not less than twenty
18 (20) feet from a stationary motor or engine.

19 (89) "Excessive speed" means any speed of fifteen (15) miles per hour
20 or more above the posted speed limit, and is only for purposes of determining
21 disqualification of commercial driving privileges.

22 (910) "Executive head," as used in chapter 20, title 49, Idaho Code,
23 means the governor of the state of Idaho.

24 (~~1011~~) "Explosives" means any chemical compound or mechanical mixture
25 that is commonly used or intended for the purpose of producing an explosion
26 and which contains any oxidizing and combustive units or other ingredients
27 in proportions, quantities or packing that an ignition by fire, by friction,
28 by concussion, by percussion or by detonator of any part of the compound or
29 mixture may cause a sudden generation of highly heated gases with which the
30 resultant gaseous pressures are capable of producing destructive effects on
31 contiguous objects or of destroying life or limb.

32 (~~1112~~) "Extraordinary circumstances" means any situation where an
33 emergency exists or public safety is endangered, or any situation in which a
34 vehicle:

35 (a) Is blocking or impeding traffic; or

36 (b) Is causing a hazard; or

37 (c) Has the potential of impeding any emergency vehicle; or

38 (d) Is impeding any snow removal or other road maintenance operation;

39 or

40 (e) Has been stolen but not yet reported as recovered; or

41 (f) Is not registered, or displays a license plate registration tag
42 which has been expired; or

43 (g) Has been involved in an accident and remains on the highway; or

44 (h) The driver has been arrested.

45 SECTION 3. That Section 49-109, Idaho Code, be, and the same is hereby
46 amended to read as follows:

47 49-109. DEFINITIONS -- H. (1) "Habitual violator" means any person who
48 has a driving record which shows a violation point count of eighteen (18) or

1 more points in any consecutive twenty-four (24) month period; or twenty-four
2 (24) or more points in any consecutive thirty-six (36) month period.

3 (2) "Hazardous material" means any material that has been designated as
4 hazardous under 49 U.S.C. section 5103, and is required to be placarded under
5 subpart F of 49 CFR part 172, or any quantity of material listed as a select
6 agent or toxin under 42 CFR part 73.

7 (3) "Hazardous waste" means a material that is subject to the hazardous
8 waste manifest requirements of the EPA due to the type and quantity of the ma-
9 terial, or which would be subject to these requirements absent an interim au-
10 thorization to the state under title 40, code of federal regulations or which
11 includes, in whole or in part, polychlorinated biphenyls which are regulated
12 by title 40, code of federal regulations, part 761.

13 (4) "Hearing aid dog." (See ~~"Hearing impaired person,"~~ section
14 56-701A, Idaho Code)

15 (5) "Highway" means the entire width between the boundary lines of ev-
16 ery way publicly maintained when any part is open to the use of the public
17 for vehicular travel, with jurisdiction extending to the adjacent property
18 line, including sidewalks, shoulders, berms and rights-of-way not intended
19 for motorized traffic. The term "street" is interchangeable with highway.

20 (a) Arterial. Any highway designated by the local authority as part of
21 a major arterial system of highways within its jurisdiction.

22 (b) Controlled-access. Any highway or roadway in respect to which own-
23 ers or occupants of abutting lands and other persons have no legal right
24 of access to or from the highway except at such points only or in such
25 manner as may be determined by the public authority having jurisdiction
26 over the highway.

27 (c) Through. Any highway or portion of it on which vehicular traffic is
28 given preferential right-of-way, and at the entrances to which vehicu-
29 lar traffic from intersecting highways is required by law to yield the
30 right-of-way to vehicles on the through highway in obedience to a stop
31 sign, yield sign, or other traffic-control device.

32 (6) "Hybrid vehicle" means a motor vehicle with a hybrid propulsion
33 system that operates on both an alternative fuel, including electricity, and
34 a traditional fuel.

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

37 49-402. ANNUAL REGISTRATION.

38 (1) (a) The annual fee for operating each pickup truck, each neigh-
39 borhood electric vehicle and each other motor vehicle having a maximum
40 gross weight not in excess of eight thousand (8,000) pounds and that
41 complies with the federal motor vehicle safety standards as defined in
42 section 49-107, Idaho Code, shall be:

43	Vehicles one (1) and two (2) years old	\$4896.00
44	Vehicles three (3) and four (4) years old	\$3672.00
45	Vehicles five (5) and six (6) years old	\$3672.00
46	Vehicles seven (7) and eight (8) years old	\$2448.00
47	Vehicles over eight (8) years old	\$2448.00

48 (b) There shall be twelve (12) registration periods, starting in Jan-
49 uary for holders of validation registration stickers numbered 1, and

1 proceeding consecutively through December for holders of validation
2 registration stickers numbered 12, each of which shall start on the
3 first day of a calendar month and end on the last day of the twelfth month
4 from the first day of the beginning month. Registration periods shall
5 expire midnight on the last day of the registration period in the year
6 designated by the validation registration sticker. The numeral digit
7 on the validation registration stickers shall, as does the registration
8 card, fix the registration period under the staggered plate system of
9 Idaho for the purpose of reregistration and notice of expiration.

10 (c) A vehicle that has once been registered for any of the above desig-
11 nated periods shall, upon reregistration, be registered for the period
12 bearing the same number, and the registration card shall show and be the
13 exclusive proof of the expiration date of registration and licensing.
14 Vehicles may be initially registered for less than a twelve (12) month
15 period, or for more than a twelve (12) month period, and the fee prorated
16 on a monthly basis if the fractional registration tends to fulfill the
17 purpose of the monthly series registration system.

18 (2) For all school buses operated either by a nonprofit, nonpublic
19 school or operated pursuant to a service contract with a school district for
20 transporting children to or from school or in connection with school ap-
21 proved activities, the annual fee shall be ~~twenty-four~~ forty-eight dollars
22 (\$~~2448~~.00).

23 (3) For all motorcycles and motor-driven cycles which comply with the
24 federal motor vehicle safety standards, operated upon the public highways
25 the annual fee shall be ~~nine~~ twenty-four dollars (\$~~924~~.00).

26 (4) For operation of an all-terrain vehicle, utility type vehicle or
27 motorbike, excluding a motorbike with an engine displacement of fifty (50)
28 cubic centimeters or less, on city, county or highway district roads or
29 highways open to such use, a restricted vehicle license plate fee pursuant
30 to section 49-450, Idaho Code, shall be paid. In addition, the registration
31 fee specified in section 67-7122, Idaho Code, shall be paid as provided in
32 section 67-7122, Idaho Code. The registration and restricted vehicle li-
33 cense plate exemption provided in section 49-426(2), Idaho Code, applies
34 to all-terrain vehicles, utility type vehicles, motorbikes and motorcycles
35 used for the purposes described in subsection (2) of section 49-426, Idaho
36 Code. Nonresidents shall be allowed to purchase a restricted vehicle li-
37 cense plate and sticker for an all-terrain vehicle, utility type vehicle or
38 motorbike.

39 (5) For all motor homes the fee shall be as specified in subsection (1)
40 of this section and shall be in addition to the fees provided for in section
41 49-445, Idaho Code.

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

43 (7) A financial institution or repossession service contracted to
44 a financial institution repossessing vehicles under the terms of a secu-
45 rity agreement shall move the vehicle from the place of repossession to the
46 financial institution's place of business on a repossession plate. The
47 repossession plate shall also be used for demonstrating the vehicle to a
48 prospective purchaser for a period not to exceed ninety-six (96) hours. The
49 registration fees for repossession plates shall be as required in subsection
50 (1) of this section for a vehicle one (1) and two (2) years old. All other

1 fees required under chapter 4, title 49, Idaho Code, shall be in addition to
2 the registration fee. The repossession plate shall be issued on an annual
3 basis by the department.

4 (8) A wrecker or towing business engaged in the process of towing motor-
5 ized vehicles, which have been wrecked, abandoned, salvaged or may be dis-
6 abled, may apply for a wrecker plate to be displayed on those vehicles being
7 towed, provided the power unit is properly registered under this chapter.
8 The registration fees for wrecker plates shall be as required in subsection
9 (1) of this section for a vehicle one (1) and two (2) years old. All other
10 fees required under chapter 4, title 49, Idaho Code, shall be in addition to
11 the registration fee. The wrecker plate shall be issued on an annual basis by
12 the department.

13 (9) In addition to the annual registration fee in this section, there
14 shall be an initial program fee of twenty-five dollars (\$25.00) and an an-
15 nual program fee of fifteen dollars (\$15.00) for all special license plate
16 programs for those license plates issued pursuant to sections 49-404A,
17 49-407, 49-408, 49-409, 49-414, 49-416, 49-418 and 49-418D, Idaho Code.
18 For special plates issued pursuant to sections 49-406 and 49-406A, Idaho
19 Code, there shall be an initial program fee of twenty-five dollars (\$25.00)
20 but there shall be no annual renewal fee. For special plates issued pur-
21 suant to sections 49-415C, 49-415D, 49-415E, 49-416A, 49-416B, 49-416C,
22 49-416D, 49-416E, 49-417, 49-417A, 49-417B, 49-417C, 49-417D, 49-417E,
23 49-418A, 49-418B, 49-418C, 49-418E, 49-419, 49-419A, 49-419B, 49-419C,
24 49-419D, 49-419E, 49-420, 49-420A, 49-420B, 49-420C, 49-420D, 49-420E,
25 49-420G, 49-420H, 49-420I, 49-420J, 49-420K and 49-420L, Idaho Code, and
26 any new special plate program effective on and after January 1, 2013, pur-
27 suant to section 49-402D, Idaho Code, there shall be an initial program fee
28 of thirty-five dollars (\$35.00) and an annual program fee of twenty-five
29 dollars (\$25.00). The fees contained in this subsection shall be applicable
30 to all new special plate programs. The initial program fee and the annual
31 program fee shall be deposited in the state highway account and shall be used
32 to fund the cost of administration of special license plate programs, unless
33 otherwise specified by law.

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

38 (11) In addition to annual registration fees as provided in this sec-
39 tion, registrants may pay a fee to purchase an Idaho state parks passport
40 authorizing resident motor vehicle entry into all Idaho state parks. Reg-
41 istrants may pay the fee for a one (1) year or two (2) year period of time.
42 The fee shall be ten dollars (\$10.00) for one (1) year and twenty dollars
43 (\$20.00) for two (2) years. All fees collected pursuant to this subsection
44 shall be deposited into the park and recreation fund and shall be subject to
45 appropriation. Fees collected pursuant to this subsection shall not be con-
46 sidered a motor vehicle registration fee as provided in section 17, article
47 VII, of the constitution of the state of Idaho.

48 SECTION 5. That Section 49-402A, Idaho Code, be, and the same is hereby
49 amended to read as follows:

1 49-402A. UTILITY TRAILERS -- REGISTRATION, FEES AND TRANSFERS. (1)
2 The department shall register a utility trailer for a period of one (1) year
3 for a fee of ~~five ten~~ dollars (\$~~510~~.00).

4 (2) The department may register a utility trailer for a five (5) year
5 period or for a ten (10) year period, and shall issue a license plate with the
6 year of expiration designated by a validation sticker. Five (5) year regis-
7 trations shall cost ~~twenty forty~~ dollars (\$~~240~~.00) and ten (10) year regis-
8 trations shall cost ~~thirty sixty~~ dollars (\$~~360~~.00).

9 (3) If ownership or interest in the trailer transfers as a result of a
10 sale, neither the registration card nor plate can be transferred to another
11 person. The registration card and plate shall remain in the possession of
12 the transferor and may be transferred to another utility trailer owned by the
13 transferor, and shall be valid until expiration of the original registra-
14 tion.

15 SECTION 6. That Section 49-432, Idaho Code, be, and the same is hereby
16 amended to read as follows:

17 49-432. TEMPORARY REGISTRATION FOR RESIDENTS AND NONRESIDENTS --
18 FEES. (1) When a vehicle or combination of vehicles subject to registration
19 is to be moved upon the public highways in the state of Idaho, the department
20 may issue a permit in lieu of registration for any vehicle or combination of
21 vehicles upon the payment of a fee as set forth in the following schedule:

- 22 (a) One hundred twenty (120) hour permit
- 23 Single vehicle\$~~60.00~~120
- 24 Combination of vehicles, where such combination of vehicles in-
- 25 cludes more than one (1) unregistered vehicle\$~~120.00~~240
- 26 (b) Fuel permit\$~~60.00~~120
- 27 (c) Thirty (30) day unladen weight permit\$~~60.00~~120

28 An owner-operator vehicle moving between lessee fleets where the vehi-
29 cle registration was issued in the name of the former lessee shall be el-
30 igible for a thirty (30) day unladen weight permit for the unladen move-
31 ment from the point of entry into the state to the destination of the new
32 lessee's place of business.

33 If an annual registration is purchased within thirty (30) calendar days of
34 issuance of a permit under paragraph (a) or (c) of this subsection ~~(1)~~, the
35 amount of the permit fee shall be applied to the registration fee. No portion
36 of a permit fee is subject to refund.

37 (2) Permits to operate a vehicle or combination of vehicles in excess
38 of the registered maximum gross vehicle weight up to a maximum of one hundred
39 twenty-nine thousand (129,000) pounds gross vehicle weight shall be:

- 40 (a) One hundred twenty (120) hour permit to increase gross weight
- 41\$~~50.00~~100
- 42 (b) Thirty (30) day permit to increase gross vehicle weight:

1	Maximum Registered	Temporary Permitted					
2	Gross Weight of Vehicle	Maximum Gross Weight					
3	(Pounds)	(Pounds)					
4		80,000	86,000	96,000	106,000	116,000	129,000
5	50,001-60,000	\$225	\$250	\$275	\$300	\$325	\$350
6	<u>Maximum Registered</u>	<u>Temporary Permitted</u>					
7	<u>Gross Weight of Vehicle</u>	<u>Maximum Gross Weight</u>					
8	<u>(Pounds)</u>	<u>(Pounds)</u>					
9		<u>80,000</u>	<u>86,000</u>	<u>96,000</u>	<u>106,000</u>	<u>116,000</u>	<u>129,000</u>
10	<u>50,001-60,000</u>	<u>\$450</u>	<u>\$500</u>	<u>\$550</u>	<u>\$600</u>	<u>\$650</u>	<u>\$700</u>

11 The permit issued pursuant to this subsection ~~(2)~~ shall be specific to the
12 motor vehicle to which it is issued. No permit or fee shall be transferable
13 or apportionable to any other vehicle, nor shall any such fee be refundable.
14 At the time of purchasing a permit, the applicant may purchase additional
15 permits in any combination which does not exceed a maximum of ninety (90)
16 days.

17 (3) Permits issued pursuant to subsection (1) or (2) of this section
18 shall be limited to three (3) per vehicle in a calendar year except for those
19 permits provided for in subsection (1) (b) and (c) of this section. The pro-
20 visions of this subsection ~~(3)~~ with respect to limiting the number of permits
21 issued shall not apply to transporters and wreckers as defined in sections
22 49-121 and 49-124, Idaho Code, or to laden dealer and manufacturer plates as
23 provided for in sections 49-411(4) and 49-1627(5), Idaho Code.

24 (4) A temporary permit shall be in a form, and issued under rules
25 adopted by the board, and shall be displayed at all times while the vehicle is
26 being operated on the highways by posting the permit upon the windshield of
27 each vehicle or in another prominent place, where it may be readily legible.

28 (5) Any permit issued pursuant to subsection (2) of this section shall
29 be purchased prior to movement of the vehicle on a highway, and such permit
30 shall be in addition to and available only to a vehicle which is currently
31 and validly registered in Idaho pursuant to section 49-432(1), 49-434(1),
32 49-434(8) (c) or 49-435, Idaho Code.

33 (6) The department may select vendors to serve as agents on state high-
34 ways for the purpose of selling permits where fixed ports of entry do not ad-
35 equately serve a respective highway entering the state. The vendor shall
36 be remunerated at the rate of three dollars (\$3.00) per permit sold, and he
37 shall collect the fees specified in this section and pay the fees to the de-
38 partment. The vendor shall guarantee payment by giving a bond to the state in
39 a sum as shall be fixed by the board, the premium on the bond to be paid by the
40 department.

41 SECTION 7. That Section 49-434, Idaho Code, be, and the same is hereby
42 amended to read as follows:

1 49-434. OPERATING FEES. (1) There shall be paid on all commercial ve-
 2 hicles, noncommercial vehicles, and on all farm vehicles having a maximum
 3 gross weight not in excess of sixty thousand (60,000) pounds, an annual reg-
 4 istration fee in accordance with the following schedule.

5 <u>Unladen Weight for Wreckers</u> 6 <u>Maximum Gross Weight</u> 7 <u>For Other Vehicles (Pounds)</u>	8 <u>Annual Registration Fee</u>	
	9 <u>Noncommercial and</u> 10 <u>Farm Vehicles</u>	11 <u>Commercial</u> 12 <u>Vehicles</u> 13 <u>and Wreckers</u>
14 8,001-16,000 inc.	\$ 48.00	\$ 48.00
16,001-26,000 inc.	61.08	143.40
26,001-30,000 inc.	91.68	223.80
30,001-40,000 inc.	130.08	291.60
40,001-50,000 inc.	188.28	360.00
50,001-60,000 inc.	311.88	515.40

15 <u>Unladen Weight for Wreckers</u> 16 <u>Maximum Gross Weight</u> 17 <u>For Other Vehicles (Pounds)</u>	18 <u>Annual Registration Fee</u>	
	19 <u>Noncommercial and</u> 20 <u>Farm Vehicles</u>	21 <u>Commercial</u> 22 <u>Vehicles</u> 23 <u>and Wreckers</u>
24 <u>8,001-16,000 inc.</u>	<u>\$ 96.00</u>	<u>\$ 96.00</u>
<u>16,001-26,000 inc.</u>	<u>122.16</u>	<u>286.80</u>
<u>26,001-30,000 inc.</u>	<u>183.36</u>	<u>447.60</u>
<u>30,001-40,000 inc.</u>	<u>260.16</u>	<u>583.20</u>
<u>40,001-50,000 inc.</u>	<u>376.56</u>	<u>720.00</u>
<u>50,001-60,000 inc.</u>	<u>623.76</u>	<u>1,030.80</u>

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

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

30 (a) Trailer or semitrailer in a combination of vehicles\$1530.00

31 (b) Rental utility trailer with a gross weight of two thousand (2,000)
 32 pounds or less\$816.00

33 (c) Rental utility trailer with a gross weight over two thousand
 34 (2,000) pounds\$1530.00

35 (4) As an option to the trailer and semitrailer and rental utility
 36 trailer annual registrations issued pursuant to subsection (3) of this
 37 section, the department may provide a nonexpiring plate and registration
 38 for trailers and semitrailers, and an optional, extended registration for
 39 rental utility trailers.

40 (a) For trailers and semitrailers, the nonexpiring registration fee
 41 shall be one hundred five dollars (\$105). The license plate shall re-
 42 main on the trailer or semitrailer until the registration is canceled
 43 or revoked. No part of the fee is subject to refund. However, the reg-
 44 istrant may transfer the nonexpiring plate and registration to another

1 trailer or semitrailer titled to the registrant if the original regis-
2 tration date is prior to July 1, 2009. The registration document shall
3 be the official record of the status of the nonexpiring registration and
4 no registration fee shall be required after the initial registration is
5 paid. No validation sticker shall be required or issued for such nonex-
6 piring license plate.

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

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

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

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

44 (6) If the ownership of a vehicle changes during the registration pe-
45 riod, the original owner may transfer the plate to another vehicle. The re-
46 maining fee shall be credited against the cost of the new registration. Re-
47 funds may be given for any unexpired portion of the vehicle registration fee
48 if the plate is not transferred by the owner to another vehicle. Any request
49 for refund shall include surrender of the license plate, validation sticker
50 and registration document. Owners of vehicles registered under the inter-

1 national registration plan may request a refund of the unexpired portion of
2 the Idaho vehicle registration fee by presenting evidence from the base ju-
3 risdiction that the license plate, validation sticker and registration doc-
4 ument have been surrendered. A license plate shall not be transferred to an-
5 other owner when the ownership of a vehicle changes. The owner shall obtain a
6 replacement plate, validation sticker if required, and a registration docu-
7 ment when a plate is lost, destroyed or becomes illegible.

8 (7) An administrative fee of ~~four~~ eight dollars (\$48.00) shall be paid
9 and deposited to the state highway account on all registrations completed by
10 the department under subsection (1) or (8) (a) of this section. Vehicles reg-
11 istered under subsection (8) (b) of this section shall pay the fee provided in
12 section 49-435(2), Idaho Code.

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

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

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

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

1	2	3	Maximum Gross		Total Miles Driven					
			Weight of Vehicle							
4	5	6	7	8	9	10	11	12	13	14
		(Pounds)								
			1 to	7,501 to	20,001 to	35,001 to	Over			
			7,500	20,000	35,000	50,000	50,000			
		60,001-62,000	\$223	\$511	\$789	\$1,068	\$1,560			
		62,001-64,000	\$251	\$576	\$890	\$1,205	\$1,760			
		64,001-66,000	\$280	\$642	\$992	\$1,342	\$1,960			
		66,001-68,000	\$309	\$707	\$1,093	\$1,479	\$2,160			
		68,001-70,000	\$337	\$773	\$1,194	\$1,615	\$2,360			
		70,001-72,000	\$366	\$838	\$1,295	\$1,752	\$2,560			
		72,001-74,000	\$394	\$904	\$1,396	\$1,889	\$2,760			
		74,001-76,000	\$423	\$969	\$1,498	\$2,026	\$2,960			
		76,001-78,000	\$451	\$1,035	\$1,599	\$2,163	\$3,160			
		78,001-80,000	\$480	\$1,100	\$1,700	\$2,300	\$3,360			
		80,001-82,000	\$494	\$1,133	\$1,751	\$2,368	\$3,460			
		82,001-84,000	\$509	\$1,165	\$1,801	\$2,437	\$3,560			
		84,001-86,000	\$523	\$1,198	\$1,852	\$2,505	\$3,660			
		86,001-88,000	\$537	\$1,231	\$1,902	\$2,574	\$3,760			
		88,001-90,000	\$551	\$1,264	\$1,953	\$2,642	\$3,860			
		90,001-92,000	\$566	\$1,296	\$2,004	\$2,711	\$3,960			
		92,001-94,000	\$580	\$1,329	\$2,054	\$2,779	\$4,060			
		94,001-96,000	\$594	\$1,362	\$2,105	\$2,848	\$4,160			
		96,001-98,000	\$609	\$1,395	\$2,155	\$2,916	\$4,260			
		98,001-100,000	\$623	\$1,427	\$2,206	\$2,985	\$4,360			
		100,001-102,000	\$637	\$1,460	\$2,257	\$3,053	\$4,460			
		102,001-104,000	\$651	\$1,493	\$2,307	\$3,121	\$4,560			
		104,001-106,000	\$666	\$1,526	\$2,358	\$3,190	\$4,660			
		106,001-108,000	\$680	\$1,558	\$2,408	\$3,258	\$4,760			
		108,001-110,000	\$694	\$1,591	\$2,459	\$3,327	\$4,860			
		110,001-112,000	\$709	\$1,624	\$2,510	\$3,395	\$4,960			
		112,001-114,000	\$723	\$1,657	\$2,560	\$3,464	\$5,060			
		114,001-116,000	\$737	\$1,689	\$2,611	\$3,532	\$5,160			
		116,001-118,000	\$751	\$1,722	\$2,661	\$3,601	\$5,260			
		118,001-120,000	\$766	\$1,755	\$2,712	\$3,669	\$5,360			
		120,001-122,000	\$780	\$1,788	\$2,763	\$3,738	\$5,460			
		122,001-124,000	\$794	\$1,820	\$2,813	\$3,806	\$5,560			
		124,001-126,000	\$809	\$1,853	\$2,864	\$3,874	\$5,660			

1	<u>126,001-128,000</u>	\$823	\$1,886	\$2,914	\$3,943	\$5,760
2	<u>128,001-129,000</u>	\$837	\$1,918	\$2,965	\$4,011	\$5,860
3	<u>Maximum Gross</u>					
4	<u>Weight of Vehicle</u>					
5	<u>(Pounds)</u>			<u>Total Miles Driven</u>		
6		<u>1 to</u>	<u>7,501 to</u>	<u>20,001 to</u>	<u>35,001 to</u>	<u>Over</u>
7		<u>7,500</u>	<u>20,000</u>	<u>35,000</u>	<u>50,000</u>	<u>50,000</u>
8	<u>60,001-62,000</u>	\$245	\$562	\$868	\$1,175	\$1,716
9	<u>62,001-64,000</u>	\$276	\$634	\$979	\$1,326	\$1,936
10	<u>64,001-66,000</u>	\$308	\$706	\$1,091	\$1,476	\$2,156
11	<u>66,001-68,000</u>	\$340	\$778	\$1,202	\$1,627	\$2,376
12	<u>68,001-70,000</u>	\$371	\$850	\$1,313	\$1,777	\$2,596
13	<u>70,001-72,000</u>	\$403	\$922	\$1,425	\$1,927	\$2,816
14	<u>72,001-74,000</u>	\$433	\$994	\$1,536	\$2,078	\$3,036
15	<u>74,001-76,000</u>	\$465	\$1,066	\$1,648	\$2,229	\$3,256
16	<u>76,001-78,000</u>	\$496	\$1,139	\$1,759	\$2,379	\$3,476
17	<u>78,001-80,000</u>	\$528	\$1,210	\$1,870	\$2,530	\$3,696
18	<u>80,001-82,000</u>	\$543	\$1,246	\$1,926	\$2,605	\$3,806
19	<u>82,001-84,000</u>	\$560	\$1,282	\$1,981	\$2,681	\$3,916
20	<u>84,001-86,000</u>	\$575	\$1,318	\$2,037	\$2,756	\$4,026
21	<u>86,001-88,000</u>	\$591	\$1,354	\$2,092	\$2,831	\$4,136
22	<u>88,001-90,000</u>	\$606	\$1,390	\$2,148	\$2,906	\$4,246
23	<u>90,001-92,000</u>	\$623	\$1,426	\$2,204	\$2,982	\$4,356
24	<u>92,001-94,000</u>	\$638	\$1,462	\$2,259	\$3,057	\$4,466
25	<u>94,001-96,000</u>	\$653	\$1,498	\$2,316	\$3,133	\$4,576
26	<u>96,001-98,000</u>	\$670	\$1,535	\$2,371	\$3,208	\$4,686
27	<u>98,001-100,000</u>	\$685	\$1,570	\$2,427	\$3,284	\$4,796
28	<u>100,001-102,000</u>	\$701	\$1,606	\$2,483	\$3,358	\$4,906
29	<u>102,001-104,000</u>	\$716	\$1,642	\$2,538	\$3,433	\$5,016
30	<u>104,001-106,000</u>	\$733	\$1,679	\$2,594	\$3,509	\$5,126
31	<u>106,001-108,000</u>	\$748	\$1,714	\$2,649	\$3,584	\$5,236
32	<u>108,001-110,000</u>	\$763	\$1,750	\$2,705	\$3,660	\$5,346
33	<u>110,001-112,000</u>	\$780	\$1,786	\$2,761	\$3,735	\$5,456
34	<u>112,001-114,000</u>	\$795	\$1,823	\$2,816	\$3,810	\$5,566
35	<u>114,001-116,000</u>	\$811	\$1,858	\$2,872	\$3,885	\$5,676

	<u>Maximum Gross</u>		<u>Total Miles Driven</u>			
	<u>Weight of Vehicle</u>					
	<u>(Pounds)</u>					
	<u>1 to</u>	<u>7,501 to</u>	<u>20,001 to</u>	<u>35,001 to</u>	<u>Over</u>	
	<u>7,500</u>	<u>20,000</u>	<u>35,000</u>	<u>50,000</u>	<u>50,000</u>	
6	<u>116,001-118,000</u>	<u>\$826</u>	<u>\$1,894</u>	<u>\$2,927</u>	<u>\$3,961</u>	<u>\$5,786</u>
7	<u>118,001-120,000</u>	<u>\$843</u>	<u>\$1,931</u>	<u>\$2,983</u>	<u>\$4,036</u>	<u>\$5,896</u>
8	<u>120,001-122,000</u>	<u>\$858</u>	<u>\$1,967</u>	<u>\$3,039</u>	<u>\$4,112</u>	<u>\$6,006</u>
9	<u>122,001-124,000</u>	<u>\$873</u>	<u>\$2,002</u>	<u>\$3,094</u>	<u>\$4,187</u>	<u>\$6,116</u>
10	<u>124,001-126,000</u>	<u>\$890</u>	<u>\$2,038</u>	<u>\$3,150</u>	<u>\$4,261</u>	<u>\$6,226</u>
11	<u>126,001-128,000</u>	<u>\$905</u>	<u>\$2,075</u>	<u>\$3,205</u>	<u>\$4,337</u>	<u>\$6,336</u>
12	<u>128,001-129,000</u>	<u>\$921</u>	<u>\$2,110</u>	<u>\$3,262</u>	<u>\$4,412</u>	<u>\$6,446</u>

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

(e) Any commercial or farm vehicle registered for more than sixty thousand (60,000) pounds up to one hundred six thousand (106,000) pounds traveling fewer than two thousand five hundred (2,500) miles annually on roads and highways in the state, county, city and highway district systems in Idaho shall pay an annual registration fee of ~~two hundred fifty-five~~ hundred ten dollars (\$~~255~~510). The provisions of section 49-437(2), Idaho Code, shall not apply to vehicles registered under this subsection (8) (e).

(9) (a) During the first registration year that the fee schedule in subsection (8) (c) of this section is in use, an owner shall use the mileage data from the records used to report the mileage use fee in the immediately preceding year as the basis for determining the appropriate registration fee schedule.

(b) Any owner who registers a motor vehicle for the first time and who has no mileage history for the vehicle shall estimate the miles to determine the appropriate fee schedule in subsection (8) (c) of this section. When estimating the miles, the owner shall provide a statement on the application of the method used to arrive at the estimated miles.

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

(10) An owner registering under subsection (8) (a) or (8) (c) of this section may elect to pay the full annual registration fee at the time of regis-

1 tration or renewal of registration, or an owner may pay at least one-quarter
2 (1/4) of the annual registration fee due. The remainder of the annual Idaho
3 registration fee shall be paid in three (3) equal installments on dates as
4 billed by the department.

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

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

20 SECTION 8. That Chapter 4, Title 49, Idaho Code, be, and the same is
21 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
22 ignated as Section 49-457, Idaho Code, and to read as follows:

23 49-457. ELECTRIC VEHICLE FEE -- HYBRID VEHICLE FEE. (1) An electric
24 vehicle fee of one hundred forty dollars (\$140) shall be collected in addi-
25 tion to all other registration fees assessed pursuant to this chapter on each
26 electric vehicle registered.

27 (2) An electric vehicle fee of seventy-five dollars (\$75.00) shall be
28 collected in addition to all other registration fees assessed pursuant to
29 this chapter on each hybrid vehicle registered.

30 (3) All fees provided for in this section shall be deposited to the
31 highway distribution account as established in section 40-701, Idaho Code,
32 and shall be apportioned as provided for in that section.

33 SECTION 9. That Section 49-1004, Idaho Code, be, and the same is hereby
34 amended to read as follows:

35 49-1004. PERMITS FOR OVERWEIGHT OR OVERSIZE LOADS -- SPECIAL PILOT
36 PROJECT ROUTES AND ANNUAL PERMITS. (1) Upon application in writing to the
37 board or other proper authorities in charge of, or having jurisdiction over
38 a highway, the board or authorities may in their discretion issue a special
39 permit to the owner or operator of any vehicle allowing vehicles or loads
40 having a greater weight or size than permitted by law to be moved or carried
41 over and on the highways and bridges.

42 (a) Special permits shall be in writing and may limit the time of use
43 and operation over the particular highways and bridges which may be tra-
44 versed and may contain any special conditions and require any undertak-
45 ing or other security as the board or other proper authority shall deem
46 to be necessary to protect the highways and bridges from injury, or pro-

1 vide indemnity for any injury to highways and bridges or to persons or
2 property resulting from such operation.

3 (b) The owner or operator of an overweight or oversize vehicle shall ob-
4 tain a permit, or shall establish intent to obtain a permit by contact-
5 ing a permit office and receiving a permit number before moving the ve-
6 hicle on the highways.

7 (c) All special permits or evidence of intent to obtain a permit, shall
8 be carried in the vehicles to which they refer and shall upon demand be
9 delivered for inspection to any peace officer, authorized agent of the
10 board or any officer or employee charged with the care or protection of
11 the highways.

12 (2) Nonreducible vehicles or combinations of vehicles hauling nonre-
13 ducible loads at weights in excess of those set forth in section 49-1001,
14 Idaho Code, shall pay fees as set forth in this subsection (2). Such fees are
15 based on the number of axles on the vehicle or combination of vehicles and the
16 total gross weight.

	Column 1	Column 2
	Gross weight of vehicle	Gross weight of vehicle
Number of axles	and load in pounds	and load in pounds
2	40,001	-
3	54,001	-
4	68,001	-
5	80,001	131,001
6	97,001	148,001
7	114,001	165,001

26 (a) To determine the maximum allowable permit fee for vehicles with
27 more than seven (7) axles, the table can be extended by adding seventeen
28 thousand (17,000) pounds to the last listed weight in both columns 1 and
29 2 for each added axle.

30 (b) Permit fees for column 1 shall start at ~~four~~ eight cents (48¢) per
31 mile and increase ~~four~~ eight cents (48¢) per mile for each additional
32 two thousand (2,000) pound increment up to the weight indicated in
33 column 2. Permit fees for column 2 shall start at ~~one~~ two dollars and
34 ~~two~~ four cents (\$1.022.04) per mile and increase ~~seven~~ fourteen cents
35 (714¢) per mile for each additional two thousand (2,000) pound incre-
36 ment.

37 (c) Vehicles operating at weights less than the starting weights per
38 axle configuration listed in column 1 shall be charged ~~four~~ eight cents
39 (48¢) per mile.

40 (d) For vehicles operating with axles wider than eight (8) feet six (6)
41 inches or axles with more than four (4) tires per axle, the fee may be
42 reduced by the board or other proper authority having jurisdiction over
43 a highway.

44 (3) It shall be unlawful for any person to violate, or to cause or permit
45 to be violated, the limitations or conditions of special permits and any vio-

1 lation shall be deemed for all purposes to be a violation of the provisions of
2 this chapter.

3 (4) An annual special pilot project route permit authorizing travel on
4 pilot project routes shall be issued by the board or may, in its discretion,
5 be issued by a local public highway agency for operation of vehicles with a
6 legal maximum gross weight of at least one hundred five thousand five hun-
7 dred one (105,501) pounds but not exceeding one hundred twenty-nine thousand
8 (129,000) pounds. Such pilot project routes on nonstate and noninterstate
9 highways shall be determined by the local highway agency for those roads un-
10 der its jurisdiction. No local public highway agency shall approve a pilot
11 project route which provides a thoroughfare for interstate carriers to pass
12 through the state. State pilot project routes designated by the legislature
13 and identified on a map entitled "Designated Pilot Project Routes" are:

14 (a) US-20 Montana border to its junction with SH-33; SH-33 to its junc-
15 tion with US-20; US-20 to its junction with US-93; US-93 to its junc-
16 tion with SH-25; SH-25 to its junction with SH-50; SH-50 to its junction
17 with US-30; US-30 to its junction with SH-74; SH-74 to its junction with
18 US-93; US-93 to the Nevada border.

19 (b) US-91 from its junction with SH-34 to the Utah border.

20 (c) US-30 from its junction with I-15 to the Wyoming border.

21 (d) US-95 south from milepost 66 (Fruitland) to its junction with
22 SH-55.

23 (e) SH-19 from its junction with US-95 (Wilder) to its junction with
24 I-84B (Caldwell).

25 (f) SH-78 from its junction with SH-55 (Marsing) to its junction with
26 SH-51; SH-51 to its junction with SH-78; SH-78 to its junction with
27 I-84B (Hammett).

28 (g) SH-67 from its junction with SH-51 (Mountain Home) to its junction
29 with SH-78 (Grandview).

30 (h) SH-55 from intersection with Farmway Road to junction with US-95.

31 (i) SH-25 from its junction with SH-24 to its junction with SH-27
32 (Paul).

33 (j) SH-25 from its junction with US-93 to milepost 27 (Hazelton).

34 (k) SH-24 from intersection with US-93 to its intersection with SH-25.

35 (l) US-20 from its intersection with New Sweden Road to its junction
36 with SH-22/33.

37 (m) SH-34 from milepost 78 to the junction with US-91.

38 (n) US-26 from its junction with US-91 north to its intersection with
39 Gallatin/West 23rd Street in Idaho Falls.

40 (o) US-91 from the intersection with Canyon Road to the junction with
41 US-26.

42 (p) SH-22 from its junction with I-15 northbound ramps (Dubois) to its
43 junction with SH-33.

44 (q) SH-45 from its junction with SH-78 to its junction with I-84 busi-
45 ness loop; I-84 business loop to its junction with exit 35 (Nampa Boule-
46 vard/Northside Boulevard).

47 (r) SH-87 from Montana border to junction with US-20.

48 (s) SH-33 from its junction with SH-31 (Victor) to its junction with
49 SH-33 spur; SH-33 spur to its junction with US-20.

50 (t) SH-28 from junction with SH-22 to junction with SH-33.

- 1 (u) SH-38 from milepost 0.689 to milepost 1.318 at Malad.
2 (v) SH-27 from its junction with SH-25 (Paul) to its junction with I-84B
3 (Burley); I-84B to its junction with SH-27; SH-27 to milepost 0 (Oak-
4 ley).
5 (w) SH-81 from its junction with SH-77 (Malta) to its junction with
6 US-30 (Burley).
7 (x) US-30 from junction with SH-81 at Burley to junction with SH-50 at
8 Kimberly.
9 (y) US-93 spur from junction with US-30 to junction with US-93 at Twin
10 Falls.
11 (z) US-93 from junction with US-93 spur to junction with US-30 at Twin
12 Falls.
13 (aa) US-30 from junction with SH-74 at Twin Falls to junction with I-84
14 business loop at Bliss.
15 (bb) US-26 from its junction with SH-75 (Shoshone) to its junction with
16 I-84 exit 141 westbound ramps (Bliss); I-84 business loop from its
17 junction with I-84 exit 141 westbound ramps to its junction with US-30
18 (Bliss).
19 (cc) SH-46 spur from its junction with SH-46 (Wendell) to its junction
20 with I-84 exit 155 eastbound ramps.
21 (dd) SH-46 from its junction with US-20 to its junction with I-84 exit
22 157 eastbound ramps (Wendell).
23 (ee) US-20 from junction with US-93 at Carey to junction with I-84 busi-
24 ness loop at interchange 95; I-84 business loop from interchange 95 to
25 junction with SH-51; SH-51 to junction with SH-67.
26 (ff) SH-51 from junction with SH-67 to junction with SH-78.
27 (gg) SH-44 from its junction with SH-55 (Eagle) to its junction with
28 I-84 exit 25 eastbound ramps.
29 (hh) US-20/26 from its junction with US-95 (Parma) to its junction with
30 I-84 exit 26 westbound ramps.
31 (ii) US-20 from junction with US-33 at Sugar City south to junction with
32 US-20 business loop/Holmes Avenue; US-20 business loop/Holmes Avenue
33 south to junction with US-26/Yellowstone; US-26 from intersection with
34 US-20 business loop/Holmes Avenue south to Gallatin.

35 Additions or deletions to the approved state pilot project routes specified
36 in this subsection (4) shall be made only with the approval of the state leg-
37 islature.

38 (5) An annual administrative permit fee for operating on pilot project
39 routes at the weights specified in subsection (4) of this section shall be
40 set by the board for travel on state pilot project routes and by the local
41 public highway agency for travel on routes under its jurisdiction, but not to
42 exceed a maximum of fifty dollars (\$50.00) per vehicle. The annual adminis-
43 trative permit fee shall cover administrative costs. Local public highway
44 agencies are authorized to issue special pilot project permits and such
45 permits shall be in writing. Administrative permit fees for permits issued
46 by a local public highway agency shall be retained by the local public high-
47 way agency to cover administrative costs, and administrative permit fees
48 for permits issued by the department shall be retained by the department to
49 cover administrative costs. In addition to the annual administrative permit
50 fee and the appropriate registration fee for weights up to one hundred five

1 thousand five hundred (105,500) pounds, the appropriate vehicle registra-
2 tion fees for weights over one hundred five thousand five hundred (105,500)
3 pounds shall be calculated and collected in accordance with the fee sched-
4 ules set forth in section 49-432 or 49-434, Idaho Code.

5 (6) (a) In any action or proceeding brought for the purpose of setting
6 aside a special permit issued pursuant to this section, in which any
7 party seeks a stay or seeks a temporary restraining order or preliminary
8 injunction against the department, other appropriate authority, the
9 state of Idaho or any party requesting the permit, the court may require
10 bond as provided in rule 65(c) of the Idaho rules of civil procedure,
11 in an amount not to exceed ten percent (10%) of the shipper's or trans-
12 porter's insured value of the product or material to be transported
13 under the provisions of the permit. If any attorney's fees and/or costs
14 are awarded to the department or other state actor, such bond may be used
15 to satisfy that award and all awarded amounts shall be paid to the state
16 highway account established in section 40-702, Idaho Code.

17 (b) Where there is a final judgment in an action or proceeding brought
18 for the purpose of setting aside a special permit issued pursuant to
19 this section against the party or parties who brought such action or
20 proceeding, the court may determine the actual damages resulting from
21 the action or proceeding caused to the department or other state actor
22 and may award up to that amount to the party or parties.

23 SECTION 10. The provisions of this act shall be in full force and effect
24 on and after January 1, 2014.