

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 624

BY REVENUE AND TAXATION COMMITTEE

AN ACT

1 RELATING TO HIGHWAY FUNDING; AMENDING SECTION 40-701, IDAHO CODE, TO REVISE
2 APPORTIONMENT PROVISIONS REGARDING THE HIGHWAY DISTRIBUTION ACCOUNT;
3 AMENDING SECTION 49-457, IDAHO CODE, TO PROVIDE AN EXCEPTION REGARDING
4 FEES FOR ELECTRIC VEHICLES, TO REMOVE FEE PROVISIONS REGARDING HYBRID
5 VEHICLES AND TO REMOVE A DEFINITION; AND PROVIDING SEVERABILITY.
6

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

8 SECTION 1. That Section 40-701, Idaho Code, be, and the same is hereby
9 amended to read as follows:

10 40-701. HIGHWAY DISTRIBUTION ACCOUNT -- APPORTIONMENT. (1) There is
11 established in the state treasury an account known as the "Highway Distribu-
12 tion Account," to which shall be credited:

13 (a) Moneys as provided by sections 63-2412(1)(f)4. and 63-2418(4),
14 Idaho Code;

15 (b) All moneys collected by the department, their agents and vendors,
16 and county assessors and sheriffs, under the provisions of title 49,
17 Idaho Code, except as otherwise specifically provided for; and

18 (c) All other moneys as may be provided by law.

19 (2) The highway distribution account shall be apportioned as follows:

20 (a) Thirty-eight percent (38%) in fiscal year 2017, thirty-eight and
21 one-half percent (38.5%) in fiscal year 2018, thirty-nine percent (39%)
22 in fiscal year 2019, thirty-nine and one-half percent (39.5%) in fis-
23 cal year 2020, forty percent (40%) in fiscal year 2021, and forty and
24 one-half percent (40.5%) thereafter to local units of government as
25 provided in section 40-709, Idaho Code;

26 (b) Fifty-seven percent (57%) in fiscal year 2017, fifty-seven and
27 one-half percent (57.5%) in fiscal year 2018, fifty-eight percent (58%)
28 in fiscal year 2019, fifty-eight and one-half percent (58.5%) in fiscal
29 year 2020, fifty-nine percent (59%) in fiscal year 2021, and fifty-nine
30 and one-half percent (59.5%) thereafter to the state highway account
31 established in section 40-702, Idaho Code; and

32 (c) Five percent (5%) in fiscal year 2017, four percent (4%) in fiscal
33 year 2018, three percent (3%) in fiscal year 2019, two percent (2%) in
34 fiscal year 2020, and one percent (1%) in fiscal year 2021, to the law
35 enforcement account, established in section 67-2914, Idaho Code. The
36 state controller shall cause the remittance of the moneys apportioned
37 to local units of government not later than January 25, April 25, July
38 25 and October 25 of each year, and to the state highway account and the
39 law enforcement account as the moneys become available to the highway
40 distribution account.

41 (3) All new revenues generated by increases in registration fees and
42 fees on electric and hybrid vehicles pursuant to the provisions of House Bill

1 No. 312, as amended in the Senate, as amended in the Senate, during the first
2 regular session of the sixty-third Idaho legislature, shall be apportioned
3 as follows:

4 (a) Forty percent (40%) to local units of government as provided in sec-
5 tion 40-709, Idaho Code; and

6 (b) Sixty percent (60%) to the state highway account established in
7 section 40-702, Idaho Code.

8 (4) Interest earned on the investment of idle moneys in the highway dis-
9 tribution account shall be paid to the highway distribution account.

10 (5) All idle moneys in the dedicated highway trust or asset accounts or
11 subaccounts established from highway user revenues, reimbursements, fees or
12 permits shall be invested by the state treasurer in the same manner as pro-
13 vided under section 67-1210, Idaho Code, with respect to other surplus or
14 idle moneys in the state treasury. Interest earned on the investments shall
15 be returned to the various highway trust or asset accounts and subaccounts.

16 SECTION 2. That Section 49-457, Idaho Code, be, and the same is hereby
17 amended to read as follows:

18 49-457. ELECTRIC VEHICLE FEE ~~--- HYBRID VEHICLE FEE~~. (1) An electric
19 vehicle fee of one hundred forty dollars (\$140) shall be collected in addi-
20 tion to all other registration fees assessed pursuant to this chapter on each
21 electric vehicle registered. Provided however, the provisions of this sub-
22 section shall not apply to neighborhood electric vehicles as defined in sec-
23 tions 49-115 and 49-123, Idaho Code.

24 (2) ~~A hybrid vehicle fee of seventy-five dollars (\$75.00) shall be col-~~
25 ~~lected in addition to all other registration fees assessed pursuant to this~~
26 ~~chapter on each hybrid vehicle registered.~~

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

30 (43) For purposes of this chapter, "electric vehicle" means a vehicle
31 powered only by a form of electricity and ~~"hybrid vehicle" means a motor ve-~~
32 ~~hicle with a hybrid propulsion system that operates on both an alternative~~
33 ~~fuel, including electricity, and traditional fuel.~~

34 SECTION 3. SEVERABILITY. The provisions of this act are hereby declared
35 to be severable and if any provision of this act or the application of such
36 provision to any person or circumstance is declared invalid for any reason,
37 such declaration shall not affect the validity of the remaining portions of
38 this act.