

IN THE SENATE

SENATE BILL NO. 1264

BY TRANSPORTATION COMMITTEE

AN ACT

1 RELATING TO MOTOR VEHICLES; AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY
2 THE ADDITION OF A NEW SECTION 49-458, IDAHO CODE, TO PROVIDE THAT FOR-
3 MER MILITARY VEHICLES THAT DO NOT MEET FEDERAL MOTOR VEHICLE SAFETY
4 STANDARDS MAY BE REGISTERED UNDER CERTAIN CIRCUMSTANCES AND TO DE-
5 FINE TERMS; AMENDING SECTION 49-501, IDAHO CODE, TO REVISE PROVISIONS
6 REGARDING TITLING REQUIREMENTS AND EXEMPTIONS; AND DECLARING AN EMER-
7 GENCY.
8

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

10 SECTION 1. That Chapter 4, Title 49, Idaho Code, be, and the same is
11 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
12 ignated as Section 49-458, Idaho Code, and to read as follows:

13 49-458. REGISTRATION OF FORMER MILITARY VEHICLES THAT DO NOT MEET FED-
14 ERAL MOTOR VEHICLE SAFETY STANDARDS. (1) Notwithstanding any other provi-
15 sion of law, a former military vehicle may be registered for fire suppres-
16 sion or related purposes if the vehicle is acquired by the Idaho department
17 of lands for transfer to a qualified entity. Registration for such vehicle
18 shall automatically expire upon transfer by the qualified entity to any per-
19 son or entity that is not a qualified entity.

20 (2) For purposes of this section:

21 (a) "Former military vehicle" means a vehicle built for the United
22 States armed forces that does not meet federal motor vehicle safety
23 standards and that is no longer owned by the United States government;
24 and

25 (b) "Qualified entity" means:

26 (i) The state;

27 (ii) A political subdivision of the state;

28 (iii) A nonprofit subscription fire protection unit registered
29 with the state; or

30 (iv) An organization with which the Idaho department of lands has
31 a written agreement to participate in programs involving the own-
32 ership and use of former military vehicles.

33 SECTION 2. That Section 49-501, Idaho Code, be, and the same is hereby
34 amended to read as follows:

35 49-501. TITLING REQUIREMENTS -- EXEMPTIONS. (1) The provisions of
36 this chapter shall apply to every vehicle required to be registered with the
37 department in chapter 4, title 49, Idaho Code.

38 (2) In addition, the titling requirements of this chapter shall apply
39 to the following vehicles ~~which that~~ are not required to be registered under
40 the 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;

6 (c) Recreational vehicles that conformed with the definition of a park
7 model recreational vehicle in section 49-117, Idaho Code, when new,
8 that are not registered; and

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

17 (3) Certain vehicles ~~which that~~ are required to be registered under the
18 provisions of chapter 4, title 49, Idaho Code, shall be exempt from the ti-
19 tling requirements of this chapter as follows:

20 (a) Utility trailers ~~whose~~ with unladen weight ~~is of~~ less than two thou-
21 sand (2,000) pounds; and

22 (b) Former military vehicles registered pursuant to the provisions of
23 section 49-458, Idaho Code.

24 (4) The board may, by rule, exempt vehicles and motor vehicles regis-
25 tered under the provisions of sections 49-434 and 49-435, Idaho Code, from
26 the titling requirements of this chapter.

27 (45) Vehicles exempt from registration under the provisions of section
28 49-426, Idaho Code, are exempt from the titling requirements of this chap-
29 ter, unless otherwise specifically required by the provisions of subsection
30 (2) of this section.

31 SECTION 3. An emergency existing therefor, which emergency is hereby
32 declared to exist, this act shall be in full force and effect on and after its
33 passage and approval.