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**IDAPA 39
TITLE 04
CHAPTER 05**

39.04.05 – RULES GOVERNING AIRCRAFT REGISTRATION

000. LEGAL AUTHORITY.

Under authority of Sections 21-111 and 21-114, Idaho Code, the Idaho Transportation Board adopts this rule. (11-28-90)

001. TITLE AND SCOPE.

01. Title. This rule shall be known as IDAPA 39.04.05, “Rules Governing Aircraft Registration,” IDAPA 39, TITLE 04, Chapter 05. (3-29-10)

02. Scope. This rule establishes the procedures for aircraft registration in the state of Idaho. (3-29-10)

002. WRITTEN INTERPRETATIONS.

There are no written interpretations for this chapter. (3-29-10)

003. ADMINISTRATIVE APPEALS.

Administrative appeals under this chapter shall be governed by the rules of administrative procedure of the attorney general, IDAPA 04.11.01, “Idaho Rules of Administrative Procedure of the Attorney General.” (3-29-10)

004. INCORPORATION BY REFERENCE.

There are no documents incorporated by reference in this chapter. (3-29-10)

005. OFFICE – OFFICE HOURS – MAILING AND STREET ADDRESS – PHONE NUMBERS.

01. Street and Mailing Address. The Idaho Transportation Department Division of Aeronautics maintains an office in Boise at 3483 Rickenbacker Street with a mailing address of P O Box 7129, Boise ID 83707-1129. (3-29-10)

02. Office Hours. Daily office hours are 8 a.m. to 5 p.m. except Saturday, Sunday and state holidays. (3-29-10)

03. Telephone and FAX Numbers. The division office may be contacted during office hours by phone at 208-334-8775 or 800-426-4587 or by fax at 208-334-8789. The central office may be contacted during office hours by phone at 208-334-8000 or by fax at 208-334-3858. (3-29-10)

006. PUBLIC RECORDS ACT COMPLIANCE.

All records associated with this chapter are subject to and in compliance with the Idaho Public Records Act, as set forth in Title 74, Chapter 1, Idaho Code. (3-29-10)

007. -- 099. (RESERVED)

100. AIRCRAFT TO BE REGISTERED.

Every resident of this State who operates an aircraft or who owns an aircraft holding a currently valid airworthiness certificate and a currently valid annual inspection or progressive inspection system issued by the Federal government, or a resident or nonresident operating an aircraft for hire, spraying, dusting, seeding, or operated in the transportation of persons or property, shall register such aircraft with the Idaho Division of Aeronautics hereinafter referred to as Division. (1-2-93)

101. REGISTRATION PERIOD.

01. Annual Period. The registration period for the registration of aircraft in the state of Idaho shall run from January 1 through December 31 of each year. (11-28-90)

02. Annual Registration Closing Date. The closing date for the annual registration shall be the first Monday of November in each year. A list of unregistered aircraft, as of that date, shall be forwarded to the proper county assessor for inclusion in personal property assessment due on the fourth Monday in November, as required by Section 63-301, Idaho Code. (3-29-10)

102. APPLICATIONS FOR AIRCRAFT REGISTRATION.

01. Current Registration Certificate. An owner who holds a currently effective registration certificate for an aircraft issued by the Federal government shall make application for an aircraft registration upon appropriate forms to be prescribed and furnished by the Division. Every such application shall contain a statement of the applicant's title and the names and addresses of all persons having any interest therein. (11-28-90)

02. Application Information. Every application for an aircraft registration shall contain: The name of the manufacturer, model, year, the aircraft identification number and serial number, engine type, and aircraft manufacturer's certified maximum gross weight. (3-29-10)

103. -- 199. (RESERVED)

200. FEES.
Annual aircraft registration fees shall be as set forth in Section 21-114, Idaho Code. (11-28-90)

201. -- 299. (RESERVED)

300. REGISTRATION TO BE CARRIED AND DISPLAYED.
The certificate of registration issued by the Division shall be carried at all times in said aircraft and shall be made available for examination upon reasonable request by any person charged with the duty of enforcing the aviation laws of this state. (1-2-93)

301. -- 399. (RESERVED)

400. TRANSFER OF TITLE OR INTEREST IN AIRCRAFT.

01. Previous Owner Responsibility. The owner of an aircraft registered by the Division under Section 21-114, Idaho Code, who transfers or assigns his title or interest in such aircraft, shall immediately notify the Division in writing of such transfer or assignment and shall furnish the Division with the name and address of the person to whom such transfer or assignment was made and shall remove or obliterate the decal so as to indicate its cancellation prior to delivery of the aircraft to the transferee or assignee and shall request the Division to cancel the registration. (1-2-93)

02. New Owner Responsibility. The new owner, if a resident of Idaho or a non-resident qualifying under Section 100 of this rule, shall register the aircraft with the Division. (1-2-93)

401. -- 499. (RESERVED)

500. EXEMPTIONS.
This rule does not apply to aircraft exempted from registration by Section 21-114(d), Idaho Code. (11-28-90)

501. -- 999. (RESERVED)

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