

HOUSE BILL 352

Introduced by Raney, et al.

1/22	Introduced
1/22	Referred to Highways & Transportation
1/23	First Reading
2/12	Hearing
2/21	Tabled in Committee

1 House BILL NO. 352
 2 INTRODUCED BY Randy Dineen
 3

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE THAT
 5 GASOLINE DEALERS' LICENSE TAX PROCEEDS CREDITED TO THE
 6 SNOWMOBILE ACCOUNT MAY BE USED TO MINIMIZE THE ENVIRONMENTAL
 7 CONSEQUENCES OF SNOWMOBILE FACILITIES; AMENDING SECTION
 8 60-3-201, MCA; AND PROVIDING AN EFFECTIVE DATE AND AN
 9 APPLICABILITY DATE."

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 11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

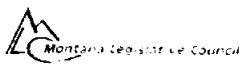
12 **Section 1.** Section 60-3-201, MCA, is amended to read:

13 "60-3-201. Distribution and use of proceeds of gasoline
 14 dealers' license tax. (1) All money received in payment of
 15 license taxes under the Distributor's Gasoline License Tax
 16 Act, except those amounts paid out of the department of
 17 revenue's suspense account for gasoline tax refund, shall
 18 must be used and expended as provided in this section. So As
 19 much of that money on-hand-at-any-time as may-be is needed
 20 to pay highway bonds and interest thereon on the bonds when
 21 due and to accumulate and maintain a reserve therefor for
 22 the payment of the bonds and interest, as provided in laws
 23 and in resolutions of the state board of examiners
 24 authorizing such the highway bonds, shall must be deposited
 25 in the highway bond account in the debt service fund

1 established by 17-2-102. Subject to that provision, 9/10 of
 2 1% of all money shall must be deposited in the state park
 3 account, 1/2 of 1% of all money shall must be deposited in a
 4 snowmobile account in the state special revenue fund, and
 5 1/25 of 1% of all money shall must be deposited in the
 6 aeronautics revenue fund of the department of commerce under
 7 the provisions of 67-1-301. The remainder of the money shall
 8 must be used by the department of highways on the
 9 federal-aid highways in this state selected and designated
 10 under Title 23, U.S.C., and on highways leading from each
 11 county seat in the state to the federal highway system of
 12 federal-aid roads where if the county seat is not on the
 13 system, and on the other roads which-have-been-or-may-be as
 14 authorized by the laws of Montana, and for collection of the
 15 license taxes and the enforcement of the Montana highway
 16 code under Article VIII, section 6, of the constitution of
 17 this state.

18 (2) The department shall, in expending this money,
 19 carry forward construction from year to year, using the
 20 money expended through the matching up of federal-aid
 21 allotments to Montana upon the federal highway system in the
 22 various parts of the state in accordance with 60-3-204
 23 through 60-3-206. Nothing in this title conflicts with Title
 24 23, U.S.C., and the rules by which it is administered.

25 (3) The department may enter into cooperative



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1 agreements with the national park service and the federal
2 highway administration for the purpose of maintaining
3 national park approach roads in Montana.

4 (4) Money credited to the state park account in the
5 state special revenue fund shall must be used only for the
6 creation, improvement, and maintenance of state parks where
7 motorboating is allowed, except for the payment of refunds
8 under 15-70-221 through 15-70-226. The legislature finds
9 that of all the fuel sold in the state for consumption in
10 internal combustion engines, not less than 9/10 of 1% is
11 used for propelling boats on waterways of this state.

12 (5) (a) Money credited to the snowmobile account may be
13 used ~~only to~~ for the following purposes:

14 (i) to develop and maintain facilities open to the
15 general public at no admission cost; and to--promote
16 ~~snowmobile safety--For the 2 years following July 1, 1977,~~
17 ~~15% of the amount deposited in the snowmobile account each~~
18 ~~year shall be used to promote snowmobile safety--Thereafter,~~

19 (ii) to minimize environmental consequences of
20 facilities through planning, mitigation, and monitoring.

21 (b) 10% Ten percent of the amount deposited in the
22 snowmobile account shall must be used to promote snowmobile
23 safety.

24 (c) The legislature finds that of all fuels sold in
25 this state for consumption in internal combustion engines,

1 not less than 1/2 of 1% is used for propelling snowmobiles
2 on public lands of this state.

3 (6) Money credited to the aeronautics account of the
4 department of commerce shall must be used only to develop,
5 improve, and maintain facilities open to the public at no
6 admission cost and to promote aviation safety. The
7 legislature finds that of all the fuel sold in this state
8 for consumption in internal combustion engines, not less
9 than 1/25 of 1% is used for propelling aircraft in this
10 state."

11 NEW SECTION. Section 2. Effective date --
12 applicability. [This act] is effective July 1, 1991, and
13 applies to all gasoline dealers' license tax proceeds
14 credited to the snowmobile account on or after July 1, 1991.

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