

IN THE SENATE

APRIL 9, 1991

ON MOTION, REQUEST OF HOUSE GRANTED
FOR RETURN OF SB 318 FOR FURTHER
CONSIDERATION.

IN THE HOUSE

APRIL 9, 1991

REREFERRED TO COMMITTEE
ON TAXATION.

APRIL 13, 1991

COMMITTEE RECOMMEND BILL BE
CONCURRED IN AS AMENDED. REPORT
ADOPTED.

APRIL 15, 1991

SECOND READING, CONCURRED IN.

APRIL 16, 1991

THIRD READING, CONCURRED IN.
AYES, 80; NOES, 19.

RETURNED TO SENATE WITH AMENDMENTS.

IN THE SENATE

APRIL 17, 1991

RECEIVED FROM HOUSE.

SECOND READING, AMENDMENTS
CONCURRED IN.

APRIL 18, 1991

THIRD READING, AMENDMENTS
CONCURRED IN.

APRIL 19, 1991

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 Senate BILL NO. 318
 2 INTRODUCED BY Wesley
 3 BY REQUEST OF THE SENATE COMMITTEE ON
 4 HIGHWAYS AND TRANSPORTATION

5
 6 A BILL FOR AN ACT ENTITLED: "AN ACT SUBJECTING PICKUP
 7 CAMPERS TO THE SAME IDENTIFICATION AND TITLE PROVISIONS AS
 8 OTHER RECREATIONAL VEHICLES; INCREASING THE CAMPER DECAL
 9 FEE; ALLOWING A PURCHASER OF A CAMPER A GRACE PERIOD FOR THE
 10 PAYMENT OF THE TAX OR FEE; AMENDING SECTIONS 61-1-102,
 11 61-1-129, 61-3-107, 61-3-524, AND 61-3-525, MCA; AND
 12 PROVIDING APPLICABILITY DATES."

13
 14 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

15 **Section 1.** Section 61-1-102, MCA, is amended to read:
 16 "61-1-102. Motor vehicle. "Motor vehicle" means every a
 17 vehicle propelled by its own power and designed primarily to
 18 transport persons or property upon the highways of the
 19 state, except that for the purpose of chapter 3, the term
 20 also includes trailers, semitrailers, and housetrailers. For
 21 the purpose of chapter 3, parts 1 and 2, the term also
 22 includes campers. The term does not include a bicycle as
 23 defined in 61-1-123."

24 **Section 2.** Section 61-1-129, MCA, is amended to read:
 25 "61-1-129. Camper. The term "camper" as used in

1 61-1-102, 61-3-524, and 61-3-525 includes but is not limited
 2 to truck camper, chassis-mounted camper, cab over, half cab
 3 over, non cab over, telescopic, and telescopic cab over, but
 4 does not include a truck canopy cover or topper weighing
 5 less than 300 pounds and having no accommodations attached."

6 **Section 3.** Section 61-3-107, MCA, is amended to read:
 7 "61-3-107. Identification number for trailers and
 8 campers. Any A trailer, semitrailer, or housetrailer which,
 9 or camper that does not have a manufacturer's or other
 10 identifying number thereon ~~shall~~ must be assigned an
 11 identification number by the department upon registration of
 12 such the motor vehicle. The owner or other person lawfully
 13 in possession of such the motor vehicle shall stamp such the
 14 number ~~so~~ assigned by the department upon the entrance of
 15 the camper or on the principal right frame member of said
 16 the motor vehicle near the front end thereof of the vehicle
 17 where it may be clearly and readily seen, and--said The
 18 stamping ~~shall~~ must be promptly accomplished after notice of
 19 the assigned number by the department. The department may
 20 withhold registration until satisfactory proof by affidavit
 21 of such the stamping is filed with it."

22 **Section 4.** Section 61-3-524, MCA, is amended to read:
 23 "61-3-524. Tax-paid decal required on camper --
 24 application for decal -- application fee -- issuance --
 25 disposition of fee. (1) No A camper, subject to taxation in



-2- INTRODUCED BILL
 SB 318

1 Montana, may not be operated by any a person on the public
 2 highways or streets in this state unless there is displayed
 3 in a conspicuous place thereon on the camper a decal as
 4 visual proof that the tax has been paid thereon on the
 5 camper for the current year.

6 (2) Application for the issuance of the decal ~~shall~~
 7 must be made to the ~~department-of-revenue-or~~ the county
 8 treasurer in the county of the owner's residence,
 9 accompanied by an application fee of \$3.50, upon forms a
 10 form to be furnished by the department of revenue for this
 11 purpose, which may be obtained ~~from-the-department-or~~ at the
 12 county treasurer's office ~~in-the-county-wherein-the-owner~~
 13 ~~resides,~~ and is-to which must provide for substantially the
 14 following information:

- 15 (a) name of owner;
- 16 (b) address;
- 17 (c) name of manufacturer;
- 18 (d) model number;
- 19 (e) make;
- 20 (f) year of manufacture;
- 21 (g) statement evidencing payment of the property tax;
- 22 and
- 23 (h) such other information as the department may
- 24 require.

25 (3) (a) The ~~application--must--be-signed-by-the~~ county

1 ~~treasurer and-transmitted-by-him~~ shall sign the application
 2 and transmit the application to the department accompanied
 3 by-an-application-fee of \$1 justice.

4 (b) Upon receipt of the application in approved form,
 5 the ~~department--or~~ county treasurer shall issue to the
 6 applicant a numbered decal in the style and design
 7 prescribed by the department of revenue and of a different
 8 color than the preceding year, ~~numbered-numerically.~~

9 (4) Of the fee collected under subsection (2), the
 10 county treasurer shall deposit \$1 in the county general fund
 11 and \$2.50 in the state special revenue fund to the credit of
 12 the department of fish, wildlife, and parks."

13 **Section 5.** Section 61-3-525, MCA, is amended to read:

14 "61-3-525. Annual application for decals. Application
 15 may be made to the ~~department-of-revenue-or~~ county treasurer
 16 for the issuance of camper decals annually when the motor
 17 vehicle to which the camper is customarily attached is
 18 registered."

19 NEW SECTION. **Section 6.** Application for camper
 20 certificate of ownership. A person applying for a
 21 certificate of ownership of a camper shall furnish proof of
 22 ownership in the form of a notarized bill of sale or a
 23 conditional sales contract.

24 NEW SECTION. **Section 7.** Grace period for registration
 25 and payment of tax or fee -- penalty for failure to pay tax

1 or fee. (1) Unless the tax or fee provided in 61-3-523 and
 2 61-3-524 for the year has been paid, upon the purchase of a
 3 new or previously owned camper, the purchaser has 20 days
 4 from the date of purchase to pay the tax or to apply for the
 5 camper decal fee, or both, as if the camper were being taxed
 6 for the first time in that registration year. The purchaser
 7 may operate or transport a camper on the highways of Montana
 8 without a tax-paid decal during the 20-day period if the
 9 operator of the camper or of the vehicle upon which the
 10 camper is transported has in his possession a 20-day
 11 certificate issued by a dealer, if the camper was purchased
 12 from a dealer, or a vehicle purchase certificate issued
 13 pursuant to 61-3-317 or other evidence of purchase of the
 14 camper.

15 (2) A purchaser who fails to make application and pay
 16 the tax within the time provided in subsection (1) is
 17 subject to a penalty of \$10, which must be collected by the
 18 county treasurer when the tax is paid and must be in
 19 addition to the fees otherwise provided by law.

20 NEW SECTION. Section 8. Codification instruction.
 21 {Sections 6 and 7} are intended to be codified as an
 22 integral part of Title 61, chapter 3, part 5, and the
 23 provisions of Title 61, chapter 3, part 5, apply to
 24 {sections 6 and 7}.

25 NEW SECTION. Section 9. Saving clause. [This act] does

1 not affect rights and duties that matured, penalties that
 2 were incurred, or proceedings that were begun before [the
 3 effective date of this act].

4 NEW SECTION. Section 10. Applicability. (1) [This
 5 act]:

6 (a) applies to a camper sold or transferred after
 7 September 30, 1991; and

8 (b) does not apply to a camper manufactured more than
 9 10 years before the date of the application for the decal
 10 required in 61-3-524.

11 (2) A person who owns a camper on September 30, 1991,
 12 is not required to obtain a certificate of ownership for the
 13 camper until the camper is sold or transferred.

-End-

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for SB0318, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

An act subjecting pickup campers to the same identification and title provisions as other recreational vehicles; increasing the camper decal fee; allowing a purchaser of a camper a grace period for the payment of the tax or fee; and providing applicability dates.

ASSUMPTIONS:

Department of Revenue

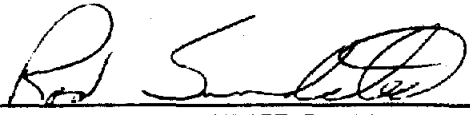
1. Under current law the camper decal fee is \$1.00 and is deposited in the state general fund.
2. Under the proposal the camper decal fee is \$3.50. Of this amount, \$1.00 would be deposited in the general fund of the county in which the owner of the camper is a resident; and \$2.50 would be deposited in the state special revenue fund to the credit of the Department of Fish, Wildlife and Parks.
3. Decals would be issued for 6,000 campers for each year of the biennium (Department of Justice).
4. The new camper decal fee will go into effect October 1, 1991. Therefore, there will be 3 months of collections at \$1.00 and 9 months of collections at \$3.50 for FY92.

Department of Justice


5. There are 6,000 campers in the state and all will be titled in FY92 with 50% attaching liens. Thereafter, one-third of the total will require titling and lien activity.
6. The proposal will require 0.50 FTE, grade 7, to administer the program (FY92 only 9 months). Operating expenses will be \$5,000 in FY92 and \$2,100 in FY93. Equipment required will be \$4,500 in FY92 only.

FISCAL IMPACT:

see next page



ROD SUNDESTED, BUDGET DIRECTOR 2-13-91 DATE
Office of Budget and Program Planning



CECIL F. WEEDING, PRIMARY SPONSOR 2/15/91 DATE
Fiscal Note for SB0318, as introduced **SB 318**

FISCAL IMPACT:Department of Justice: Motor Vehicles:

| <u>Expenditures:</u> | <u>FY 92</u> | <u>FY 93</u> | | | <u>Current Law</u> | <u>Proposed Law</u> | <u>Difference</u> |
|-------------------------------------|--------------------|---------------------|-------------------|--------------------|---------------------|---------------------|-------------------|
| | <u>Current Law</u> | <u>Proposed Law</u> | <u>Difference</u> | <u>Current Law</u> | <u>Proposed Law</u> | <u>Difference</u> | |
| F.T.E. | 0.00 | 0.38 | 0.38 | 0.00 | 0.50 | 0.50 | |
| Personal Services | 1,480,000 | 1,486,300 | 6,300 | 1,480,000 | 1,488,800 | 8,800 | |
| Operating Expenses | 808,700 | 813,700 | 5,000 | 816,300 | 818,400 | 2,100 | |
| Equipment | <u>7,200</u> | <u>11,700</u> | <u>4,500</u> | <u>7,200</u> | <u>7,200</u> | <u>0</u> | |
| Total | 2,295,900 | 2,311,700 | 15,800 | 2,303,500 | 2,314,400 | 10,900 | |
| <u>Funding:</u> | | | | | | | |
| General Fund | 2,295,900 | 2,311,700 | 15,800 | 2,303,500 | 2,314,400 | 10,900 | |
| <u>Revenues:</u> | | | | | | | |
| <u>Department of Revenue:</u> | | | | | | | |
| Camper Decal Fee | 6,000 | 17,250 | 11,250 | 6,000 | 21,000 | 15,000 | |
| <u>Distribution of Revenue:</u> | | | | | | | |
| General Fund | 6,000 | 1,500 | (4,500) | 6,000 | 0 | (6,000) | |
| County General Fund | 0 | 4,500 | 4,500 | 0 | 6,000 | 6,000 | |
| Fish, Wildlife, Parks | <u>0</u> | <u>11,250</u> | <u>11,250</u> | <u>0</u> | <u>15,000</u> | <u>15,000</u> | |
| Total | 6,000 | 17,250 | 11,250 | 6,000 | 21,000 | 15,000 | |
| <u>Department of Justice:</u> | | | | | | | |
| Title Fees | 930,000 | 951,000 | 21,000 | 930,000 | 937,000 | 7,000 | |
| Lien Fees | <u>490,000</u> | <u>502,000</u> | <u>12,000</u> | <u>490,000</u> | <u>494,000</u> | <u>4,000</u> | |
| Total | 1,420,000 | 1,453,000 | 33,000 | 1,420,000 | 1,431,000 | 11,000 | |
| General Fund | 1,420,000 | 1,453,000 | 33,000 | 1,420,000 | 1,431,000 | 11,000 | |
| General Fund Impact | | | 12,700 | | | (5,900) | |

TECHNICAL NOTE:

The applicability section leaves some confusion as to whether or not a camper decal is required for campers which do not change hands after September 30, 1991. The fiscal note was written under the assumption that all campers currently requiring a decal would continue to do so under this proposal.

SB 318

RE-REFERRED AND SB 0318/02
APPROVED BY COMMITTEE
ON HIGHWAYS & TRANSPORTATION
AS AMENDED

1 SENATE BILL NO. 318
2 INTRODUCED BY WEEDING
3 BY REQUEST OF THE SENATE COMMITTEE ON
4 HIGHWAYS AND TRANSPORTATION

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17 vehicle propelled by its own power and designed primarily to
18 transport persons or property upon the highways of the
19 state, except that for the purpose of chapter 3, the term
20 also includes trailers, semitrailers, and housetrailers. For
21 the purpose of chapter 3, parts 1 and 2, the term also
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13 in possession of such the motor vehicle shall stamp such the
14 number so assigned by the department upon the entrance of
15 the camper or on the principal right frame member of said
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17 where it may be clearly and readily seen, and--said The
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 3 in a conspicuous place thereon on the camper a decal as
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 11 purpose, which may be obtained ~~from-the-department-or~~ at the
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 13 ~~resides,~~ and is to which must provide for substantially the
 14 following information:

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- 17 (c) name of manufacturer;
- 18 (d) model number;
- 19 (e) make;
- 20 (f) year of manufacture;
- 21 (g) statement evidencing payment of the property tax;
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- 23 (h) such other information as the department may
- 24 require.

25 (3) (a) The ~~application--must--be-signed-by-the~~ county

1 ~~treasurer and-transmitted-by-him~~ shall sign the application
 2 and transmit the application to the department ~~accompanied~~
 3 ~~by-an-application-fee~~ of \$1 justice.

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 5 the ~~department--or~~ county treasurer shall issue to the
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 7 prescribed by the department of revenue and of a different
 8 color than the preceding year, ~~numbered-numerically.~~

9 (4) Of the fee collected under subsection (2), the
 10 county treasurer shall deposit \$1 in the county general fund
 11 and \$2.50 in the state special revenue fund to the credit of
 12 the department of fish, wildlife, and parks."

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 19 addition to the fees otherwise provided by law.

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 23 provisions of Title 61, chapter 3, part 5, apply to
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1 not affect rights and duties that matured, penalties that
 2 were incurred, or proceedings that were begun before [the
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 5 act]:

6 (a)(1) applies to a camper sold or transferred after
 7 September 30, 1991; and

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 10 decal required in 61-3-524.

11 ~~(2)--A person who owns a camper on September 30, 1991~~
 12 ~~is not required to obtain a certificate of ownership for the~~
 13 ~~camper until the camper is sold or transferred.~~

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 5 act]:

6 (a)(1) applies to a camper sold or transferred after
 7 September 30, 1991; and

8 (b)(2) does not apply to a camper manufactured more
 9 than 10 years before the date of the application for the
 10 decal required in 61-3-524.

11 ~~(2) -- A person who owns a camper on September 30, 1991,~~
 12 ~~is not required to obtain a certificate of ownership for the~~
 13 ~~camper until the camper is sold or transferred.~~

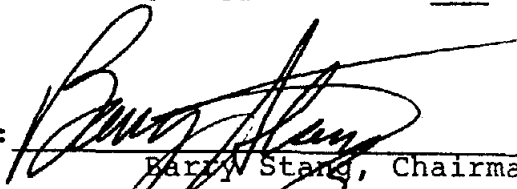
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HOUSE STANDING COMMITTEE REPORT

March 21, 1991

Page 1 of 1

Mr. Speaker: We, the committee on Highways and Transportation report that Senate Bill 318 (third reading copy -- blue) be concurred in as amended.

Signed: 

Barry W. Stang, Chairman

Carried by: Rep. Steppler

And, that such amendments read:

1. Title, line 10.

Following: "FEE;"

Insert: "PROVIDING THAT A PORTION OF THE FEE PROCEEDS BE
EARMARKED FOR STATE PARKS;"

2. Page 4, line 12.

Following: "parks."

Insert: "The funds may be used only for the operation,
development, and maintenance of the state park system."

3. Page 5, line 25.

Following: line 24

Insert: "NEW SECTION. Section 9. Coordination instruction. If
Senate Bill No. 415 is passed and approved and if it
includes a fee on campers, then [section 4 of this act],
amending 61-3-524, is amended as follows:

(1) the fee assessed in 61-3-524(2) is reduced from
\$3.50 to \$1; and

(2) 61-3-524(4) as it appears in [this act] is void
and 61-3-524(4) is amended to read:

"(4) The county treasurer shall deposit the fee
collected under subsection (2) in the county general fund."

Renumber: subsequent sections

HOUSE

SB 318

611142SC.HSF

HOUSE COMMITTEE OF THE WHOLE AMENDMENT
Senate Bill 318
Representative Stepler

April 6, 1991 2:34 pm
Page 1 of 1

Mr. Chairman: I move to amend Senate Bill 318 (third reading copy -- blue).

Signed: Don Stepler
Representative Stepler

And, that such amendments to Senate Bill 318 read as follows:

✓ 1. Amend the House committee on Highways and Transportation amendments, dated March 21, 1991, as follows:

✓ Strike: amendments #1 and #2 in their entirety

Amend Senate Bill 318 (third reading copy -- blue) as follows:

✓ 2. Page 3, line 9.

Strike: "\$3.50"
Insert: "\$1.00"

✓ 3. Page 4, lines 11 and 12.

Strike: line 11 in its entirety through "parks" on line 12

HOUSE COMMITTEE OF THE WHOLE AMENDMENT
Senate Bill 318
Representative Driscoll

April 6, 1991 2:39 pm
Page 1 of 1

Mr. Chairman: I move to amend Senate Bill 318 (third reading copy -- blue).

Signed: Driscoll
Representative Driscoll

And, that such amendments to Senate Bill 318 read as follows:

✓ 1. Page 6, line 8.

Following: "a"

Insert: "transaction between two individuals not involving a lien, nor does it apply to a"

ADOPT

REJECT

SB 318.1
731433CW.HSF

ADOPT

REJECT

SB 318
HOUSE

HOUSE STANDING COMMITTEE REPORT

April 12, 1991

Page 1 of 1

Mr. Speaker: We, the committee on Taxation report that Senate Bill 318 (third reading copy -- blue) be concurred in as amended .

Signed: _____
Dan Harrington, Chairman

Carried by: Rep. Hoffman

And, that such amendments read:

1. Strike House Highways and Transportation Committee Amendments dated March 21, 1991, in their entirety.
2. Title, lines 8 and 9.
Strike: "INCREASING THE CAMPER DECAL FEE;"
3. Page 3, line 9.
Strike: "\$3.50"
Insert: "\$1"
4. Page 4, lines 9 through 12.
Strike: subsection (4) in its entirety
5. Page 5, line 3.
Strike: "or previously owned"
6. Page 6, line 5.
Strike: ":"
7. Page 6, line 6.
Strike: "(1)"
Following: "to a"
Insert: "newly manufactured"
Following: "sold"
Insert: "by a recreational vehicle dealer"
8. Page 6, lines 7 through 10.
Strike: "; and" on line 7 through "61-3-524" on line 10

HOUSE

98318

781513SC.HSF

1 SENATE BILL NO. 318
2 INTRODUCED BY WEEDING
3 BY REQUEST OF THE SENATE COMMITTEE ON
4 HIGHWAYS AND TRANSPORTATION

5
6 A BILL FOR AN ACT ENTITLED: "AN ACT SUBJECTING PICKUP
7 CAMPERS TO THE SAME IDENTIFICATION AND TITLE PROVISIONS AS
8 OTHER RECREATIONAL VEHICLES; ~~INCREASING--THE--CAMPER--DECAL~~
9 ~~FEE;~~ ALLOWING A PURCHASER OF A CAMPER A GRACE PERIOD FOR THE
10 PAYMENT OF THE TAX OR FEE; ~~PROVIDING-THAT-A-PORTION-OF-THE~~
11 ~~FEE-PROCEEDS-BE-EARMARKED-FOR-STATE-PARKS;~~ AMENDING SECTIONS
12 61-1-102, 61-1-129, 61-3-107, 61-3-524, AND 61-3-525, MCA;
13 AND PROVIDING AN APPLICABILITY DATES DATE."

14
15 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

16 **Section 1.** Section 61-1-102, MCA, is amended to read:

17 "61-1-102. **Motor vehicle.** "Motor vehicle" means every a
18 vehicle propelled by its own power and designed primarily to
19 transport persons or property upon the highways of the
20 state, except that for the purpose of chapter 3, the term
21 also includes trailers, semitrailers, and housetrailers. For
22 the purpose of chapter 3, parts 1 and 2, the term also
23 includes campers. The term does not include a bicycle as
24 defined in 61-1-123."

25 **Section 2.** Section 61-1-129, MCA, is amended to read:

1 "61-1-129. **Camper.** The term "camper" as used in
2 61-1-102, 61-3-524, and 61-3-525 includes but is not limited
3 to truck camper, chassis-mounted camper, cab over, half cab
4 over, non cab over, telescopic, and telescopic cab over, but
5 does not include a truck canopy cover or topper weighing
6 less than 300 pounds and having no accommodations attached."

7 **Section 3.** Section 61-3-107, MCA, is amended to read:

8 "61-3-107. **Identification number** for trailers and
9 campers. Any A trailer, semitrailer, or housetrailer which,
10 or camper that does not have a manufacturer's or other
11 identifying number thereon ~~shall~~ must be assigned an
12 identification number by the department upon registration of
13 such the motor vehicle. The owner or other person lawfully
14 in possession of such the motor vehicle shall stamp such the
15 number ~~so~~ assigned by the department upon the entrance of
16 the camper or on the principal right frame member of said
17 the motor vehicle near the front end thereof of the vehicle
18 where it may be clearly and readily seen, and--said The
19 stamping ~~shall~~ must be promptly accomplished after notice of
20 the assigned number by the department. The department may
21 withhold registration until satisfactory proof by affidavit
22 of such the stamping is filed with it."

23 **Section 4.** Section 61-3-524, MCA, is amended to read:

24 "61-3-524. Tax-paid decal required on camper --
25 application for decal -- application fee -- issuance --

1 disposition of fee. (1) No A camper, subject to taxation in
 2 Montana, may not be operated by any a person on the public
 3 highways or streets in this state unless there is displayed
 4 in a conspicuous place thereon on the camper a decal as
 5 visual proof that the tax has been paid thereon on the
 6 camper for the current year.

7 (2) Application for the issuance of the decal ~~shall~~
 8 must be made to ~~the department of revenue or~~ the county
 9 treasurer in the county of the owner's residence,
 10 accompanied by an application fee of \$3.50 \$1, upon forms a
 11 form to be furnished by the department of revenue for this
 12 purpose, which may be obtained ~~from the department or~~ at the
 13 county treasurer's office ~~in the county wherein the owner~~
 14 ~~resides,~~ and ~~is to~~ which must provide for substantially the
 15 following information:

16 (a) name of owner;

17 (b) address;

18 (c) name of manufacturer;

19 (d) model number;

20 (e) make;

21 (f) year of manufacture;

22 (g) statement evidencing payment of the property tax;

23 and

24 (h) such other information as the department may
 25 require.

1 (3) (a) ~~The application--must--be signed by the~~ county
 2 treasurer ~~and transmitted by him~~ shall sign the application
 3 and transmit the application to the department accompanied
 4 ~~by an application fee~~ of \$1 justice.

5 (b) Upon receipt of the application in approved form,
 6 the ~~department--or~~ county treasurer shall issue to the
 7 applicant a numbered decal in the style and design
 8 prescribed by the department of revenue and of a different
 9 color than the preceding year, ~~numbered numerically.~~

10 ~~(4)--Of the fee--collected--under--subsection--(2)--the~~
 11 ~~county treasurer shall deposit \$1 in the county general fund~~
 12 ~~and \$2.50 in the state special revenue fund to the credit of~~
 13 ~~the--department--of--fish--wildlife--and--parks. THE FUNDS MAY~~
 14 ~~BE USED ONLY FOR THE OPERATION, DEVELOPMENT, AND MAINTENANCE~~
 15 ~~OF THE STATE PARK SYSTEM."~~

16 **Section 5.** Section 61-3-525, MCA, is amended to read:

17 "61-3-525. Annual application for decals. Application
 18 may be made to the ~~department of revenue or~~ county treasurer
 19 for the issuance of camper decals annually when the motor
 20 vehicle to which the camper is customarily attached is
 21 registered."

22 **NEW SECTION. Section 6.** Application for camper
 23 certificate of ownership. A person applying for a
 24 certificate of ownership of a camper shall furnish proof of
 25 ownership in the form of a notarized bill of sale or a

1 conditional sales contract.

2 NEW SECTION. Section 7. Grace period for registration
 3 and payment of tax or fee -- penalty for failure to pay tax
 4 or fee. (1) Unless the tax or fee provided in 61-3-523 and
 5 61-3-524 for the year has been paid, upon the purchase of a
 6 new or previously-owned camper, the purchaser has 20 days
 7 from the date of purchase to pay the tax or to apply for the
 8 camper decal fee, or both, as if the camper were being taxed
 9 for the first time in that registration year. The purchaser
 10 may operate or transport a camper on the highways of Montana
 11 without a tax-paid decal during the 20-day period if the
 12 operator of the camper or of the vehicle upon which the
 13 camper is transported has in his possession a 20-day
 14 certificate issued by a dealer, if the camper was purchased
 15 from a dealer, or a vehicle purchase certificate issued
 16 pursuant to 61-3-317 or other evidence of purchase of the
 17 camper.

18 (2) A purchaser who fails to make application and pay
 19 the tax within the time provided in subsection (1) is
 20 subject to a penalty of \$10, which must be collected by the
 21 county treasurer when the tax is paid and must be in
 22 addition to the fees otherwise provided by law.

23 NEW SECTION. Section 8. Codification instruction.
 24 [Sections 6 and 7] are intended to be codified as an
 25 integral part of Title 61, chapter 3, part 5, and the

1 provisions of Title 61, chapter 3, part 5, apply to
 2 [sections 6 and 7].

3 ~~NEW SECTION. SECTION 9. COORDINATION INSTRUCTION. IF~~
 4 ~~SENATE BILL NO. 415 IS PASSED AND APPROVED AND IF IT~~
 5 ~~INCLUDES A FEE ON CAMPERS, THEN SECTION 4 OF THIS ACT,~~
 6 ~~AMENDING 61-3-524, IS AMENDED AS FOLLOWS:~~

7 ~~(1) THE FEE ASSESSED IN 61-3-524(2) IS REDUCED FROM~~
 8 ~~\$3.50 TO \$1, AND~~

9 ~~(2) 61-3-524(4) AS IT APPEARS IN THIS ACT IS VOID AND~~
 10 ~~61-3-524(4) IS AMENDED TO READ:~~

11 ~~"(4) THE COUNTY TREASURER SHALL DEPOSIT THE FEE~~
 12 ~~COLLECTED UNDER SUBSECTION (2) IN THE COUNTY GENERAL FUND."~~

13 NEW SECTION. Section 9. Saving clause. [This act] does
 14 not affect rights and duties that matured, penalties that
 15 were incurred, or proceedings that were begun before [the
 16 effective date of this act].

17 NEW SECTION. Section 10. Applicability. (1) [This
 18 act]:

19 (a)(1) applies to a NEWLY MANUFACTURED camper sold BY A
 20 RECREATIONAL VEHICLE DEALER or transferred after September
 21 30, 1991, and

22 (b)(2) does not apply to a TRANSACTION BETWEEN TWO
 23 INDIVIDUALS NOT INVOLVING A BIEN, NOR DOES IT APPLY TO A
 24 camper manufactured more than 10 years before the date of
 25 the application for the decal required in 61-3-524.

1 ~~(2) -- A person who owns a camper on September 30, 1997,~~
2 ~~is not required to obtain a certificate of ownership for the~~
3 ~~camper until the camper is sold or transferred.~~

-End-