

1 *Senate* BILL NO. *379*
 2 INTRODUCED BY *Blaylock, Cetrone, Decker*

3
 4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING EIGHTY
 5 PERCENT OF THE NET MOTOR VEHICLE LICENSE FEES DERIVED FROM
 6 REGISTRATION OF MOTOR VEHICLES WHOSE OWNERS RESIDE WITHIN
 7 THE LIMITS OF INCORPORATED CITIES AND TOWNS TO BE PAID TO
 8 THOSE CITIES AND TOWNS; REMOVING CERTAIN REFERENCES TO THE
 9 COUNTY ROADS SUPERINTENDENT AND COUNTY SURVEYOR; AMENDING
 10 SECTIONS 32-3702 AND 32-3703, R.C.M. 1947; AND REPEALING
 11 SECTIONS 32-3704 AND 32-3705, R.C.M. 1947."

12
 13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
 14 Section 1. Section 32-3702, R.C.M. 1947, is amended to
 15 read as follows:

16 "32-3702. Population centers--city road fund--county
 17 road fund. (1) The county treasurer shall segregate from
 18 the county motor vehicle fund, and designate as the "city
 19 road fund" eighty percent (80%) of the net license fees
 20 derived from the registration of motor vehicles whose owners
 21 reside within the limits of any incorporated city or town.

22 ~~(a)--Fifty--per--cent--(50%)--of--the--net--license--fees~~
 23 ~~derived--from--the--registration--of--motor--vehicles--whose--owners~~
 24 ~~reside--within--the--limits--of--any--incorporated--city.~~

25 ~~(i)--Having--a--population--of--thirty-five--thousand~~

1 ~~{35,000}-or-more-according-to-the-federal-census-of-1930,-or~~
 2 ~~{ii}-Bying--within--one--(i)--mile--of--the--limits--of--an~~
 3 ~~incorporated--city--having--a--population---of---thirty-five~~
 4 ~~thousand-{35,000}-or-more-according-to-the-federal-census-of~~
 5 ~~1930.~~

6 ~~(b)--Twenty-five-per-cent-(25%)--of--the--net--license--fees~~
 7 ~~derived--from--the--registration--of--motor--vehicles--whose--owners~~
 8 ~~reside--within--the--limits--of--any--incorporated--city--having--a~~
 9 ~~population--of--ten--thousand--(10,000)--or--more--according--to--the~~
 10 ~~federal--census--of--1950,-which--city--is--located--in--a--county~~
 11 ~~which--has--an--area--of--less--than--seven--hundred--and--fifty--(750)~~
 12 ~~square--miles.~~

13 (2) The balance of the county motor vehicle fund
 14 remaining after segregation of the city road fund shall be
 15 transferred to the "county road fund."

16 Section 2. Section 32-3703, R.C.M. 1947, is amended to
 17 read as follows:

18 "32-3703. Population centers--use of city road fund.
 19 (1) At the end of each month, the county treasurer shall
 20 pay to the appropriate city treasurer the fees held in the
 21 city road fund.

22 (2) The city treasurer shall hold the fees so paid in
 23 a separate "city road fund," which shall be used by the city
 24 council only for the construction, repair, and maintenance
 25 of permanent highways and streets within the corporate

INTRODUCED BILL

-2- SB 379

1 limits.

2 ~~(3) All such work shall be under the supervision of~~
3 ~~the county road superintendent, who shall co-operate with~~
4 ~~the city council in designating the highway or street upon~~
5 ~~which work is to be done and in selecting the type of~~
6 ~~pavement to be used.~~

7 ~~(4) The cost of supervision by the county surveyor~~
8 ~~shall not exceed five per cent (5%) of the cost of the~~
9 ~~work."~~

10 Section 3. Sections 32-3704 and 32-3705, R.C.M. 1947,
11 are repealed.

-End-

Approved by Comm.
on Local Government

SENATE BILL NO. 379

INTRODUCED BY BLAYLOCK, CETRONE, DUNKLE

A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING ~~EIGHTY~~ FIFTY PERCENT OF THE NET MOTOR VEHICLE LICENSE FEES DERIVED FROM REGISTRATION OF MOTOR VEHICLES WHOSE OWNERS RESIDE WITHIN THE LIMITS OF INCORPORATED CITIES AND TOWNS TO BE PAID TO THOSE CITIES AND TOWNS; REMOVING CERTAIN REFERENCES TO THE COUNTY ROADS SUPERINTENDENT AND COUNTY SURVEYOR; AMENDING SECTIONS 32-3702 AND 32-3703, R.C.M. 1947; AND REPEALING SECTIONS 32-3704 AND 32-3705, R.C.M. 1947."

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

Section 1. Section 32-3702, R.C.M. 1947, is amended to read as follows:

"32-3702. Population centers--city road fund--county road fund. (1) The county treasurer shall segregate from the county motor vehicle fund, and designate as the "city road fund" eighty FIFTY percent ~~(80%)~~ (50%) of the net license fees derived from the registration of motor vehicles whose owners reside within the limits of any incorporated city or town.

~~(a)--Fifty-per-cent--(50%)--of--the--net--license--fees derived-from-the-registration-of-motor-vehicles-whose-owners reside-within-the-limits-of-any-incorporated-city-~~

~~(i)--Having---a---population--of--thirty-five--thousand (35,000)--or-more-according-to-the-federal-census-of-1930,-or (ii)-lying-within-one-(1)-mile--of--the--limits--of--an incorporated---city---having--a--population--of--thirty-five thousand-(35,000)--or-more-according-to-the-federal-census-of 1930-~~

~~(b)--Twenty-five-per-cent-(25%)--of--the--net--license--fees derived-from-the-registration-of-motor-vehicles-whose-owners reside-within-the-limits-of-any-incorporated-city--having--a population-of-ten-thousand-(10,000)--or-more-according-to-the federal--census--of--1950,-which-city-is-located-in-a-county which-has-an-area-of-less-than-seven-hundred-and-fifty-(750) square-miles-~~

(2) The balance of the county motor vehicle fund remaining after segregation of the city road fund shall be transferred to the "county road fund."

Section 2. Section 32-3703, R.C.M. 1947, is amended to read as follows:

"32-3703. Population centers--use of city road fund. (1) At the end of each month, the county treasurer shall pay to the appropriate city treasurer the fees held in the city road fund.

(2) The city treasurer shall hold the fees so paid in a separate "city road fund," which shall be used by the city council only for the construction, repair, and maintenance

1 of permanent highways and streets within the corporate
2 limits.

3 ~~(3) All such work shall be under the supervision of~~
4 ~~the county road superintendent, who shall co-operate with~~
5 ~~the city council in designating the highway or street upon~~
6 ~~which work is to be done and in selecting the type of~~
7 ~~pavement to be used.~~

8 ~~(4) The cost of supervision by the county surveyor~~
9 ~~shall not exceed five per cent (5%) of the cost of the~~
10 ~~work."~~

11 Section 3. Sections 32-3704 and 32-3705, R.C.M. 1947,
12 are repealed.

-End-

SENATE BILL NO. 379

INTRODUCED BY BLAYLOCK, CETRONE, DUNKLE

A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING ~~EIGHTY~~ FIFTY PERCENT OF THE NET MOTOR VEHICLE LICENSE FEES DERIVED FROM REGISTRATION OF MOTOR VEHICLES WHOSE OWNERS RESIDE WITHIN THE LIMITS OF INCORPORATED CITIES AND TOWNS TO BE PAID TO THOSE CITIES AND TOWNS; REMOVING CERTAIN REFERENCES TO THE COUNTY ROADS SUPERINTENDENT AND COUNTY SURVEYOR; AMENDING SECTIONS 32-3702 AND 32-3703, R.C.M. 1947; AND REPEALING SECTIONS 32-3704 AND 32-3705, R.C.M. 1947."

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

Section 1. Section 32-3702, R.C.M. 1947, is amended to read as follows:

"32-3702. Population centers--city road fund--county road fund. (1) The county treasurer shall segregate from the county motor vehicle fund, and designate as the "city road fund": eighty FIFTY percent ~~(80%)~~ (50%) of the net license fees derived from the registration of motor vehicles whose owners reside within the limits of any incorporated city or town.

~~(a)--Fifty-per-cent--(50%)--of--the--net--license--fees derived--from--the--registration--of--motor--vehicles--whose--owners reside--witnin--the--limits--of--any--incorporated--city--~~

~~(i)--Having---a---population--of--thirty-five--thousand (35,000)--or--more--according--to--the--federal--census--of--1930--or (ii)--lying--within--one--(1)--mile--of--the--limits--of--an incorporated---city---having--a--population--of--thirty-five thousand--(35,000)--or--more--according--to--the--federal--census--of 1930.~~

~~(b)--Twenty-five-per-cent--(25%)--of--the--net--license--fees derived--from--the--registration--of--motor--vehicles--whose--owners reside--within--the--limits--of--any--incorporated--city----having--a population--of--ten--thousand--(10,000)--or--more--according--to--the federal--census--of--1950--which--city--is--located--in--a--county which--has--an--area--of--less--than--seven--hundred--and--fifty--(750) square--miles.~~

(2) The balance of the county motor vehicle fund remaining after segregation of the city road fund shall be transferred to the "county road fund."

Section 2. Section 32-3703, R.C.M. 1947, is amended to read as follows:

"32-3703. Population centers--use of city road fund.

(1) At the end of each month, the county treasurer shall pay to the appropriate city treasurer the fees held in the city road fund.

(2) The city treasurer shall hold the fees so paid in a separate "city road fund," which shall be used by the city council only for the construction, repair, and maintenance

1 of permanent highways and streets within the corporate
2 limits.

3 ~~{3}--All such work shall be under the supervision of~~
4 ~~the county road superintendent, who shall co-operate with~~
5 ~~the city council in designating the highway or street upon~~
6 ~~which work is to be done and in selecting the type of~~
7 ~~pavement to be used.~~

8 ~~{4}--The cost of supervision by the county surveyor~~
9 ~~shall not exceed five per cent {5%} of the cost of the~~
10 ~~work."~~

11 Section 3. Sections 32-3704 and 32-3705, R.C.M. 1947,
12 are repealed.

-End-

March 20, 1975

HOUSE OF REPRESENTATIVES

COMMITTEE OF THE WHOLE AMENDMENT TO SENATE BILL NO. 379,

third reading copy, as follows:

1. Amend page 2, section 1, line 16,

Following: "fund."

Strike: " " "

Insert: a new subsection following line 16

"(3) A county that requires additional revenues to finance the county road fund at the level of funding provided by this section prior to these 1975 amendments may levy up to five (5) mills in addition to the general road tax authorized under section 32-3601, R.C.M. 1947."

1 SENATE BILL NO. 379

2 INTRODUCED BY BLAYLOCK, CETRONE, DUNKLE

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING ~~EIGHTY~~ FIFTY
5 PERCENT OF THE NET MOTOR VEHICLE LICENSE FEES DERIVED FROM
6 REGISTRATION OF MOTOR VEHICLES WHOSE OWNERS RESIDE WITHIN
7 THE LIMITS OF INCORPORATED CITIES AND TOWNS TO BE PAID TO
8 THOSE CITIES AND TOWNS; REMOVING CERTAIN REFERENCES TO THE
9 COUNTY ROADS SUPERINTENDENT AND COUNTY SURVEYOR; AMENDING
10 SECTIONS 32-3702 AND 32-3703, R.C.M. 1947; AND REPEALING
11 SECTIONS 32-3704 AND 32-3705, R.C.M. 1947."

12
13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

14 Section 1. Section 32-3702, R.C.M. 1947, is amended to
15 read as follows:

16 "32-3702. Population centers--city road fund--county
17 road fund. (1) The county treasurer shall segregate from
18 the county motor vehicle fund, and designate as the "city
19 road fund": eighty FIFTY percent ~~(80%)~~ (50%) of the net
20 license fees derived from the registration of motor vehicles
21 whose owners reside within the limits of any incorporated
22 city or town.

23 ~~(a)--Fifty-per-cent--(50%)--of--the--net--license--fees~~
24 ~~derived-from-the-registration-of-motor-vehicles-whose-owners~~
25 ~~reside-within-the-limits-of-any-incorporated-city.~~

1 ~~(i)--Having---a---population--of--thirty-five--thousand~~
2 ~~(35,000)--or-more-according-to-the-federal-census-of-1930,-or~~
3 ~~(ii)-lying-within-one-(1)-mile--of--the--limits--of--an~~
4 ~~incorporated---city---having---a---population--of--thirty-five~~
5 ~~thousand-(35,000)-or-more-according-to-the-federal-census-of~~
6 ~~1930.~~

7 ~~(b)--Twenty-five-per-cent-(25%)-of-the-net-license-fees~~
8 ~~derived-from-the-registration-of-motor-vehicles-whose-owners~~
9 ~~reside-within-the-limits-of-any-incorporated-city--having--a~~
10 ~~population-of-ten-thousand-(10,000)-or-more-according-to-the~~
11 ~~federal--census--of--1950,-which-city-is-located-in-a-county~~
12 ~~which-has-an-area-of-less-than-seven-hundred-and-fifty-(750)~~
13 ~~square-miles.~~

14 (2) The balance of the county motor vehicle fund
15 remaining after segregation of the city road fund shall be
16 transferred to the "county road fund."⁴

17 (3) A COUNTY THAT REQUIRES ADDITIONAL REVENUES TO
18 FINANCE THE COUNTY ROAD FUND AT THE LEVEL OF FUNDING
19 PROVIDED BY THIS SECTION PRIOR TO THESE 1975 AMENDMENTS MAY
20 LEVY UP TO FIVE (5) MILLS IN ADDITION TO THE GENERAL ROAD
21 TAX AUTHORIZED UNDER SECTION 32-3601, R.C.M. 1947."

22 Section 2. Section 32-3703, R.C.M. 1947, is amended to
23 read as follows:

24 "32-3703. Population centers--use of city road fund.
25 (i) At the end of each month, the county treasurer shall

1 pay to the appropriate city treasurer the fees held in the
2 city road fund.

3 (2) The city treasurer shall hold the fees so paid in
4 a separate "city road fund," which shall be used by the city
5 council only for the construction, repair, and maintenance
6 of permanent highways and streets within the corporate
7 limits.

8 ~~(3) All such work shall be under the supervision of~~
9 ~~the county road superintendent who shall co-operate with~~
10 ~~the city council in designating the highway or street upon~~
11 ~~which work is to be done and in selecting the type of~~
12 ~~pavement to be used.~~

13 ~~(4) The cost of supervision by the county surveyor~~
14 ~~shall not exceed five per cent (5%) of the cost of the~~
15 ~~work."~~

16 Section 3. Sections 32-3704 and 32-3705, R.C.M. 1947,
17 are repealed.

-End-