

HOUSE BILL NO. 522

INTRODUCED BY STOBIE, UNDERDAL, ELLISON, IVERSON,
KANDUCH, ANDREASON, BURNETT, MARKS, CONN, KEYSER,
BENNETT, KROPP, ELLERD, HURWITZ, SIVERTSEN, McLANE,
ASAY, CONROY, DEVLIN, HEMSTAD, VINGER, MANUEL,
FEDA, SCHULTZ, ANDERSON, JACOBSEN, GOULD, JENSEN,
DUSSAULT, CURTISS, DONALDSON, HARP, MUELLER, ERNST,
WALLIN, BRAND, QUILICI, THOFT, O'CONNELL, PISTORIA,
R. MANNING, SALES, BERTELSEN, HANSON, LORY,
EUDAILY, KEMMIS, MENAHAN, HARPER, SEIFERT,
C. SMITH, AZZARA, WINSLOW

IN THE HOUSE

January 27, 1981	Introduced and referred to Committee on Highways and Transportation.
February 5, 1981	Committee recommend bill do pass as amended. Report adopted.
February 6, 1981	Bill printed and placed on members' desks.
February 7, 1981	Second reading, do pass.
February 9, 1981	Correctly engrossed.
February 11, 1981	Third reading, passed. Ayes, 94; Noes, 2. Transmitted to Senate.

IN THE SENATE

February 12, 1981	Introduced and referred to Committee on Highways and Transportation.
March 14, 1981	Committee recommend bill be concurrent in. Report adopted.
March 16, 1981	Second reading, concurred in.
March 18, 1981	Third reading, concurred in. Ayes, 47; Noes, 1.

IN THE HOUSE

March 19, 1981

Returned from Senate. Concurred
in. Sent to enrolling.

Reported correctly enrolled.

BURNETT

HOUSE BILL NO. 522

Mark Con
Anderson
Conrad

INTRODUCED BY

Stacie Underdahl *Bliss* *Dem*

A BILL FOR AN ACT ENTITLED:

AN ACT AMENDING SECTION

61-10-209, MCA, TO ALLOW GROSS VEHICLE WEIGHT FEES TO BE

PAID FOR 1-MONTH OR 3-MONTH PERIODS."

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

Section 1. Section 61-10-209, MCA, is amended to read:

"61-10-209. ~~Quarterly~~ Monthly payment -- ~~quarterly~~ monthly

payment -- penalty for failure to pay fee. (1) When the gross weight of a vehicle exceeds 24,000 pounds, the gross weight or special fees for trucks, trailers, tractors, pole trailers, or semitrailers may be paid for a 1-month period ~~for one-twelfth the regular fee~~ or for a 3-month period for one-fourth the regular fee at the beginning of any quarter of the calendar year. For each fee so paid other than at the time of payment of the annual vehicle registration fee, an additional fee of \$1 shall be charged. The department may adopt rules relative to the issuance and display of certificates or insignia, which shall state the ~~quarters~~ months for which the vehicle is licensed.

(2) A vehicle licensed under this section may not be operated over the public highways after the expiration of:

(a) the 1-month period until the owner pays the

required fee for a license for an additional 1-month or 3-month period or for the remainder of the year; or

(b) ~~the~~ 3-month period unless the owner or operator of the vehicle, within 10 calendar days or 7 business days as provided by law, whichever is greater, pays the required fee for a license for an additional 1-month or 3-month period or for the remainder of the year.

(3) A person who operates a vehicle upon the public highways ~~after the expiration of the 10 calendar days or 7 business days as provided by law, whichever is greater~~ in violation of subsection (2) is guilty of a misdemeanor. In addition he shall be required to purchase a gross weight license for the vehicle involved at the fee covering an entire year's license for operation of the vehicle less the fees for the period of the year already paid.

~~(3)(4)~~ If within 5 days thereafter no license for a full year has been purchased as required, the Montana highway patrol, county sheriff, or city police may impound the vehicle in the manner which is directed for these cases by the division of motor vehicles until the requirement is met."

-End-

INTRODUCED BILL

HB 522

STATE OF MONTANA

REQUEST NO. 424-81

FISCAL NOTE

Form BD-15

In compliance with a written request received March 5, 19 81, there is hereby submitted a Fiscal Note for HB 522 pursuant to Title 5, Chapter 4, Part 2 of the Montana Code Annotated (MCA).

Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

Description of Proposed Legislation:

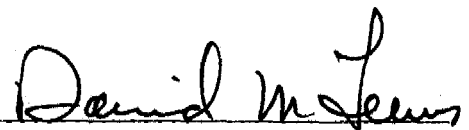
House Bill No. 522 is "An Act Amending Section 61-10-209, MCA, to allow gross vehicle weight fees to be paid for 1-month or 3-month periods; and and raising the fee for registration at such times".

Assumptions:

1. It is assumed that 800 logging trucks will license their vehicles for 7 months per year rather than 9 months per year under present law. This G.V.W. fee is \$58.48 per month X 800 vehicles = \$47,000 per month X 2 months = \$94,000 (rounded as to \$100,000) less G.V.W. fees to be collected per year.
2. Based on the ratio of logging trucks (which are licensed at 75% of full G.V.W. fee) to the number of other vehicles licensed at full fee, the Department of Highways could expect to lose \$175,000 for each month these other vehicles will not be licensed. It is estimated that the average would be 1½ months not licensed by other vehicles. Therefore 1½ X \$175,000 = \$262,500 (rounded down to \$250,000) loss of revenue per year.
3. Therefore total revenue lost is estimated to be \$100,000 + \$250,000 = \$350,000 per year.
4. The bill provides for raising the re-registration fee from \$1.00 to \$5.00. This should generate \$40,000 additional revenue per year.
5. There is a possibility that some firms will license a vehicle for one month, whereas in the past they would not license until the start of the next quarter. This should generate \$60,000 additional revenue per year.
6. The Department of Highways will be required to purchase monthly G.V.W. stickers and these stickers are estimated to cost \$5,000 per year.

Fiscal Impact:

See attached sheet.



BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 3-9-81

REVENUE AND EXPENDITURE IMPACT:

	FY 1982			FY 1983		
	<u>Amount Under Existing Law</u>	<u>Amount Under Proposed Law</u>	<u>Decrease</u>	<u>Amount Under Existing Law</u>	<u>Amount Under Proposed Law</u>	<u>Decrease</u>
State Impact -						
Highway Earmarked Rev. Fund	\$ 350,000	\$ 100,000	\$ 250,000	\$ 350,000	\$ 100,000	\$ 250,000
<u>Expenditures</u>						
Stickers	-0-	5,000	(5,000)	-0-	5,000	(5,000)
Net Effect	\$ 350,000	\$ 95,000	\$ 255,000	\$ 350,000	\$ 95,000	\$ 255,000

Comments:

It is estimated that enactment of HB 522 would decrease Department of Highways Earmarked Revenue by \$255,000 per year.

Approved by Committee
on Highways & Transportation

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one-fourth the regular fee at the beginning of any quarter
 of the calendar year. For each fee so paid other than at the
 time of payment of the annual vehicle registration fee, an
 additional fee of ~~at~~ \$5 shall be charged. The department may
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 certificates or insignia, which shall state the ~~quarters~~
months for which the vehicle is licensed.

(2) A vehicle licensed under this section may not be
 operated over the public highways after the expiration of:

(a) the 1-month period until the owner pays the
 required fee for a license for an additional 1-month or
 3-month period or for the remainder of the year; or

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 the vehicle, within 10 calendar days or 7 business days as
 provided by law, whichever is greater, pays the required fee
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 highways after the expiration of the 10-calendar-days--or--7
 business--days--as-provided-by-law--whichever-is-greater, in
 violation of subsection (2) is guilty of a misdemeanor. In
 addition he shall be required to purchase a gross weight
 license for the vehicle involved at the fee covering an
 entire year's license for operation of the vehicle less the
 fees for the period of the year already paid.

HB 0522/v2

1 ~~(3)~~(4) If within 5 days thereafter no license for a
2 full year has been purchased as required, the Montana
3 highway patrol, county sheriff, or city police may impound
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