

House Bill 650

In The House

February 5, 1981	Introduced and referred to Committee on Fish and Game.
February 6, 1981	Fiscal note requested.
February 12, 1981	Fiscal note returned.
February 19, 1981	Committee recommend bill do not pass.

1 *House* BILL NO. *650* *Thorne*  
 2 INTRODUCED BY *Piper Ellison Stabin Underdal*  
 3 *Section* *Deason Berlin Switzer Phillip Rose*  
 4 *Q Smith* *Summitt*

5 A BILL FOR AN ACT ENTITLED: "AN ACT TO DEPOSIT MONEY IN THE  
 6 GENERAL FUND THAT WAS PREVIOUSLY DEPOSITED IN VARIOUS  
 7 EARMARKED REVENUE FUND ACCOUNTS TO THE CREDIT OF THE  
 8 DEPARTMENT OF FISH, WILDLIFE, AND PARKS; AMENDING SECTIONS  
 9 15-35-108, 23-1-105, 23-1-108, 23-2-512, 23-2-611, 23-2-612,  
 10 23-2-615, 23-2-616, 23-2-619, 23-2-644, AND 60-3-201, MCA."

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

12 Section 1. Section 23-1-105, MCA, is amended to read:  
 13 "23-1-105. Fees and charges -- golden years pass. (1)  
 14 The department shall have power to levy and collect  
 15 reasonable fees or other charges for the use of such  
 16 privileges and conveniences as may be provided and to grant  
 17 such concessions as it may deem advisable, except as  
 18 provided in subsection (2). All moneys derived from the  
 19 activities of the department shall be deposited in the  
 20 ~~general fund of the state treasury in the earmarked revenue~~  
 21 ~~fund to the credit of the department.~~

22 (2) Any Montana resident as defined in 87-2-102 who is  
 23 65 years of age or older may purchase a "Montana state  
 24 golden years pass" for \$1 which, when attached to his or her  
 25 vehicle, allows the passengers of that vehicle to camp free

1 in Montana state parks, recreation areas, and fishing access  
 2 sites. This pass is valid for the lifetime of the  
 3 individual."

4 Section 2. Section 23-1-103, MCA, is amended to read:  
 5 "23-1-103. Acquisition of certain state parks,  
 6 monuments, or historical sites. (1) Any person, association,  
 7 or representative of a governing unit may submit a proposal  
 8 for the acquisition of a site or area described in 23-1-102  
 9 ~~from the income of the trust fund created in 15-35-108 to~~  
 10 ~~the department of fish, wildlife, and parks~~ by December 1 of

11 the year preceding the convening of a legislative session.

12 (2) The fish and game commission shall present to the  
 13 legislature by the 15th day of any legislative session a  
 14 list of areas, sites, or objects that were proposed for  
 15 purchase for use as state parks, state recreational areas,  
 16 state monuments, or state historical sites with the money  
 17 contained in the parks account.

18 (3) The legislature must appropriate funds from this  
 19 account before any park, area, monument, or site may be  
 20 purchased."

21 Section 3. Section 15-35-108, MCA, is amended to read:  
 22 "15-35-108. Disposal of severance taxes. Severance  
 23 taxes collected under the provisions of this chapter are  
 24 allocated as follows:

25 (1) To the trust fund created by Article IX, section

1 5, of the Montana constitution, 25% of total collections a  
 2 year. After December 31, 1979, 50% of coal severance tax  
 3 collections are allocated to this trust fund. The trust fund  
 4 moneys shall be deposited in the fund established under  
 5 17-6-203(5) and invested by the board of investments as  
 6 provided by law.

7 (2) Coal severance tax collections remaining after  
 8 allocation to the trust fund under subsection (1) are  
 9 allocated in the following percentages of the remaining  
 10 balance:

11 (a) to the county in which coal is mined, 2% of the  
 12 severance tax paid on the coal mined in that county until  
 13 January 1, 1980, for such purposes as the governing body of  
 14 the county may determine;

15 (b) 2 1/2% until December 31, 1979, and thereafter 5%  
 16 to the earmarked revenue fund to the credit of the  
 17 alternative energy research development and demonstration  
 18 account;

19 (c) 26 1/2% until July 1, 1979, and thereafter 37 1/2%  
 20 to the earmarked revenue fund to the credit of the local  
 21 impact and education trust fund account;

22 (d) for each of the 2 fiscal years following June 30,  
 23 1977, 13% to the earmarked revenue fund to the credit of the  
 24 coal area highway improvement account;

25 (e) 10% to the earmarked revenue fund for state

1 equalization aid to public schools of the state;

2 (f) 1% to the earmarked revenue fund to the credit of  
 3 the county land planning account;

4 (g) 2 1/2% to the sinking fund to the credit of the  
 5 renewable resource development bond account;

6 (h) 5% ~~1 1/3%~~ to the earmarked revenue fund to the  
 7 credit of a trust fund for the purpose of ~~park-acquisition~~  
 8 ~~or-management~~ protection of works of art in the state  
 9 capitol, and other cultural and aesthetic projects. Income  
 10 from this trust fund shall be appropriated ~~as follows:~~

11 ~~(i) 2/3 for the protection of works of art in the~~  
 12 ~~state capitol and other cultural and aesthetic projects; and~~

13 ~~(ii) 2/3 for the acquisition of sites and areas~~  
 14 ~~described in 23-2-102 and the operation and maintenance of~~  
 15 ~~sites so acquired;~~

16 (i) 1% to the earmarked revenue fund to the credit of  
 17 the state library commission for the purposes of providing  
 18 basic library services for the residents of all counties  
 19 through library federations and for payment of the costs of  
 20 participating in regional and national networking;

21 (j) all other revenues from severance taxes collected  
 22 under the provisions of this chapter to the credit of the  
 23 general fund of the state.\*

24 Section 4. Section 23-2-512, MCA, is amended to read:  
 25 \*23-2-512. Identification number. (1) The owner of

1 each motorboat requiring numbering by this state shall file  
 2 an application for number in the office of the county  
 3 treasurer where the motorboat is owned or taxable on forms  
 4 prepared and furnished by the division of motor vehicles.  
 5 The application must be signed by the owner of the motorboat  
 6 and be accompanied by a fee of \$1. Any alteration, change,  
 7 or false statement contained in the application will render  
 8 the certificate of number void. Upon receipt of the  
 9 application in approved form, the county treasurer shall  
 10 issue to the applicant a certificate of number prepared and  
 11 furnished by the division of motor vehicles, stating the  
 12 number assigned to the motorboat and the name and address of  
 13 the owner.

14 (2) Before filing the application with the county  
 15 treasurer, the applicant shall submit it to the county  
 16 assessor, who shall enter on the application, in a space to  
 17 be provided for that purpose, the market value and taxable  
 18 value of the motorboat for the year for which the  
 19 application for registration is made.

20 (3) The applicant, upon the filing of the application,  
 21 shall pay to the county treasurer the registration fee and  
 22 the personal property taxes assessed against the motorboat  
 23 or vessel for the current year of registration before the  
 24 application for registration or reregistration may be  
 25 accepted by the county treasurer.

1 (4) Should the ownership of a motorboat change, a new  
 2 application form with fee must be filed within a reasonable  
 3 time with the county treasurer and a new certificate of  
 4 number assigned in the same manner as provided for in an  
 5 original assignment of number.

6 (5) If an agency of the United States government has  
 7 in force a comprehensive system of identification numbering  
 8 for motorboats in the United States, the numbering system  
 9 employed pursuant to this part by the division of motor  
 10 vehicles must be in conformity.

11 (6) Every certificate of number and the license decals  
 12 assigned under this part continues in effect for a period  
 13 not to exceed 1 year unless terminated or discontinued in  
 14 accordance with the provisions of this part. Certificates of  
 15 number and license decals must show the date of expiration  
 16 and may be renewed by the owner in the same manner provided  
 17 for in the initial securing of the certificate.

18 (7) Certificates of number expire on April 30 of each  
 19 year and may not be in effect unless renewed under this  
 20 part.

21 (8) In event of transfer of ownership, the purchaser  
 22 shall furnish the county treasurer notice within a  
 23 reasonable time of the acquisition of all or any part of his  
 24 interest, other than the creation of a security interest, in  
 25 a motorboat numbered in this state or of the loss, theft,

1 destruction, or abandonment of the motorboat. The transfer,  
 2 loss, theft, destruction, or abandonment terminates the  
 3 certificate of number for the motorboat. Recovery from theft  
 4 or transfer of a part interest that does not affect the  
 5 owner's right to operate the motorboat does not terminate  
 6 the certificate of number.

7 (9) A holder of a certificate of number shall notify  
 8 the county treasurer within reasonable time if his address  
 9 no longer conforms to the address appearing on the  
 10 certificate and furnish the county treasurer with his new  
 11 address. The division of motor vehicles may provide by rule  
 12 for the surrender of the certificate bearing the former  
 13 address and its replacement with a certificate bearing the  
 14 new address or the alteration of an outstanding certificate  
 15 to show the new address of the holder.

16 (10) (a) The number assigned must be painted on or  
 17 attached to each outboard side of the forward half of the  
 18 motorboat or, if there are no such sides, at a corresponding  
 19 location on both outboard sides of the foredeck of the  
 20 motorboat. The number assigned must read from left to right  
 21 in Arabic numerals and block characters of good proportion  
 22 at least 3 inches tall excluding border or trim of a color  
 23 that contrasts with the color of the background and be so  
 24 maintained as to be clearly visible and legible. The number  
 25 may not be placed on the obscured underside of the flared

1 bow where it cannot be easily seen from another vessel or  
 2 ashore. No numerals, letters, or devices other than those  
 3 used in connection with the identifying number issued may be  
 4 placed in the proximity of the identifying number. No  
 5 numerals, letters, or devices that might interfere with the  
 6 ready identification of the motorboat by its identifying  
 7 number may be carried as to interfere with the motorboat's  
 8 identification. No number other than the number and license  
 9 decal assigned to a motorboat or granted reciprocity under  
 10 this part may be painted, attached, or otherwise displayed  
 11 on either side of the forward half of the motorboat.

12 (b) The certificate of number shall be pocket size and  
 13 available to federal, state, or local law enforcement  
 14 officers at all reasonable times for inspection on the  
 15 motorboat whenever the motorboat is on waters of this state.

16 (c) Boat liveries are not required to have the  
 17 certificate of number on board each motorboat, but a rental  
 18 agreement must be carried on board livery motorboats in  
 19 place of the certificate of number.

20 (11) Fees collected under this section shall be  
 21 transmitted to the state treasurer who shall deposit the  
 22 fees in the ~~motorboat-certificate-identification-account--of~~  
 23 ~~an--earmarked-revenue~~ general fund. ~~These fees shall be used~~  
 24 ~~only for the administration and enforcement of this part as~~  
 25 ~~amended.~~

1 (12) An owner of a motorboat must within a reasonable  
 2 time notify the division of motor vehicles, giving the  
 3 motorboat's identifying number and the owner's name when  
 4 that motorboat becomes documented as a vessel of the United  
 5 States or is transferred, lost, destroyed, abandoned, or  
 6 frauded or within 60 days after change of state of principal  
 7 use."

8 Section 5. Section 23-2-611, MCA, is amended to read:  
 9 "23-2-611. Certificate of ownership. (1) No snowmobile  
 10 may be operated upon any public lands, trails, easements,  
 11 lakes, rivers, streams, roadways or shoulders of roadways,  
 12 streets, or highways, unless a certificate of ownership has  
 13 first been obtained from the division of motor vehicles in  
 14 accordance with the laws of this state.

15 (2) The owner of a snowmobile shall apply for a  
 16 certificate of ownership with the county treasurer of the  
 17 county in which the owner resides, upon forms to be  
 18 furnished for this purpose. The forms must require the  
 19 following information:

- 20 (a) name of the owner;  
 21 (b) residence of the owner by town and county;  
 22 (c) business or home mail address of the owner;  
 23 (d) name and address of any lien holder;  
 24 (e) amount due under any contract or lien;  
 25 (f) name of the manufacturer;

1 (g) model number or name;  
 2 (h) identification number; and  
 3 (i) name and address of the dealer or other person  
 4 from whom acquired.

5 (3) The application must be signed by at least one  
 6 owner or by a properly authorized officer or representative  
 7 of the owner.

8 (4) If a certificate of ownership has previously been  
 9 issued under the provisions of this part, the application  
 10 for a new certificate must be accompanied by the immediately  
 11 previous certificate. This subsection does not apply to  
 12 snowmobiles that are purchased as new and unused machines or  
 13 that were operated when the provisions of this part were not  
 14 in force and effect.

15 (5) Upon completion of the application on forms  
 16 furnished by the division of motor vehicles, the county  
 17 treasurer shall issue to the applicant two copies of the  
 18 application, one of which shall be marked "file copy". The  
 19 treasurer shall forward one copy and the original  
 20 application to the division, which shall enter the  
 21 information contained in the application upon the  
 22 corresponding records of its office, and shall furnish the  
 23 applicant a certificate of ownership which shall contain  
 24 that information in the application considered necessary by  
 25 the division and a permanent ownership number. The

1 certificate of ownership is not to be renewed annually and  
2 is valid as long as the person holding it owns the  
3 snowmobile.

4 (6) The owner shall at all times retain possession of  
5 the certificate of ownership, except when it is being  
6 transmitted to and from the division for endorsement or  
7 cancellation.

8 (7) Upon application for a certificate of ownership, a  
9 fee of \$3 shall be paid to the county treasurer, \$2 of which  
10 shall be forwarded by the county treasurer to the ~~division~~  
11 ~~of-motor-vehicles state treasurer~~ and deposited in the ~~motor~~  
12 ~~vehicle--recording--account-of-the-earmarked-revenue general~~  
13 ~~fund.~~"

14 Section 6. Section 23-2-612, MCA, is amended to read:

15 "23-2-612. Transfer of interest. (1) Except as  
16 provided in subsection (3), upon a transfer of any  
17 certificate of ownership to a snowmobile registered as  
18 required under the provisions of this part, the person whose  
19 title or interest is to be transferred shall write his  
20 signature with pen and ink upon the certificate of ownership  
21 issued for the snowmobile in the appropriate space provided  
22 upon the reverse side of the certificate, and such signature  
23 shall be acknowledged before a notary public.

24 (2) Within 20 calendar days thereafter, the transferee  
25 shall make application for transfer of the certificate of

1 ownership so endorsed with the county treasurer of the  
2 county in which the transferee resides and also make  
3 application for registration of the snowmobile. The county  
4 treasurer shall forward the application to the division of  
5 motor vehicles, which shall file the same upon receipt  
6 thereof. No certificate of ownership may be issued by the  
7 division until the outstanding certificates are surrendered  
8 to that office or their loss established to its reasonable  
9 satisfaction. The county treasurer shall collect a fee of \$3  
10 for each application for transfer of ownership, of which \$2  
11 shall be forwarded to the ~~division-of-motor--vehicles state~~  
12 ~~treasurer~~ for deposit in the ~~motor-vehicle-recording-account~~  
13 ~~of-the-earmarked-revenue general fund.~~

14 (3) A purchaser of a new or used snowmobile from a  
15 licensed snowmobile dealer has a grace period of 20 calendar  
16 days from the date of purchase to register the snowmobile,  
17 make application for a certificate of ownership, and obtain  
18 a decal indicating that the fee in lieu of property tax has  
19 been paid on the snowmobile for the current year. It is not  
20 a violation of this part or any other law for the purchaser  
21 to operate a newly acquired snowmobile without a certificate  
22 of ownership, certificate of registration, and a decal  
23 during the 20-day period. During this period the sticker,  
24 provided for in subsection (4), shall remain affixed to the  
25 snowmobile.

1 (4) Prior to the delivery of the snowmobile to the  
 2 purchaser, the dealer shall issue and affix to the  
 3 snowmobile a sticker (in a form to be prescribed by the  
 4 division of motor vehicles). The sticker shall contain the  
 5 name and address of the purchaser, the date of sale, the  
 6 name and address of the dealer, and a description of the  
 7 snowmobile, including its serial number. The dealer shall  
 8 keep a copy of the sticker for his records and shall send a  
 9 copy of the sticker to the division.

10 (5) The provisions of subsection (2) of this section  
 11 do not apply in the event of the transfer of a snowmobile to  
 12 a duly licensed snowmobile dealer intending to resell the  
 13 snowmobile and who operates it only for demonstration  
 14 purposes, but every such dealer, upon transferring such  
 15 interest, shall deliver the certificate of ownership with an  
 16 application for a new certificate executed by the new owner  
 17 in accordance with the provisions of this part. The  
 18 division, upon receipt of the certificate of ownership and  
 19 application for a new certificate, together with the  
 20 conditional sales contract or other lien, if any, shall  
 21 issue a new certificate of ownership together with a  
 22 statement of any conditional sales contract, mortgage, or  
 23 other lien."

24 Section 7. Section 23-2-615, MCA, is amended to read:

25 "23-2-615. Nonresident temporary-use permits -- use of

1 fees. (1) The requirements pertaining to the nonresident  
 2 temporary-snowmobile-use permit are as follows:

3 (a) Application for the issuance of the permit shall  
 4 be made at locations and upon forms prescribed by the  
 5 department. The forms shall include but are not limited to:

6 (i) applicant's name and permanent address;

7 (ii) make, model, year, and serial number of the  
 8 snowmobile; and

9 (iii) affidavit declaring the nonresidency of the  
 10 applicant.

11 (b) Upon submission of the application and a fee of  
 12 \$6, a nonresident temporary-snowmobile-use sticker shall be  
 13 issued. The sticker shall be displayed in a conspicuous  
 14 manner on the snowmobile.

15 (2) The temporary permit is valid for a consecutive  
 16 30-day period as designated by the permit.

17 (3) The permit is not proof of ownership, and no  
 18 certificate of ownership may be issued.

19 (4) All money collected by payment of fees under this  
 20 section shall be turned over to the state treasurer and  
 21 placed in the earmarked-revenue general fund to the credit  
 22 of ~~the department of fish, wildlife, and parks, with~~  
 23 ~~one-half to be used in administering this section and~~  
 24 ~~one-half to be used in the development, maintenance, and~~  
 25 ~~operation of snowmobile facilities.~~



1 (5) The failure to display the permit as required by  
 2 this section or the making of false statements in obtaining  
 3 the permit is a misdemeanor, punishable by a fine of not  
 4 less than \$25 or more than \$100.\*

5 Section 8. Section 23-2-616, MCA, is amended to read:

6 "23-2-616. Registration and decals -- application and  
 7 issuance -- use of certain fees. (1) No snowmobile may be  
 8 operated on public lands by any person in Montana unless it  
 9 has been registered and there is displayed in a conspicuous  
 10 place on both sides of the cowl a decal as visual proof that  
 11 the fee in lieu of property tax has been paid on it for the  
 12 current year.

13 (2) Application for registration shall be made to the  
 14 county treasurer upon forms to be furnished by the division  
 15 of motor vehicles for this purpose, which may be obtained at  
 16 the county treasurer's office in the county where the owner  
 17 resides. The application shall contain the following  
 18 information:

- 19 (a) name and address of the owner;
- 20 (b) certificate of ownership number;
- 21 (c) make of the snowmobile;
- 22 (d) model name of the snowmobile;
- 23 (e) year of manufacture;
- 24 (f) a statement evidencing payment of the fee in lieu  
 25 of property tax; and

1 (g) such other information as the division of motor  
 2 vehicles may require.

3 (3) The application shall be accompanied by a decal  
 4 fee of \$2, a registration fee of 50 cents, and, if the  
 5 snowmobile has previously been registered, by the  
 6 registration certificate for the most recent year in which  
 7 the snowmobile was registered. The treasurer shall sign the  
 8 application and issue a registration receipt which shall  
 9 contain information considered necessary by the division of  
 10 motor vehicles and a listing of fees paid. The owner shall  
 11 retain possession of the registration receipt until it is  
 12 surrendered to the county treasurer for reregistration or to  
 13 a purchaser or subsequent owner pursuant to a transfer of  
 14 ownership.

15 (4) The county treasurer shall forward the signed  
 16 application to the division of motor vehicles and shall  
 17 issue to the applicant a decal in the style and design  
 18 prescribed by the division and of a different color than the  
 19 preceding year, numbered in sequence.

20 (5) The county treasurer may not accept any  
 21 application under this section until the applicant has paid  
 22 the decal and registration fees and the fee in lieu of  
 23 property tax on the snowmobile for the current year.

24 (6) All money collected from payment of the decal fees  
 25 and all interest accruing from use of this money shall be

1 forwarded to the state treasurer and placed in the earmarked  
 2 revenue general fund to the credit of the department, with  
 3 ~~it designated for use in enforcing the purposes of this part~~  
 4 ~~and it designated for use in the development, maintenance~~  
 5 ~~and operation of snowmobile facilities. All money collected~~  
 6 ~~from payment of the registration fee shall be forwarded to~~  
 7 ~~the state treasurer and deposited in the motor vehicle~~  
 8 ~~recording account of the earmarked revenue fund."~~

9 Section 9. Section 23-2-619, MCA, is amended to read:

10 "23-2-619. Dealer registration certificate -- use of  
 11 fees. (1) A dealer registration certificate shall be issued  
 12 in accordance with this part.

13 (2) The dealer application shall be accompanied by an  
 14 application fee of \$5 and a registration fee of \$5. Upon  
 15 receipt of the dealer application and payment of fees, the  
 16 dealer shall be issued two dealer snowmobile identification  
 17 cards which shall be carried by the dealer or the dealer's  
 18 customer when demonstrating the dealer's snowmobiles.

19 (3) No bond is required of the dealer.

20 (4) The dealer shall have a principal place of  
 21 business where he shall maintain all his business records  
 22 and display and sell merchandise.

23 (5) An applicant for renewal of a snowmobile dealer  
 24 registration shall certify that he has sold 3 or more  
 25 snowmobiles during the preceding year or pay an additional

1 \$50 renewal registration fee or provide a copy of a written  
 2 new snowmobile franchise or sales agreement that the  
 3 applicant has with a manufacturer, importer, or distributor.

4 (6) Additional dealer snowmobile identification cards  
 5 as required by need justified to the division of motor  
 6 vehicles may be purchased by the dealer for a fee of \$2.

7 (7) Dealer registration certificates and  
 8 identification cards expire on June 30 following the date of  
 9 issuance.

10 (8) (a) The dealer application fees and all interest  
 11 accruing from use of this money shall be deposited in the  
 12 ~~earmarked revenue general fund to the credit of the~~  
 13 ~~department, with one-half designated for use in enforcing~~  
 14 ~~the purposes of this part and one-half designated for use in~~  
 15 ~~the development, maintenance, and operation of snowmobile~~  
 16 ~~facilities.~~

17 (b) All money collected from dealer registration and  
 18 renewal registration fees shall be deposited in the motor  
 19 ~~vehicle recording account of the earmarked revenue general~~  
 20 ~~fund."~~

21 Section 10. Section 23-2-644, MCA, is amended to read:

22 "23-2-644. Use of funds from fines and forfeitures.  
 23 All fines and forfeitures collected under this part relating  
 24 to snowmobiles shall be transmitted to the state treasurer  
 25 who shall deposit such fines and forfeitures in the

1 ~~earmarked~~ revenue general fund to ~~the credit of the~~  
2 ~~department to be used only for snowmobile safety and~~  
3 ~~education."~~

4 Section 11. Section 60-3-201, MCA, is amended to read:

5 "60-3-201. Distribution and use of proceeds of  
6 gasoline dealers' license tax. (1) All money received in  
7 payment of license taxes under the Distributor's Gasoline  
8 License Tax Act, except those amounts paid out of the  
9 department of revenue's suspense account for gasoline tax  
10 refund, shall be used and expended as provided in this  
11 section. So much of that money on hand at any time as may be  
12 needed to pay highway bonds and interest thereon when due  
13 and to accumulate and maintain a reserve therefor, as  
14 provided in laws and in resolutions of the state board of  
15 examiners authorizing such bonds, shall be deposited in the  
16 highway bond account in the sinking fund established by  
17 17-2-102. Subject to that provision, ~~9/10 of 1% of all money~~  
18 ~~shall be deposited in the state park account and 1/2 of 1%~~  
19 ~~1.5% of all money shall be deposited in a snowmobile account~~  
20 ~~in the earmarked revenue general fund.~~ The remainder of the  
21 money shall be used by the department of highways on the  
22 federal-aid highways in this state selected and designated  
23 under Title 23, U.S.C., and on highways leading from each  
24 county seat in the state to the federal highway system of  
25 federal-aid roads where the county seat is not on the system

1 and on the other roads which have been or may be authorized  
2 by the laws of Montana and for collection of the license  
3 taxes and the enforcement of the Montana highway code under  
4 Article VIII, section 6, of the constitution of this state.

5 (2) The department shall, in expending this money,  
6 carry forward construction from year to year, using the  
7 money expended through the matching up of federal-aid  
8 allotments to Montana upon the federal highway system in the  
9 various parts of the state in accordance with 60-3-204  
10 through 60-3-206. Nothing in this title conflicts with Title  
11 23, U.S.C., and the rules by which it is administered.

12 (3) The department may enter into cooperative  
13 agreements with the national park service and the federal  
14 highway administration for the purpose of maintaining  
15 national park approach roads in Montana.

16 (4) ~~Money credited to the state park account in the~~  
17 ~~earmarked revenue fund shall be used only for the creation~~  
18 ~~improvement and maintenance of state parks where~~  
19 ~~motorboating is allowed, except for the payment of refunds~~  
20 ~~under 15-70-221 through 15-70-226.~~ The legislature finds  
21 that of all the fuel sold in the state for consumption in  
22 internal combustion engines, not less than 9/10 of 1% is  
23 used for propelling boats on waterways of this state, and  
24 the money collected from gasoline license taxes on such fuel  
25 shall be deposited in the general fund except money used for

1 the payment of refunds under 15-70-221 through 15-70-226.

2 (5) Money--credited--to--the-snowmobile-account-may-be  
3 used-only-to-develop-and-maintain--facilities--open--to--the  
4 general---public---at--no--admission--cost--and--to--promote  
5 snowmobile-safety. For the 2 years following July 1, 1977  
6 15% of the amount deposited in the snowmobile fund each year  
7 shall--be--used--to--promote--snowmobile--safety. Thereafter, 10%  
8 of the amount deposited in the snowmobile fund shall be used  
9 to promote snowmobile safety. The legislature finds that of  
10 all fuels sold in this state for consumption in internal  
11 combustion engines, not less than 1/2 of 1% is used for  
12 propelling snowmobiles on public lands of this state, and  
13 the money collected from gasoline taxes on such fuel shall  
14 be deposited in the general fund."

-End-

HB 650

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STATE OF MONTANA

REQUEST NO. 320-81

FISCAL NOTE

*Form* BD-15

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In compliance with a written request received February 7, 19 81, there is hereby submitted a Fiscal Note for House Bill 650 pursuant to Chapter 53, Laws of Montana, 1965 - Thirty-Ninth Legislative Assembly. 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.

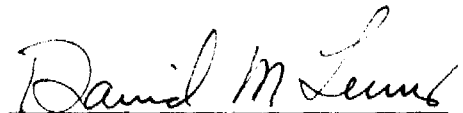
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Description of Proposed Legislation

An act to deposit money in the General Fund that was previously deposited in various earmarked revenue fund accounts to the credit of the Department of Fish, Wildlife and Parks.

Fiscal Impact

See attached sheet.



BUDGET DIRECTOR

Office of Budget and Program Planning

Date: \_\_\_\_\_

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HOUSE BILL 650 FISCAL IMPACT  
OBPP Statistics  
February 12, 1981

	Current Law <u>FY 1982</u>	Proposed Law <u>FY 1982</u>	Difference <u>FY 1982</u>	Current Law <u>FY 1983</u>	Proposed Law <u>FY 1983</u>	Difference <u>FY 1983</u>
<b>COAL SEVERANCE TAX</b>						
General Fund	\$17,615,248	\$19,314,965	\$ 1,699,717	\$20,873,758	\$22,887,893	\$ 2,014,135
Park Acquisition Trust	2,317,796	618,079	(1,699,717)	2,746,547	732,412	(2,014,135)
<b>PARK ACQUISITION TRUST INTEREST</b>						
Fish and Game	590,734	0	(590,734)	824,478	0	(824,478)
Historical Society	295,367	751,266	455,899	412,239	830,915	418,676
Lost Interest			<u>134,835</u>			<u>405,802</u>
<b>GASOLINE TAX</b>						
Snowmobile ERA	190,052	0	(190,052)	190,052	0	(190,052)
Motorboat ERA	342,044	0	(342,044)	342,044	0	(342,044)
Highways ERA	34,971,726	35,006,768	35,042	34,971,726	35,006,768	35,042
General Fund	0	497,054	497,054	0	497,054	497,054
<b>SNOWMOBILE REGISTRATION</b>						
Snowmobile ERA	26,000	0	(26,000)	28,000	0	(28,000)
General Fund	0	26,000	26,000	0	28,000	28,000
<b>MOTORBOAT CERTIFICATION</b>						
Motor Boat ERA	40,000	0	(40,000)	40,000	0	(40,000)
General Fund	0	40,000	40,000	0	40,000	40,000
<b>MOTOR VEHICLE LICENSING</b>						
Motor Vehicle	6,759	0	(6,759)	6,910	0	(6,910)
General Fund	<u>0</u>	<u>6,759</u>	<u>6,759</u>	<u>0</u>	<u>6,910</u>	<u>6,910</u>
<b>TOTAL GENERAL FUND</b>	<b>\$17,615,248</b>	<b>\$19,884,778</b>	<b>\$2,269,530</b>	<b>\$20,873,758</b>	<b>\$23,459,857</b>	<b>\$2,586,099</b>