

House Bill 852

In The House

March 23, 1981	Introduced and referred to Committee on Taxation.
March 24, 1981	Fiscal note requested.
March 25, 1981	Fiscal note returned.
April 2, 1981	Committee recommend bill do not pass.

1 House BILL NO. 852
2 INTRODUCED BY Wendell

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO INCREASE GROSS
5 VEHICLE WEIGHT FEES ON CERTAIN VEHICLES; AMENDING SECTIONS
6 61-10-201 THROUGH 61-10-203, 61-10-207, 61-10-208, AND
7 61-10-211, MCA."

8
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 Section 1. Section 61-10-201, MCA, is amended to read:

11 "61-10-201. Gross weight fees on motortrucks and truck
12 tractors. In addition to other fees for the licensing of
13 vehicles, there shall be paid and collected annually for
14 each truck and truck tractor, based upon the maximum gross
15 loaded weight thereof as set by the licensee in his
16 application, the following fees:

17 Schedule I

18	Up to 6,000 lbs.	4-750 <u>\$ 9.00</u>
19	6,001 through 8,000 lbs.	12-50 <u>15.00</u>
20	8,001 through 10,000 lbs.	17-50 <u>21.00</u>
21	10,001 through 12,000 lbs.	20-00 <u>24.00</u>
22	12,001 through 14,000 lbs.	22-50 <u>27.00</u>
23	14,001 through 16,000 lbs.	27-50 <u>33.00</u>
24	16,001 through 18,000 lbs.	37-50 <u>45.00</u>
25	18,001 through 20,000 lbs.	50-00 <u>60.00</u>

1	20,001 through 22,000 lbs.	62-50 <u>75.00</u>
2	22,001 through 24,000 lbs.	93-75 <u>112.50</u>
3	24,001 through 26,000 lbs.	125-00 <u>150.00</u>
4	26,001 through 28,000 lbs.	156-25 <u>187.50</u>
5	28,001 through 30,000 lbs.	206-25 <u>247.50</u>
6	30,001 through 32,000 lbs.	262-50 <u>315.00</u>
7	32,001 through 34,000 lbs.	318-75 <u>382.50</u>
8	34,001 through 36,000 lbs.	375-00 <u>450.00</u>
9	36,001 through 38,000 lbs.	431-25 <u>517.50</u>
10	38,001 through 40,000 lbs.	487-50 <u>585.00</u>
11	40,001 through 42,000 lbs.	543-75 <u>652.50</u>
12	Over 42,000 lbs. and within the weight limits 13 specified in 61-10-101 through 61-10-110 ...	62-50 <u>75.00</u>
14		per ton or fraction thereof."

15 Section 2. Section 61-10-202, MCA, is amended to read:

16 "61-10-202. Gross weight fees on trailers and
17 semitrailers. In addition to other fees for the licensing of
18 vehicles, there shall be paid and collected annually for
19 each trailer and semitrailer, based upon the maximum gross
20 loaded weight thereof as set by the licensee in his
21 application, except as otherwise provided, the following
22 fees:

23 Schedule II

24 Trailers Other Than Housetrailers

25	up to 2,500 lbs. for personal use--	Exempt
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1	Up to 2,500 lbs. for commercial use	3.75 <u>4.50</u>
2	2,501 through 6,000 lbs.	5.00 <u>6.00</u>
3	6,001 through 8,000 lbs.	15.00 <u>18.00</u>
4	8,001 through 10,000 lbs.	17.50 <u>21.00</u>
5	10,001 through 12,000 lbs.	20.00 <u>24.00</u>
6	12,001 through 14,000 lbs.	22.50 <u>27.00</u>
7	14,001 through 16,000 lbs.	27.50 <u>33.00</u>
8	16,001 through 18,000 lbs.	37.50 <u>45.00</u>
9	18,001 through 20,000 lbs.	50.00 <u>60.00</u>
10	20,001 through 22,000 lbs.	62.50 <u>75.00</u>
11	22,001 through 24,000 lbs.	93.75 <u>112.50</u>
12	24,001 through 26,000 lbs.	125.00 <u>150.00</u>
13	26,001 through 28,000 lbs.	156.25 <u>187.50</u>
14	28,001 through 30,000 lbs.	206.25 <u>247.50</u>
15	30,001 through 32,000 lbs.	262.50 <u>315.00</u>
16	32,001 through 34,000 lbs.	318.75 <u>382.50</u>
17	34,001 through 36,000 lbs.	375.00 <u>450.00</u>
18	36,001 through 38,000 lbs.	431.25 <u>517.50</u>
19	38,001 through 40,000 lbs.	487.50 <u>585.00</u>
20	40,001 through 42,000 lbs.	543.75 <u>652.50</u>
21	Over 42,000 lbs. and within the weight limits	
22	specified in 61-10-101 through 61-10-110 ...	62.50 <u>75.00</u>
23	per ton or fraction thereof."	
24	Section 3. Section 61-10-203, MCA, is amended to read:	
25	"61-10-203. Alternative gross weight fees on truck	

1	trailer combinations. (1) In addition to other fees for the	
2	licensing of vehicles, there may be paid and collected	
3	annually instead of the fees provided in 61-10-201, for each	
4	motortruck or truck tractor, based upon the maximum combined	
5	gross loaded weight of a truck tractor with a semitrailer, a	
6	truck tractor with a semitrailer and a full trailer, a	
7	motortruck and a trailer, or a motortruck and trailers, as	
8	set by the licensee in his application, the following fees:	
9	Schedule III	
10	Truck tractor with a semitrailer, a truck tractor with	
11	a semitrailer and a full trailer, a motortruck and a	
12	trailer, or a motortruck and trailers:	
13	Up to 42,000 lbs	571.00 <u>685.20</u>
14	42,001 to 44,000 lbs	631.00 <u>757.20</u>
15	44,001 to 46,000 lbs	691.00 <u>829.20</u>
16	46,001 to 48,000 lbs	752.00 <u>902.40</u>
17	48,001 to 50,000 lbs	812.00 <u>974.40</u>
18	50,001 to 52,000 lbs	871.00 <u>1,045.20</u>
19	52,001 to 54,000 lbs	931.00 <u>1,117.20</u>
20	54,001 to 56,000 lbs	992.00 <u>1,190.40</u>
21	56,001 to 58,000 lbs	1,052.00 <u>1,262.40</u>
22	58,001 to 60,000 lbs	1,112.00 <u>1,334.40</u>
23	60,001 to 62,000 lbs	1,172.00 <u>1,406.40</u>
24	62,001 to 64,000 lbs	1,233.00 <u>1,479.60</u>
25	64,001 to 66,000 lbs	1,293.00 <u>1,551.60</u>

1	66,001 to 68,000 lbs	17352700	<u>1,622.40</u>
2	68,001 to 70,000 lbs	17412700	<u>1,694.40</u>
3	70,001 to 72,000 lbs	17473700	<u>1,767.60</u>
4	72,001 to 74,000 lbs	17533700	<u>1,839.60</u>
5	74,001 to 76,000 lbs	17593700	<u>1,911.60</u>
6	76,001 to 78,000 lbs	17653700	<u>1,983.60</u>
7	78,001 and over	65750	<u>78.60</u>

per ton or fraction thereof.

(2) Payment of the fees provided in this section exempts a semitrailer or trailer in combination with a motortruck or truck tractor so licensed from the fees provided in 61-3-701, 61-10-202, 61-10-210, and 61-10-211.

(3) The trailers or semitrailers must be currently registered in another state or county.

(4) A trailer or semitrailer entering the state in combination with a truck or truck tractor licensed under the above schedule may be moved in the local delivery zone in combination with a truck or truck tractor, licensed under 61-10-201, without payment of any additional fees on the truck or truck tractor, trailer, or semitrailer.

(5) A permit must be obtained from the department of highways before the truck tractor is used in local service and the permit is continuous and issued at no fee. The permit shall not be issued until proof of payment of fees under Schedule III has been established."

Section 4. Section 61-10-207, MCA, is amended to read: "61-10-207. Special fees -- buses. There shall be paid and collected annually for each bus or auto stage with the exception of school buses a fee of \$7 ~~\$8.40~~ per seat, exclusive of the first seven seats and the operator, for the maximum adult seating capacity thereof, except that motor vehicles which are regularly used to haul freight and passengers shall be taxed upon the basis of the gross weight schedule established in 61-10-201. School buses shall not be exempt if they enter charter service."

Section 5. Section 61-10-208, MCA, is amended to read: "61-10-208. Special fees -- housetrailer. In addition to other fees for the licensing of vehicles, there shall be paid and collected annually for each housetrailer, based upon overall length of body as set by the licensee in his application, except as otherwise provided, a fee equal to 75 90 cents for each foot of overall trailer body length exclusive of bumpers and hitch."

Section 6. Section 61-10-211, MCA, is amended to read: "61-10-211. Fees on motortrucks, truck tractors, trailers, and semitrailers from other states. (1) In lieu of other fees for the licensing of vehicles, there shall be collected a fee for each motortruck, truck tractor, trailer, and semitrailer already licensed for the year in another jurisdiction and operated upon an itinerant basis in this

LC 1522/01

1 state. The fee shall be collected upon each entrance of such
2 vehicle into the state, and shall be based upon the number
3 of miles to be traveled in the state as shown in the
4 application of the nonresident operator.

5 (2) The fee shall be collected for any single vehicle.
6 When any combination of truck, truck tractor, semitrailer,
7 or trailer totals more than 6,000 pounds gross weight, the
8 fee shall be collected for each unit in the combination.

9 (3) The fee shall be:

10 (a) ~~\$5~~ \$6 for each trip of 200 miles or less;

11 (b) ~~\$7.50~~ \$9 for each trip of over 200 miles to 400
12 miles;

13 (c) ~~\$10~~ \$12 for each trip of over 400 miles.

14 (4) Such fees shall not apply to any trailer the
15 principal use of which is as temporary or permanent living
16 quarters, or to any vehicle of a carnival which is under
17 contract with a state, county, or district fair
18 association."

-End-

STATE OF MONTANA

REQUEST NO. 440-81

FISCAL NOTE

Form BD-15

In compliance with a written request received March 24, 19 81, there is hereby submitted a Fiscal Note for House Bill 852 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

An act to increase gross vehicle weight fees on certain vehicles.

Assumptions

1. No additional administrative expense will be incurred.
2. It is estimated counties will receive additional annual revenue of \$51,000.
3. Annual revenue subsequent to FY 1983 will be approximately \$2,600,000.
4. Projections for FY 1982 and 1983 are based on actual FY 1980 collections.

Fiscal Impact

	FY 1982 Additional to Highways	FY 1983 Additional to Highways
5% to counties = \$50,100 (addn't to counties)		
95% to Highways \$951,900	\$ 951,900	\$ 964,275
GVW fees collected by GVW		
Div. on Motor Vehicles = \$917,000 x 20% increase	183,400	207,792
GVW fees collected by GVW		
Div. on Interstate Vehicles = \$6,054,000 x 20% inc.	1,210,800	1,371,836
*Temporary Trip Permits collected by GVW Div. = \$596,000 x 20% inc.	<u>119,200</u>	<u>120,392</u>
Total additional new money to Highway per year	\$2,465,300	\$2,664,295

*Senate Bill 346, which has been signed by the Governor, provides for a 100% increase in trip permit fees, whereas this bill provides for a 20% increase. If House Bill 852 is passed as is, it will reduce the estimated additional revenue on Senate Bill 346 of \$2,000,000 per year to \$1,523,000 per year or a loss of anticipated new income of \$477,000 per year. (See section 6, page 6 of House Bill 852).

This is determined as follows:

Per Senate Bill 346 - \$596,000 + 100%	=	\$1,192,000
Per House Bill 852 596,000 = 20%	=	<u>715,000</u>
Difference or potential loss		\$ 477,000

David M. Lewis

Note: House Bill 522 provides for a monthly payment of GVW fees which will have some reducing effect if there is a 20% increase in fees. (More truck operators will avail themselves of the monthly privilege).

BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 3-26-81