

HOUSE BILL NO. 430

Introduced: 01/21/83

Referred to Committee on Judiciary: 02/21/83

Hearing: 2/3/83

Report: 02/03/83, Do Pass, As Amended

2nd Reading: 02/07/83, Do Not Pass

Bill Killed

1 House BILL NO. 430
 2 INTRODUCED BY Samuel Kitelmann

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 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO INCREASE THE
 5 PENALTIES FOR VIOLATION OF LAWS RELATING TO MOTOR VEHICLE
 6 REGISTRATION, OPERATION, AND ACCIDENT REPORTS; AMENDING
 7 SECTIONS 61-3-601, 61-3-704, 61-6-304, AND 61-7-111, MCA."

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

10 Section 1. Section 61-3-601, MCA, is amended to read:

11 "61-3-601. Penalty for violations. Except as otherwise
 12 provided, a violation of any of the provisions of this
 13 chapter is a misdemeanor and is punishable by a fine not
 14 exceeding ~~\$25~~ \$500 or imprisonment in the county jail for a
 15 term not exceeding 6 months or both such fine and
 16 imprisonment. Nothing contained herein prevents the
 17 prosecution of a person for an offense committed under any
 18 other law."

19 Section 2. Section 61-3-704, MCA, is amended to read:

20 "61-3-704. Penalty. Any person operating a vehicle in
 21 violation of the intent and purpose of 61-3-701 or 61-3-702
 22 shall be guilty of a misdemeanor and upon conviction thereof
 23 shall be punished by a fine of not ~~less than \$10~~ or more
 24 than ~~\$50~~ \$500 or confined in the county jail for not more
 25 than ~~30 days~~ 6 months or both such fine and imprisonment."

1 Section 3. Section 61-6-304, MCA, is amended to read:

2 "61-6-304. Penalties. It is unlawful for any person to
 3 operate a motor vehicle upon highways, streets, or roadways
 4 of this state without a valid policy of liability insurance
 5 in effect in an amount not less than that provided in
 6 61-6-301 or unless such person has been issued a certificate
 7 of self-insurance pursuant to 61-6-143 or has previously
 8 posted an indemnity bond with the division of motor vehicles
 9 as provided by 61-6-301 or is operating a vehicle exempt
 10 under 61-6-303. A violation of 61-6-301 through 61-6-304 is
 11 a misdemeanor punishable by a fine not to exceed ~~\$250~~ \$500
 12 or imprisonment in the county jail for a term not to exceed
 13 6 months or both such fine and imprisonment."

14 Section 4. Section 61-7-111, MCA, is amended to read:

15 "61-7-111. Accident report forms. (1) The division
 16 shall prepare and, upon request, supply to police
 17 departments, coroners, medical examiners, sheriffs, garages,
 18 and other suitable agencies or individuals forms for
 19 accident reports required hereunder, appropriate with
 20 respect to the persons required to make such reports and the
 21 purposes to be served. The written reports to be made by
 22 persons involved in accidents and by investigating officers
 23 shall call for sufficiently detailed information to disclose
 24 with reference to a traffic accident the causes, conditions
 25 then existing, and the persons and vehicles involved.

1 (2) Every accident report required to be made in
2 writing shall be made on the appropriate form approved by
3 the division and shall contain all of the information
4 required therein unless not available.

5 (3) The division may suspend the license or permit to
6 drive of any resident or the nonresident operating privilege
7 of any person failing to report an accident as herein
8 provided until such report has been filed. Any person
9 convicted of failing to report an accident by the quickest
10 means of communication or failing to forward a written
11 report as required herein is guilty of a misdemeanor and
12 punishable by a fine of not ~~more less~~ than ~~\$25 \$10~~ or ~~more~~
13 ~~than \$100.~~"

-End-

Approved by Committee
on Judiciary

HOUSE BILL NO. 430

INTRODUCED BY HANNAH, KITSELMAN

A BILL FOR AN ACT ENTITLED: "AN ACT TO INCREASE THE PENALTIES FOR VIOLATION OF LAWS RELATING TO MOTOR VEHICLE REGISTRATION, OPERATION, AND ACCIDENT REPORTS; AMENDING SECTIONS 61-3-601, 61-3-704, 61-6-304, AND 61-7-111, MCA."

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

Section 1. Section 61-3-601, MCA, is amended to read:

"61-3-601. Penalty for violations. Except as otherwise provided, a violation of any of the provisions of this chapter is a misdemeanor and is punishable by a fine not exceeding ~~\$25~~ \$500 ~~or imprisonment in the county jail for a term not exceeding 6 months or both such fine and imprisonment.~~ Nothing contained herein prevents the prosecution of a person for an offense committed under any other law."

Section 2. Section 61-3-704, MCA, is amended to read:

"61-3-704. Penalty. Any person operating a vehicle in violation of the intent and purpose of 61-3-701 or 61-3-702 shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not ~~less than \$10~~ or more than ~~\$50~~ \$500 or confined in the county jail for not more than ~~30 days~~ 6 months or both such fine and imprisonment."

Section 3. Section 61-6-304, MCA, is amended to read:

"61-6-304. Penalties. It is unlawful for any person to operate a motor vehicle upon highways, streets, or roadways of this state without a valid policy of liability insurance in effect in an amount not less than that provided in 61-6-301 or unless such person has been issued a certificate of self-insurance pursuant to 61-6-143 or has previously posted an indemnity bond with the division of motor vehicles as provided by 61-6-301 or is operating a vehicle exempt under 61-6-303. A violation of 61-6-301 through 61-6-304 is a misdemeanor punishable by a fine not to exceed ~~\$250~~ \$500 ~~or imprisonment in the county jail for a term not to exceed 6 months or both such fine and imprisonment."~~

Section 4. Section 61-7-111, MCA, is amended to read:

"61-7-111. Accident report forms. (1) The division shall prepare and, upon request, supply to police departments, coroners, medical examiners, sheriffs, garages, and other suitable agencies or individuals forms for accident reports required hereunder, appropriate with respect to the persons required to make such reports and the purposes to be served. The written reports to be made by persons involved in accidents and by investigating officers shall call for sufficiently detailed information to disclose with reference to a traffic accident the causes, conditions then existing, and the persons and vehicles involved."

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2 writing shall be made on the appropriate form approved by
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4 required therein unless not available.

5 (3) The division may suspend the license or permit to
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7 of any person failing to report an accident as herein
8 provided until such report has been filed. Any person
9 convicted of failing to report an accident by the quickest
10 means of communication or failing to forward a written
11 report as required herein is guilty of a misdemeanor and
12 punishable by a fine of not more ~~less than \$25~~ ~~or more~~
13 ~~than \$100."~~

-End-