

SENATE BILL NO. 165

Introduced: 01/15/83

Referred to Committee on Judiciary: 01/15/83

Hearing: 1/26/83

Died in Committee

1 *Montana* BILL NO. *165*
2 INTRODUCED BY *Sen. Blaylock*
3

4 A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING SECTION
5 61-5-111, MCA, TO PROHIBIT THE USE OF SOCIAL SECURITY
6 NUMBERS FOR ISSUING DRIVERS' LICENSES."
7

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

9 Section 1. Section 61-5-111, MCA, is amended to read:

10 "61-5-111. Licenses issued to operators and chauffeurs
11 -- renewals and expiration -- fees -- disposition. (1) The
12 division shall have authority to appoint county treasurers
13 and other qualified officers to act as its agents for the
14 sale of driver's licenses receipts and shall make necessary
15 rules governing such sales. In those areas where the
16 division provides driver licensing services 3 days or more a
17 week the division is responsible for sale of receipts and
18 may not appoint an agent. The division, upon receipt of
19 payment of the fees specified in this section, shall issue
20 to every applicant qualifying therefor an operator's or
21 chauffeur's license as applied for. Such licenses shall
22 contain a photograph of the licensee in the size and form as
23 prescribed by the division, a distinguishing number issued
24 to the licensee, which may not be the licensee's social
25 security account number issued by the secretary of the

1 United States department of health and human services; the
2 full name, date of birth, residence address, and a brief
3 description of the licensee; and either a facsimile of the
4 signature of the licensee or a space upon which he shall
5 write his signature in pen and ink immediately upon receipt
6 of the license. No license shall be valid until it has been
7 so signed by the licensee. Five percent of the license fees
8 collected by the county treasurer shall be deposited by the
9 county treasurer for the use of the county general fund. In
10 the event no agent is appointed under this section, 5% of
11 the license fees collected by the division shall be retained
12 by the division to defray the cost of handling.

13 (2) The division shall, when any person applies for
14 renewal of an operator's or chauffeur's license, test the
15 applicant's eyesight and may also in the division's
16 discretion have the applicant demonstrate his physical
17 ability to operate and to exercise ordinary and reasonable
18 care in the operation of a motor vehicle. A person shall be
19 considered to have applied for renewal of a Montana
20 operator's or chauffeur's license if the application is made
21 within 3 months of the expiration of his license.

22 (3) Licenses shall expire on the anniversary of the
23 date of birth of the licensee 4 years or less after the date
24 of issue.

25 (4) Whenever the division issues an original license

1 to a person under the age of 18 years, the license shall be
 2 designated and clearly marked as a "provisional license".
 3 Any license so designated and marked may be suspended by the
 4 division for a period of not more than 12 months, when its
 5 records disclose that the licensee, subsequent to the
 6 issuance of such license, has been guilty of careless or
 7 negligent driving. Upon renewal as applicable to operator's
 8 licenses, the division may, for any reasonable cause as
 9 shown by its records, designate the renewal of the license
 10 as provisional; otherwise, a license in usual form shall be
 11 issued subject to other provisions of the laws of Montana.

12 (5) It shall be unlawful for any person to have in his
 13 possession or under his control more than one Montana
 14 operator's or chauffeur's license at any one time. A license
 15 is not valid for the operation of a motorcycle until the
 16 holder thereof has completed the requirements of 61-5-110
 17 and the license has been clearly marked with the words
 18 "motorcycle endorsement".

19 (6) Fees for driver's licenses shall be as follows:

20 (a) driver's license -- \$2 per year or fraction
 21 thereof;

22 (b) motorcycle endorsement -- 50 cents per year or
 23 fraction thereof.

24 (7) The county treasurer or other agent of the
 25 division collecting such fees shall retain 5% of each fee

1 for the use of the county general fund and shall transmit
 2 the remainder to the state treasurer, who shall deposit to
 3 the credit of the state general fund all money received by
 4 him from the collection of the fees."

5 NEW SECTION. Section 2. Coordination instruction. If
 6 ___Bill No. ___ [LC 456] is passed and approved, this act is
 7 void.

-End-

STATE OF MONTANA

REQUEST NO. 133-83

FISCAL NOTE

Form BD-15

In compliance with a written request received January 17, , 19 83 , there is hereby submitted a Fiscal Note for Senate Bill 165 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:

Senate Bill 165 prohibits the use of Social Security numbers for issuing driver's licenses.

ASSUMPTIONS:

- 1) Existing driver's licenses with the individuals social security number will not be reissued with a new number. A new driver license number series would be issued at time of renewal.

FISCAL IMPACT:

None.

FISCAL NOTE 4:AA/1



BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 1-18-83