

HOUSE BILL NO. 46

1/07 Introduced
1/07 Referred to Human Services & Aging
1/09 Hearing
1/10 Adverse Committee Report
1/10 Fiscal Note Requested
1/11 Fiscal Note Received
1/12 Bill Killed

1 HOUSE BILL NO. 46
2 INTRODUCED BY SWIFT

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO AUTHORIZE SPECIAL
5 PARKING PERMITS FOR THE PARENT OR GUARDIAN OF A HANDICAPPED
6 CHILD OR THE SPOUSE OF A HANDICAPPED PERSON; AMENDING
7 SECTIONS 49-4-301, 49-4-303, AND 49-4-305, MCA."

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

10 Section 1. Section 49-4-301, MCA, is amended to read:
11 "49-4-301. Who eligible for special parking permit.

12 (1) The division of motor vehicles, department of justice,
13 shall issue a special parking permit to a person who:

14 (a) holds a valid Montana driver's license and owns a
15 motor vehicle, other than a commercial vehicle, and;

16 (i) has a permanent physical handicap that impairs his
17 mobility when not in a motor vehicle; or

18 (ii) is the parent or guardian of a child or the spouse
19 of a person who has a permanent physical handicap that
20 impairs his mobility when not in a motor vehicle;

21 (b) regardless of whether he holds a driver's license
22 or owns a motor vehicle, has a permanent physical handicap
23 that impairs his driving ability and impairs his mobility
24 when not in a motor vehicle to such an extent that he needs
25 to be driven by another person to a destination; or

1 (c) has a temporary physical handicap that impairs his
2 driving ability or his mobility when not in a motor vehicle
3 to such an extent that he needs to be driven by another
4 person to a destination.

5 (2) No one applicant may receive more than one
6 permit."

7 Section 2. Section 49-4-303, MCA, is amended to read:

8 "49-4-303. Applications for permit. (1) Applications
9 for a special parking permit may be made to the division of
10 motor vehicles on forms provided by the division, which must
11 require sufficient information to determine eligibility for
12 a permit. The application must be accompanied by:

13 (a) a certificate from a licensed physician describing
14 the extent of the applicant's disability or the extent of
15 the disability of the handicapped child or spouse concerned
16 if the application is made in accordance with
17 49-4-301(1)(a)(ii); and

18 (b) a fee of \$1.

19 (2) Applications shall be available at the office of
20 the county treasurer in each county and directly from the
21 division."

22 Section 3. Section 49-4-305, MCA, is amended to read:

23 "49-4-305. Expiration of permit. A permit expires on:

24 (1) the death of the permittee;

25 (2) the death of the handicapped child or person



LC 0225/01

1 concerned if the permit is granted under 49-4-301(1)(a)(ii);
2 or
3 (2)(3) certification by a physician that the
4 permittee's physical handicap impairing his mobility no
5 longer exists or, if the permit is granted under
6 49-4-301(1)(a)(ii), that the physical handicap impairing the
7 mobility of the child or person concerned no longer exists."

-End-

STATE OF MONTANA
FISCAL NOTE

REQUEST NO. FNN 057-85

Form BD-15

In compliance with a written request received 01-11, 19 85, there is hereby submitted a Fiscal Note for House Bill 46 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 46 would authorize the issuance of Handicapped Parking Permits for the parent or guardian of a handicapped child or the spouse of a handicapped person.

Assumptions:

1. There will be an increase in the number of handicapped parking permits issued by the Department of Justice, Motor Vehicle Division.
2. The Department of Justice, Motor Vehicle Division, would be able to absorb the increased costs, if this proposed legislation were to pass.

Fiscal Impact:

None

David L Hunter

BUDGET DIRECTOR
Office of Budget and Program Planning

Date: JAN 14, 1985