

HOUSE BILL NO. 94

INTRODUCED BY ERNST

BY REQUEST OF THE DIVISION OF MOTOR VEHICLES

IN THE HOUSE

January 7, 1985	Introduced and referred to Committee on State Administration.
January 8, 1985	Committee recommend bill do pass. Report adopted. Statement of Intent attached.
January 9, 1985	Bill printed and placed on members' desks.
January 10, 1985	Fiscal Note requested. Second reading, Statement of Intent amended. Second reading, do pass.
January 11, 1985	Correctly engrossed.
January 12, 1985	Third reading, passed. Transmitted to Senate.

IN THE SENATE

January 14, 1985	Introduced and referred to Committee on Highways and Transportation.
January 15, 1985	Fiscal Note returned.
February 8, 1985	Committee recommend bill be concurred in. Report adopted.
February 11, 1985	Second reading, concurred in.
February 13, 1985	Third reading, concurred in. Ayes, 50; Noes, 0. Returned to House.

IN THE HOUSE

February 14, 1985

Received from Senate.

Sent to enrolling.

Reported correctly enrolled.

1 HOUSE BILL NO. 94
 2 INTRODUCED BY ERNST
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 5 A BILL FOR AN ACT ENTITLED: "AN ACT REASSIGNING
 6 IMPLEMENTATION OF THE LIGHT VEHICLE REREGISTRATION BY MAIL
 7 LAW TO THE DIVISION OF MOTOR VEHICLES; AMENDING SECTION
 8 61-3-535, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."
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10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 Section 1. Section 61-3-535, MCA, is amended to read:

12 "61-3-535. Light vehicle reregistration by mail. (1)
 13 The ~~department-of-revenue~~ division shall develop a procedure
 14 to permit the reregistration of light vehicles with the
 15 county treasurer by mail at the option of the owner of the
 16 vehicle. The option to reregister by mail need only be made
 17 available for vehicles registered at the close of the
 18 expiring registration period in the name of the applicant
 19 for reregistration.

20 (2) The form to be returned to the county treasurer by
 21 the applicant, with the appropriate fees, is to contain a
 22 statement, to be subscribed to by the applicant, stating
 23 compliance with the financial liability requirements of
 24 61-6-301.

25 (3) The procedure for mail reregistration must be in

1 effect by January 1, 1982.
 2 (4) The ~~department-of-revenue~~ division may adopt rules
 3 to implement the mail reregistration procedure."
 4 NEW SECTION. Section 2. Effective date. This act is
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-End-



STATE OF MONTANA
FISCAL NOTE

REQUEST NO. FNN 068-85

Form BD-15

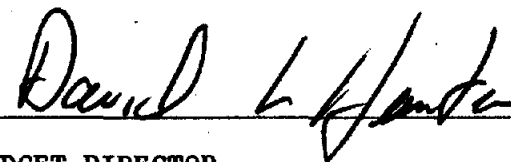
In compliance with a written request received January 11, 19 85, there is hereby submitted a Fiscal Note for H.B. 94 pursuant to Title 5, Chapter 4, Part 2 of the Montana Code Annotated (MCA). Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

DESCRIPTION OF PROPOSED LEGISLATION:

An act reassigning to the Division of Motor Vehicles implementation of the light vehicle reregistration by mail law.

ASSUMPTIONS:

The Department of Justice, Motor Vehicle Division, has been responsible for maintaining a mail registration system for light vehicles. This bill merely corrects an erroneous reference to the Department of Revenue. It will have no effect on revenue. There will be no change in expenditures by either agency if this measure is approved.



BUDGET DIRECTOR
Office of Budget and Program Planning

Date: Jan 15, 1985

APPROVED BY COMMITTEE
ON STATE ADMINISTRATION

1 STATEMENT OF INTENT

2 HOUSE BILL 94

3 House State Administration Committee

4

5 A statement of intent is required for this bill because
6 it transfers rulemaking authority to the motor vehicle
7 division of the department of justice from the department of
8 revenue. It is the intent of the legislature that the
9 division continue to administer the reregistration of light
10 vehicles by mail in the same manner that is currently being
11 done. This act merely clarifies the authority for the
12 existing procedure.

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SECOND READING



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STATEMENT OF INTENT

HOUSE BILL 94

House State Administration Committee

~~A statement of intent is required for this bill because it transfers rulemaking authority to the motor vehicle division of the department of justice from the department of revenue. It is the intent of the legislature that the division continue to administer the reregistration of light vehicles by mail in the same manner that is currently being done. This act merely clarifies the authority for the existing procedure.~~

THIS AMENDMENT TO 61-3-535 TRANSFERS RULEMAKING AUTHORITY TO THE DIVISION OF MOTOR VEHICLES FOR THE PURPOSE OF ADMINISTERING LAWS RELATING TO LIGHT VEHICLE REREGISTRATION BY MAIL. THIS SECTION CURRENTLY GRANTS THIS RULEMAKING AUTHORITY TO THE DEPARTMENT OF REVENUE.

THE OFFICE OF THE LEGISLATIVE AUDITOR RECOMMENDED IN APRIL 1984, IN A PERFORMANCE AUDIT, TO REQUEST THE CHANGE OF RULEMAKING AUTHORITY. THE MOTOR VEHICLE DIVISION HAS BEEN AND IS CURRENTLY PERFORMING THE FUNCTION DESCRIBED IN 61-3-535. IT IS THE INTENT OF THIS AMENDMENT TO CORRECT THIS SITUATION BY CLEARLY PLACING RULEMAKING AUTHORITY FOR LIGHT VEHICLE REREGISTRATION BY MAIL WITH THE DIVISION OF MOTOR VEHICLES. RULES ADOPTED SHOULD IMPLEMENT THE PROCEDURE

1 CURRENTLY BEING USED BY THE DIVISION PERFORMING
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STATEMENT OF INTENT

HOUSE BILL 94

House State Administration Committee

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REFERENCE BILL
HB 94

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