

HOUSE BILL NO. 424

INTRODUCED BY HOWE

BY REQUEST OF THE DEPARTMENT OF JUSTICE,  
MOTOR VEHICLE DIVISION

IN THE HOUSE

January 23, 1985	Introduced and referred to Committee on Highways and Transportation.
January 24, 1985	Fiscal Note requested.
January 29, 1985	Fiscal Note returned.
February 8, 1985	Committee recommend bill do pass. Report adopted.
	Bill printed and placed on members' desks.
February 9, 1985	Second reading, do pass.
February 11, 1985	Considered correctly engrossed.
February 12, 1985	Third reading, passed.
	Transmitted to Senate.

IN THE SENATE

February 13, 1985	Introduced and referred to Committee on Highways and Transportation.
March 20, 1985	Committee recommend bill be concurrred in as amended. Report adopted.
March 22, 1985	Second reading, concurrred in.
March 25, 1985	Third reading, concurrred in. Ayes, 48; Noes, 1.
	Returned to House with amendments.

IN THE HOUSE

March 26, 1985

Received from Senate.

April 5, 1985

Second reading, amendments  
concurred in.

April 8, 1985

Third reading, amendments  
concurred in.

Sent to enrolling.

Reported correctly enrolled.

1 HOUSE BILL NO. 424

2 INTRODUCED BY Raymond C. Hanson  
 3 BY REQUEST OF THE DEPARTMENT OF JUSTICE,  
 4 MOTOR VEHICLE DIVISION

5  
 6 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR A  
 7 VEHICLE PURCHASE STICKER IN A PRESCRIBED FORM AS PROOF OF  
 8 PURCHASE FOR PURPOSES OF THE REGISTRATION GRACE PERIOD;  
 9 AMENDING SECTION 61-3-317, MCA; AND PROVIDING AN EFFECTIVE  
 10 DATE."  
 11

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

13 Section 1. Section 61-3-317, MCA, is amended to read:

14 "61-3-317. New registration required for transferred  
 15 vehicle -- grace period -- penalty -- display of proof of  
 16 purchase. Except as otherwise provided herein, the new owner  
 17 of a transferred motor vehicle shall have a grace period of  
 18 20 calendar days from the date of purchase to make  
 19 application and pay the taxes, or fees, or both provided by  
 20 part 5 of this chapter, unless the tax or fee has been paid  
 21 for the year, as if the vehicle were being registered for  
 22 the first time in that registration year. If the motor  
 23 vehicle was not purchased from a duly licensed motor vehicle  
 24 dealer as provided in this chapter, it is not a violation of  
 25 this chapter or any other law for the purchaser to operate

1 the vehicle upon the streets and highways of this state  
 2 without a certificate of registration during the 20-day  
 3 period, provided that at all times during that period a bill  
 4 of-sale-or-other-proof-of-purchase vehicle purchase sticker  
 5 in a form prescribed and furnished by the division, obtained  
 6 from the county treasurer or a law enforcement officer as  
 7 authorized by the division, reciting the date of purchase is  
 8 clearly displayed in the rear window of the motor vehicle.  
 9 Registration and license fees collected under 61-3-321 are  
 10 not required to be paid when a license plate is transferred  
 11 under this section and 61-3-335. Failure to make application  
 12 within the time provided herein subjects the purchaser to a  
 13 penalty of \$10. The penalty shall be collected by the county  
 14 treasurer at the time of registration and shall be in  
 15 addition to the fees otherwise provided by law."

16 NEW SECTION. Section 2. Extension of authority. Any  
 17 existing authority of the department of justice, motor  
 18 vehicle division, to make rules on the subject of the  
 19 provisions of this act is extended to the provisions of this  
 20 act.

21 NEW SECTION. Section 3. Effective date. This act is  
 22 effective July 1, 1985.

-End-

STATE OF MONTANA  
FISCAL NOTE

REQUEST NO. FNN208-85

Form BD-15

In compliance with a written request received January 24 19 85, there is hereby submitted a Fiscal Note for H.B. 424 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 424 provides for a vehicle purchase sticker in a prescribed form as proof of purchase for purposes of the registration grace period and directs the Department of Justice, Motor Vehicle Division, to design and supply the sticker to all county treasurer's offices and law enforcement officers.

ASSUMPTIONS:

1. An initial supply would have to be issued to county treasurers and law enforcement officers and a sufficient supply would have to be maintained for replenishment.
2. Any additional workload and incidental expenses other than those listed under the fiscal impact will be absorbed by the Motor Vehicle Division.

FISCAL IMPACT:

<u>Earmarked Special Revenue Fund:</u>	<u>FY 1986</u>	<u>FY 1987</u>	<u>Biennium</u>
Operating Expense:			
Printing	\$ 350	\$ 350	\$ 700

*David L Hunter*

BUDGET DIRECTOR  
Office of Budget and Program Planning

Date: Jan 29, 1985

APPROVED BY COMMITTEE  
ON HIGHWAYS & TRANSPORTATION

HOUSE BILL NO. 424

INTRODUCED BY Ramona O. Adams

BY REQUEST OF THE DEPARTMENT OF JUSTICE,

MOTOR VEHICLE DIVISION

A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR A  
VEHICLE PURCHASE STICKER IN A PRESCRIBED FORM AS PROOF OF  
PURCHASE FOR PURPOSES OF THE REGISTRATION GRACE PERIOD;  
AMENDING SECTION 61-3-317, MCA; AND PROVIDING AN EFFECTIVE  
DATE."

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

Section 1. Section 61-3-317, MCA, is amended to read:

"61-3-317. New registration required for transferred  
vehicle -- grace period -- penalty -- display of proof of  
purchase. Except as otherwise provided herein, the new owner  
of a transferred motor vehicle shall have a grace period of  
20 calendar days from the date of purchase to make  
application and pay the taxes, or fees, or both provided by  
part 5 of this chapter, unless the tax or fee has been paid  
for the year, as if the vehicle were being registered for  
the first time in that registration year. If the motor  
vehicle was not purchased from a duly licensed motor vehicle  
dealer as provided in this chapter, it is not a violation of  
this chapter or any other law for the purchaser to operate

the vehicle upon the streets and highways of this state  
without a certificate of registration during the 20-day  
period, provided that at all times during that period a ~~bill~~  
of-sale-or-other-proof-of-purchase vehicle purchase sticker  
in a form prescribed and furnished by the division, obtained  
from the county treasurer or a law enforcement officer as  
authorized by the division, reciting the date of purchase is  
clearly displayed in the rear window of the motor vehicle.  
Registration and license fees collected under 61-3-321 are  
not required to be paid when a license plate is transferred  
under this section and 61-3-335. Failure to make application  
within the time provided herein subjects the purchaser to a  
penalty of \$10. The penalty shall be collected by the county  
treasurer at the time of registration and shall be in  
addition to the fees otherwise provided by law."

NEW SECTION. Section 2. Extension of authority. Any  
existing authority of the department of justice, motor  
vehicle division, to make rules on the subject of the  
provisions of this act is extended to the provisions of this  
act.

NEW SECTION. Section 3. Effective date. This act is  
effective July 1, 1985.

-End-



1                    HOUSE BILL NO. 424  
 2    INTRODUCED BY Ramona O. Howard  
 3                    BY REQUEST OF THE DEPARTMENT OF JUSTICE,  
 4                    MOTOR VEHICLE DIVISION

5  
 6    A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR A  
 7    VEHICLE PURCHASE STICKER IN A PRESCRIBED FORM AS PROOF OF  
 8    PURCHASE FOR PURPOSES OF THE REGISTRATION GRACE PERIOD;  
 9    AMENDING SECTION 61-3-317, MCA; AND PROVIDING AN EFFECTIVE  
 10    DATE."

11  
 12    BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

13            Section 1. Section 61-3-317, MCA, is amended to read:

14            "61-3-317. New registration required for transferred  
 15    vehicle -- grace period -- penalty -- display of proof of  
 16    purchase. Except as otherwise provided herein, the new owner  
 17    of a transferred motor vehicle shall have a grace period of  
 18    20 calendar days from the date of purchase to make  
 19    application and pay the taxes, or fees, or both provided by  
 20    part 5 of this chapter, unless the tax or fee has been paid  
 21    for the year, as if the vehicle were being registered for  
 22    the first time in that registration year. If the motor  
 23    vehicle was not purchased from a duly licensed motor vehicle  
 24    dealer as provided in this chapter, it is not a violation of  
 25    this chapter or any other law for the purchaser to operate

1    the vehicle upon the streets and highways of this state  
 2    without a certificate of registration during the 20-day  
 3    period, provided that at all times during that period a bill  
 4    of-sale-or-other-proof-of-purchase vehicle purchase sticker  
 5    in a form prescribed and furnished by the division, obtained  
 6    from the county treasurer or a law enforcement officer as  
 7    authorized by the division, reciting the date of purchase is  
 8    clearly displayed in the rear window of the motor vehicle.  
 9    Registration and license fees collected under 61-3-321 are  
 10    not required to be paid when a license plate is transferred  
 11    under this section and 61-3-335. Failure to make application  
 12    within the time provided herein subjects the purchaser to a  
 13    penalty of \$10. The penalty shall be collected by the county  
 14    treasurer at the time of registration and shall be in  
 15    addition to the fees otherwise provided by law."

16            NEW SECTION. Section 2. Extension of authority. Any  
 17    existing authority of the department of justice, motor  
 18    vehicle division, to make rules on the subject of the  
 19    provisions of this act is extended to the provisions of this  
 20    act.

21            NEW SECTION. Section 3. Effective date. This act is  
 22    effective July 1, 1985.

-End-

SENATE

STANDING COMMITTEE REPORT

MARCH 19

1985

MR. PRESIDENT

We, your committee on HIGHWAYS AND TRANSPORTATION

having had under consideration HOUSE BILL No 424

third reading copy ( blue ) color

(SENATOR LYBECK)

PROVIDE FOR VEHICLE PURCHASE STICKER AS PROOF OF PURCHASE - GRACE PERIOD

Respectfully report as follows: That HOUSE BILL No 424

be amended as follows:

- 1. Title, lines 9 and 10. Following: "MCA" Strike: the remainder of line 9 through "DATE" on line 10
2. Page 2, lines 21 and 22. Strike: section 3 in its entirety

AND AS AMENDED BE CONCURRED IN

XXXXXX

XXXXXXXXXX

Lawrence G. Stimatz Chairman. LAWRENCE G. STIMATZ

HOUSE BILL NO. 424

INTRODUCED BY HOWE

BY REQUEST OF THE DEPARTMENT OF JUSTICE,

MOTOR VEHICLE DIVISION

A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR A VEHICLE PURCHASE STICKER IN A PRESCRIBED FORM AS PROOF OF PURCHASE FOR PURPOSES OF THE REGISTRATION GRACE PERIOD; AMENDING SECTION 61-3-317, MCA; ~~AND PROVIDING AN EFFECTIVE DATE.~~"

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

Section 1. Section 61-3-317, MCA, is amended to read:

"61-3-317. New registration required for transferred vehicle -- grace period -- penalty -- display of proof of purchase. Except as otherwise provided herein, the new owner of a transferred motor vehicle shall have a grace period of 20 calendar days from the date of purchase to make application and pay the taxes, or fees, or both provided by part 5 of this chapter, unless the tax or fee has been paid for the year, as if the vehicle were being registered for the first time in that registration year. If the motor vehicle was not purchased from a duly licensed motor vehicle dealer as provided in this chapter, it is not a violation of this chapter or any other law for the purchaser to operate

the vehicle upon the streets and highways of this state without a certificate of registration during the 20-day period, provided that at all times during that period a ~~bill of sale or other proof of purchase~~ vehicle purchase sticker in a form prescribed and furnished by the division, obtained from the county treasurer or a law enforcement officer as authorized by the division, reciting the date of purchase is clearly displayed in the rear window of the motor vehicle. Registration and license fees collected under 61-3-321 are not required to be paid when a license plate is transferred under this section and 61-3-335. Failure to make application within the time provided herein subjects the purchaser to a penalty of \$10. The penalty shall be collected by the county treasurer at the time of registration and shall be in addition to the fees otherwise provided by law."

NEW SECTION. Section 2. Extension of authority. Any existing authority of the department of justice, motor vehicle division, to make rules on the subject of the provisions of this act is extended to the provisions of this act.

~~NEW SECTION. Section 3. Effective date. This act is effective July 17, 1985.~~

-End-

