

SENATE BILL NO. 80  
INTRODUCED BY JACOBSON

IN THE SENATE

January 7, 1985	Introduced and referred to Committee on Public Health, Welfare and Safety.
January 8, 1985	Fiscal Note requested.
January 12, 1985	Fiscal Note returned.
January 18, 1985	Committee recommend bill do pass. Report adopted.
January 19, 1985	Bill printed and placed on members' desks.
January 21, 1985	Second reading, do pass.
January 22, 1985	Considered correctly engrossed.
January 23, 1985	Third reading, passed. Ayes, 31; Noes, 18.
	Transmitted to House.

IN THE HOUSE

January 24, 1985	Introduced and referred to Committee on Judiciary.
March 11, 1985	Committee recommend bill be concurred in. Report adopted.
March 13, 1985	Second reading, concurred in.
March 15, 1985	Third reading, concurred in. Returned to Senate.

IN THE SENATE

March 15, 1985

Received from House.

March 16, 1985

Sent to enrolling.

Reported correctly enrolled.

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4    A BILL FOR AN ACT ENTITLED: "AN ACT TO REVISE THE PENALTY  
5    FOR VIOLATION OF THE CHILD SAFETY RESTRAINT LAW BY REQUIRING  
6    CITATION INSTEAD OF WARNING FOR A FIRST OFFENSE; AMENDING  
7    SECTION 61-9-423, MCA."

8  
9    BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
10        Section 1. Section 61-9-423, MCA, is amended to read:

11        "61-9-423. Penalty. Violation of 61-9-420 is  
12    punishable as follows:

13        (1) On initial violation a warning citation shall be  
14    issued. No penalty may be assessed if the violation of  
15    61-9-420 is corrected within 30 days by providing the proper  
16    court with proof that a child safety restraint system  
17    meeting the requirements of 61-9-420 was purchased or leased  
18    and properly installed in the vehicle. If not corrected, a  
19    ~~citation may be issued and~~ the violation shall be punishable  
20    by a fine of not less than \$10 or more than \$25.

21        (2) Subsequent violation within 3 years is punishable  
22    by a fine of not less than \$25 or more than \$100."

-End-

## STATE OF MONTANA

## FISCAL NOTE

REQUEST NO. FNN 036-85Form BD-15

In compliance with a written request received January 08, 19 85, there is hereby submitted a Fiscal Note for S.B. 80 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 LEGISLATION:

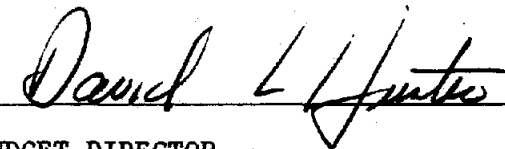
Senate Bill 80 would change the penalty for violation of the Child Safety Restraint Law by requiring a citation instead of warning for a first offense.

ASSUMPTIONS:

1. The proposed legislation does not require the Motor Vehicle Division to provide an automated record of these offenses.
2. Currently conviction information pertaining to violations of the Child Safety Restraint Law is collected and recorded.
3. If a court requests conviction information from the Motor Vehicle Division, to determine if the citation is a subsequent violation, an additional manual workload will be realized, however, the Motor Vehicle Division will attempt to absorb this.

FISCAL IMPACT:

None.



BUDGET DIRECTOR  
Office of Budget and Program Planning

Date: JAN 12, 1985

APPROVED BY COMMITTEE  
ON PUBLIC HEALTH, WELFARE  
& SAFETY

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SECOND READING  
SB 80

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