

SENATE BILL NO. 100

1/12 Introduced
1/12 Referred to State Administration
1/14 Fiscal Note Requested
1/17 Fiscal Note Received
1/21 Hearing
1/21 Committee Report-Bill Do Pass
1/23 2nd Reading Pass
1/25 3rd Reading Pass

Transmitted to House

1/28 Referred to State Administration
3/06 Hearing
3/06 Adverse Committee Report
3/08 Bill Killed

1 *Senate* BILL NO. *100*
 2 INTRODUCED BY *David H. LANE Conover*
 3 BY REQUEST OF JOINT INTERIM SUBCOMMITTEE NO. 3
 4 *Heyster O'Connell*

5 A BILL FOR AN ACT ENTITLED: "AN ACT TO ALLOCATE TO THE
 6 HIGHWAY PATROLMEN'S RETIREMENT PENSION TRUST FUND 10 PERCENT
 7 OF ALL FINES AND FORFEITURES COLLECTED AS A RESULT OF
 8 CITATIONS BY HIGHWAY PATROLMEN FOR VIOLATION OF THE
 9 MANDATORY MOTOR VEHICLE LIABILITY INSURANCE LAW; AMENDING
 10 SECTIONS 19-6-401 AND 61-12-701, MCA."

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

13 Section 1. Section 19-6-401, MCA, is amended to read:
 14 "19-6-401. Payments into retirement fund. All
 15 appropriations made by the state, the portion of fines
 16 prescribed in 61-12-701(2), all contributions by members of
 17 the Montana highway patrol, in the amount hereinafter
 18 specified, and all interest on and increase of the
 19 investments and moneys under this account shall be paid to
 20 the state treasurer, who shall credit the payments to the
 21 Montana highway patrolmen's retirement pension trust fund."

22 Section 2. Section 61-12-701, MCA, is amended to read:
 23 "61-12-701. Highway patrol -- disposition of fines and
 24 forfeitures. (1) All fines and forfeitures collected in any
 25 court from persons apprehended or arrested by patrolmen for

1 violation of the laws and regulations relating to the use of
 2 state highways and the operation of vehicles thereon must be
 3 paid to the state treasurer and by him credited to the
 4 general fund of the state, except as provided in subsection
 5 (2) and except for that portion of the fines otherwise
 6 allocated by law which shall be paid into the appropriate
 7 accounts in the state special revenue fund.

8 (2) Ten percent of all fines and forfeitures collected
 9 in any court as a result of citations issued by highway
 10 patrol officers for violations of 61-6-301 through 61-6-304
 11 must be paid into the highway patrolmen's retirement pension
 12 trust fund as provided in 19-6-401.

13 ~~(2)~~(3) At the time of payment of any such fine or
 14 forfeiture, there shall be filed with the state treasurer a
 15 complete statement showing the total of the fines or
 16 forfeitures received or incurred, which statement shall give
 17 the title of the court and cause and be subscribed to by the
 18 person or officer making the payments."

-End-

STATE OF MONTANA
FISCAL NOTE

REQUEST NO. FNN 090-85
Form BD-15

In compliance with a written request received 01-15, 1985, there is hereby submitted a Fiscal Note for SB 100 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:

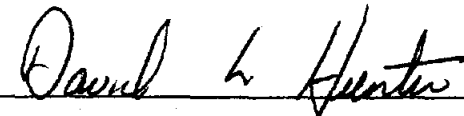
Senate Bill 100 allocates to the Highway Patrol Officer's Pension Trust Fund, 10 percent of all fines and forfeitures collected as a result of citations by Highway Patrolmen for violation of the Mandatory Motor Vehicle Liability Insurance Law.

Assumptions:

1. In 1984 there were approximately 5,900 convictions for violations of 61-6-301 and 61-6-302 MCA of which approximately 50% were written by Montana Highway Patrol Officers.
2. The approximate average of each fine received was \$75.

Fiscal Impact:

	<u>FY 1986</u>	<u>FY 1987</u>
General Fund (57%)		
Special Revenue (43%)		
Under current law	\$221,250	\$221,250
Under proposed law	<u>199,125</u>	<u>199,125</u>
Estimated decrease;		
General Fund	\$ 22,125	\$ 22,125
Highway Patrol Retirement		
Fund		
Under current law	\$ -0-	\$ -0-
Under proposed law	<u>22,125</u>	<u>22,125</u>
Estimated increase	\$ 22,125	\$ 22,125



BUDGET DIRECTOR
Office of Budget and Program Planning

Date: JAN 17, 1985
SB 100

APPROVED BY COMMITTEE
ON STATE ADMINISTRATION

1 Senate BILL NO. 100
 2 INTRODUCED BY David H. LANE Conner
 3 BY REQUEST OF JOINT INTERIM SUBCOMMITTEE NO. 3
 4 Reyner O'Connell
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-End-



Senate BILL NO. 100

INTRODUCED BY David M. LANE Connors

BY REQUEST OF JOINT INTERIM SUBCOMMITTEE NO. 3

Byrd O'Connell

A BILL FOR AN ACT ENTITLED: "AN ACT TO ALLOCATE TO THE HIGHWAY PATROLMEN'S RETIREMENT PENSION TRUST FUND 10 PERCENT OF ALL FINES AND FORFEITURES COLLECTED AS A RESULT OF CITATIONS BY HIGHWAY PATROLMEN FOR VIOLATION OF THE MANDATORY MOTOR VEHICLE LIABILITY INSURANCE LAW; AMENDING SECTIONS 19-6-401 AND 61-12-701, MCA."

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

Section 1. Section 19-6-401, MCA, is amended to read:

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Section 2. Section 61-12-701, MCA, is amended to read:

"61-12-701. Highway patrol -- disposition of fines and forfeitures. (1) All fines and forfeitures collected in any court from persons apprehended or arrested by patrolmen for

violation of the laws and regulations relating to the use of state highways and the operation of vehicles thereon must be paid to the state treasurer and by him credited to the general fund of the state, except as provided in subsection (2) and except for that portion of the fines otherwise allocated by law which shall be paid into the appropriate accounts in the state special revenue fund.

(2) Ten percent of all fines and forfeitures collected in any court as a result of citations issued by highway patrol officers for violations of 61-6-301 through 61-6-304 must be paid into the highway patrolmen's retirement pension trust fund as provided in 19-6-401.

(2)(3) At the time of payment of any such fine or forfeiture, there shall be filed with the state treasurer a complete statement showing the total of the fines or forfeitures received or incurred, which statement shall give the title of the court and cause and be subscribed to by the person or officer making the payments."

-End-

THIRD READING SB 100

COMMITTEE OF THE WHOLE AMENDMENT

3161010P.CW

HOUSE

3-16-85
DATE

10:10
TIME

MR. CHAIRMAN: I MOVE TO AMEND Senate Bill No. 99

third reading copy (blue) as follows:
Color


1. Title, line 4.
Strike: "TWO"
2. Title, line 5.
Strike: "PRECEDING YEARS"
Insert: "PREVIOUS YEAR"
3. Page 2, line 21.
Strike: "TWO"
4. Page 2, line 22.
Strike: "PRECEDING YEARS"
Insert: "previous year"
5. Page 3, line 1.
Strike: "TWO" and "PRECEDING"
6. Page 3, line 2.
Strike: "YEARS"
Insert: "previous year"
7. Page 3, line 11.
Strike: "TWO" and "PRECEDING YEARS"
Insert: "previous year"

KMF



ADOPT

REJECT


.....
Rep. Gould