



1                    HOUSE    BILL NO.   65  
2    INTRODUCED BY   PECK

3  
4    A BILL FOR AN ACT ENTITLED:   "AN ACT COMPUTING TIME OF  
5    OFFENDERS SERVING OUT TRAFFIC FINES AT \$10 A DAY; AND  
6    AMENDING SECTION 61-8-711, MCA."

7  
8    BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
9            Section 1.   Section 61-8-711, MCA, is amended to read:

10            "61-8-711.   Violation of chapter -- penalty. (1) It is  
11    a misdemeanor for any person to violate any of the  
12    provisions of this chapter unless the violation is declared  
13    to be a felony by this chapter or other law of this state.

14            (2) Every person convicted of a misdemeanor for a  
15    violation of any of the provisions of this chapter for which  
16    another penalty is not provided shall for a first conviction  
17    thereof be punished by a fine of not less than \$10 or more  
18    than \$100 or by imprisonment for not more than 10 days. For  
19    a second conviction within 1 year thereafter, the person  
20    shall be punished by a fine of not less than \$25 or more  
21    than \$200 or by imprisonment for not more than 20 days or by  
22    both such fine and imprisonment. Upon a third or subsequent  
23    conviction within 1 year after the first conviction, the  
24    person shall be punished by a fine of not less than \$50 or  
25    more than \$500 or by imprisonment for not more than 6 months

1    or by both such fine and imprisonment.

2            (3) On failure of payment of a fine, the offender in  
3    case of a misdemeanor shall be imprisoned in the county jail  
4    in the county in which the offense was committed, and the  
5    imprisonment shall be computed upon the basis of one day's  
6    incarceration for each \$2 \$10 of the fine.

7            (4) Upon conviction, the court costs or any part  
8    thereof may be assessed against the defendant in the  
9    discretion of the court."

-End-



-2-    INTRODUCED BILL  
         HB-65

APPROVED BY COMMITTEE  
ON HIGHWAYS & TRANSPORTATION

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