- HB 120 INTRODUCED BY BRADLEY, ET AL. INCLUDE JUVENILE OFFENSES IN POINT CALCULATION TOWARD LOSS OF LICENSE
 - 1/09 INTRODUCED
 - 1/09 REFERRED TO JUDICIARY
 - 1/14 HEARING
 - 1/23 TABLED IN COMMITTEE

INTRODUCED BY Bradles Park Miles Keenon Fulle 1 2 ٦ A BILL FOR AN ACT ENTITLED: "AN ACT TO INCLUDE THE UNLAWFUL 4 OPERATION OF A MOTOR VEHICLE BY A MINOR IN THE CALCULATION 5 OF CONVICTION POINTS TOWARD LOSS OF LICENSE; AND AMENDING 6 SECTION 61-11-203, MCA." 7 8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 9 Section 1. Section 61-11-203, MCA, is amended to read: 10 "61-11-203. Definitions. As used in this part, the 11 following definitions apply: 12 (1) "Conviction" means a finding of guilt by duly 13 constituted judicial authority, a plea of guilty, or a 14 forfeiture of bail, bond, or other security deposited to 15 secure appearance by a person charged with having committed 16 any offense relating to the use or operation of a motor 17 vehicle which is prohibited by law, ordinance, or 18

(2) "Habitual traffic offender" means any person who
within a 3-year period accumulates 30 or more conviction
points according to the schedule specified in this
subsection:

administrative order.

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24 (a) deliberate homicide resulting from the operation
25 of a motor vehicle, 15 points;



(b) mitigated deliberate homicide or negligent
 homicide resulting from operation of a motor vehicle, 12
 points;

4 (c) any offense punishable as a felony under the motor 5 vehicle laws of Montana or any felony in the commission of 6 which a motor vehicle is used, 12 points;

7 (d) driving while under the influence of intoxicating
8 liquor or narcotics or drugs of any kind or operation of a
9 motor vehicle by a person with alcohol concentration of 0.10
10 or more, 10 points;

11 (e) unlawful operation of a motor vehicle by a minor

12 in violation of 61-12-601, 10 points;

13 (e)(f) operating a motor vehicle while his license to 14 do so has been suspended or revoked, 6 points;

15 (f)(g) failure of the driver of a motor vehicle 16 involved in an accident resulting in death or injury to any 17 person to stop at the scene of the accident and give the 18 required information and assistance, as defined in 61-7-105, 19 8 points;

20 (g)(h) willful failure of the driver involved in an 21 accident resulting in property damage of \$250 to stop at the 22 scene of the accident and give the required information or 23 to otherwise fail to report an accident in violation of the 24 law, 4 points;

(h)(i) reckless driving, 5 points;

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1 (i;j) illegal drag racing or engaging in a speed 2 contest in violation of the law, 5 points;

3 (j)(k) operating a motor vehicle without a license to
4 do so, 2 points (this subsection (j)(k) does not apply to
5 operating a motor vehicle within a period of 180 days from
6 the date the license expired);

(k)(1) speeding, 3 points;

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8 (1)(m) all other moving violations, 2 points. There
9 shall be no multiple application of cumulative points when
10 two or more charges are filed involving a single occurrence.
11 If there are two or more convictions involving a single
12 occurrence, only the number of points for the specific
13 conviction carrying the highest points shall be chargeable
14 against that defendant.

15 (3) "License" means any type of license or permit to16 operate a motor vehicle."

-End-

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