

HB 330 INTRODUCED BY BROWN, J., ET AL.
CERTIFICATION OF SCHOOL DISTRICT ON VEHICLE
REGISTRATION

1/20 INTRODUCED
1/20 REFERRED TO TAXATION
1/29 HEARING
1/29 COMMITTEE REPORT--BILL NOT PASSED

House BILL NO. 330

INTRODUCED BY

J. Brown Study

A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING AN APPLICANT FOR REGISTRATION OF A MOTOR VEHICLE TO CERTIFY THAT HIS ADDRESS IS CORRECT AND THAT THE SCHOOL DISTRICT SHOWN ON THE APPLICATION IS THE SCHOOL DISTRICT IN WHICH THE VEHICLE IS OR WOULD BE TAXABLE IF SUBJECT TO TAX; AMENDING SECTIONS 61-3-303 AND 61-3-535, MCA; AND PROVIDING AN APPLICABILITY DATE."

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

Section 1. Section 61-3-303, MCA, is amended to read:

"61-3-303. Application for registration. (1) Every owner of a motor vehicle operated or driven upon the public highways of this state shall for each motor vehicle owned, except as herein otherwise expressly provided, file or cause to be filed in the office of the county treasurer where the motor vehicle is owned or taxable an application for registration or reregistration upon a blank form to be prepared and furnished by the department. The application shall contain:

(a) name and address of owner, giving county, school district, and town or city within whose corporate limits the motor vehicle is taxable, if taxable, or within whose

corporate limits the owner's residence is located if the motor vehicle is not taxable;

(b) a certification by the owner that his address as shown on the application is correct and that the school district shown on the application is the school district in which:

(i) the motor vehicle is taxable if it is subject to tax; or

(ii) the motor vehicle would be taxable if it were not subject to the light vehicle fee;

(c) name and address of the holder of any security interest in the motor vehicle;

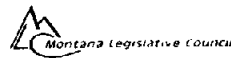
(d) description of motor vehicle, including make, year model, engine or serial number, manufacturer's model or letter, gross weight, type of body, and if truck, the rated capacity;

(e) in case of reregistration, the license number for the preceding year; and

(f) such other information as the department may require.

(2) A person who files an application for registration or reregistration of a motor vehicle, except of a mobile home as defined in 15-1-101(1), shall upon the filing of the application pay to the county treasurer:

(a) the registration fee, as provided in 61-3-311 and



1 61-3-321; and

2 (b) unless it has been previously paid:

3 (i) the personal property taxes assessed against the
4 vehicle for the current year of registration and the
5 immediately previous year;

6 (ii) the new motor vehicle sales tax against the
7 vehicle for the current year of registration and/or the
8 license fee imposed by 61-3-532 for the current year of
9 registration and the immediately previous year; or

10 (iii) in the case of a motorcycle, quadricycle, motor
11 home, travel trailer, or camper, the fee in lieu of property
12 tax for the current year of registration.

13 (3) The application may not be accepted by the county
14 treasurer unless the payments required by subsection (2)
15 accompany the application. The county treasurer may not
16 assess or collect taxes or fees for a period other than:

17 (a) the current year; and

18 (b) the immediately previous year, if the vehicle was
19 not registered or operated on the highways of the state,
20 regardless of the period of time since the vehicle was
21 previously registered or operated.

22 (4) The county treasurer may make full and complete
23 investigation of the tax status of the vehicle. Any
24 applicant for registration or reregistration must submit
25 proof from the tax or other appropriate records of the

1 proper county at the request of the county treasurer."

2 Section 2. Section 61-3-535, MCA, is amended to read:

3 "61-3-535. Light vehicle reregistration by mail. (1)
4 The department shall develop a procedure to permit the
5 reregistration of light vehicles with the county treasurer
6 by mail at the option of the owner of the vehicle. The
7 option to reregister by mail need only be made available for
8 vehicles registered at the close of the expiring
9 registration period in the name of the applicant for
10 reregistration.

11 (2) The form to be returned to the county treasurer by
12 the applicant, with the appropriate fees, is to contain a
13 statement, to be subscribed to by the applicant, stating:

14 (a) compliance with the financial liability
15 requirements of 61-6-301; and

16 (b) that his address as shown on the application is
17 correct and that the school district shown on the
18 reregistration form is the school district in which the
19 motor vehicle would be taxable if it were subject to
20 property tax.

21 (3) The procedure for mail reregistration must be in
22 effect by January 1, 1982.

23 (4) The department may adopt rules to implement the
24 mail reregistration procedure."

25 NEW SECTION. Section 3. Extension of authority. Any

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1 existing authority of the department of justice to make
2 rules on the subject of the provisions of this act is
3 extended to the provisions of this act.

4 NEW SECTION. Section 4. Applicability. This act
5 applies to registration and registration renewals of motor
6 vehicles on or after January 1, 1988.

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