

HOUSE BILL 131

Introduced by Steppler, et al.

1/12	Introduced
1/12	Referred to Highways & Transportation
1/13	Fiscal Note Requested
1/17	Hearing
1/17	Fiscal Note Received
1/18	Fiscal Note Printed
1/20	Committee Report--Bill Not Passed
1/21	Adverse Committee Report Adopted

1 House BILL NO. 131  
2 INTRODUCED BY Stephen L. Nelson, Elliott Patterson  
3 Walter Noble, Deborah Heller, Tegla Law Hansen  
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO REDUCE THE PENALTY  
5 AND BOND FOR SEATBELT VIOLATIONS FROM \$20 TO \$10; AND  
6 AMENDING SECTION 61-13-104, MCA."

7  
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 **Section 1.** Section 61-13-104, MCA, is amended to read:

10 "61-13-104. (Effective January 1, 1988) Penalty -- no  
11 record permitted. (1) A driver who violates 61-13-103 must  
12 be fined \$20 \$10, but the violation is not a misdemeanor  
13 pursuant to 45-2-101, 46-18-236, 61-8-104, or 61-8-711. A  
14 violation of 61-13-103 may not be counted as a moving  
15 violation for purposes of suspending a driver's license  
16 under 61-11-203(2)(1). Bond for this offense is \$20 \$10, and  
17 no jail sentence may be imposed.

18 (2) No violation of 61-13-103 may be recorded or  
19 charged against the driver's record of a person violating  
20 61-13-103, and no insurance company shall hold a violation  
21 of 61-13-103 against the insured, and there may be no  
22 increase in premiums due to a violation of 61-13-103."

-End-

INTRODUCED BILL

HB 131

## STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB 131, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

An act to reduce the penalty and bond for seatbelt violations from \$20 to \$10; and amending Section 61-13-104, MCA.

ASSUMPTIONS:

1. For the eleven months ending 11/30/88, 13,265 seatbelt violations had been issued. It is assumed that the annual amount is 14,500 and that number will remain constant throughout the 1990-91 biennium.
2. It is also assumed that fines will be imposed and paid for all seatbelt violations.

FISCAL IMPACT:

		<u>FY90</u>			<u>FY91</u>	
	<u>Current</u>	<u>Proposed</u>	<u>Difference</u>	<u>Current</u>	<u>Proposed</u>	<u>Difference</u>
	<u>Law</u>	<u>Law</u>		<u>Law</u>	<u>Law</u>	
<u>Revenue:</u>						
General Fund	\$ 33,350	\$ 16,675	\$ (16,675)	\$ 33,350	\$ 16,675	\$ (16,675)
State Special Revenue	<u>111,650</u>	<u>55,825</u>	<u>(55,825)</u>	<u>111,550</u>	<u>55,825</u>	<u>(55,825)</u>
	\$145,000	\$ 72,500	\$ (72,500)	\$145,000	\$ 72,500	\$ (72,500)

EFFECT ON COUNTY OR OTHER LOCAL REVENUE OR EXPENDITURES:

Counties currently receive 50% of the fine revenue. Their combined revenue loss would also be approximately \$72,500.

Ray Shackelford 1/17/89  
 RAY SHACKLEFORD, BUDGET DIRECTOR DATE  
 OFFICE OF BUDGET AND PROGRAM PLANNING

Don Stepler 1/17/89  
 DON STEPLER, PRIMARY SPONSOR DATE

Fiscal Note for HB131, as introduced

**HB 131**