

HOUSE BILL NO. 297
INTRODUCED BY ROTH, CAMPBELL

IN THE HOUSE

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| JANUARY 19, 1989 | INTRODUCED AND REFERRED TO COMMITTEE ON HIGHWAYS & TRANSPORTATION. |
| JANUARY 29, 1989 | FIRST READING. |
| FEBRUARY 3, 1989 | COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED. |
| FEBRUARY 4, 1989 | PRINTING REPORT. SECOND READING, DO PASS. |
| FEBRUARY 6, 1989 | ENGROSSING REPORT. |
| FEBRUARY 7, 1989 | THIRD READING, PASSED. AYES, 99; NOES, 0. TRANSMITTED TO SENATE. |

IN THE SENATE

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| FEBRUARY 8, 1989 | INTRODUCED AND REFERRED TO COMMITTEE ON HIGHWAYS & TRANSPORTATION. FIRST READING. |
| MARCH 3, 1989 | COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED. |
| MARCH 4, 1989 | SECOND READING, CONCURRED IN. |
| MARCH 7, 1989 | THIRD READING, CONCURRED IN. AYES, 50; NOES, 0. RETURNED TO HOUSE. |

MARCH 8, 1989

IN THE HOUSE

RECEIVED FROM SENATE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 House BILL NO. 297
 2 INTRODUCED BY Ruth Campbell
 3
 4 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING THE DISPLAY ON
 5 A COLLECTOR'S ITEM MOTOR VEHICLE OF A LICENSE PLATE FOR THE
 6 YEAR THE VEHICLE WAS MANUFACTURED; REQUIRING INSPECTION OF
 7 THE LICENSE PLATE AND PAYMENT OF FEES; PROVIDING FOR A
 8 VALIDATING DECAL; AMENDING SECTION 61-3-411, MCA; AND
 9 PROVIDING AN APPLICABILITY DATE."

10

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

12 **Section 1.** Section 61-3-411, MCA, is amended to read:

13 "61-3-411. Registration of a motor vehicles vehicle
 14 owned and operated solely as a collectors' items collector's
 15 item. (1) An owner of a motor vehicle more than 30 years
 16 old, used solely as a collectors' collector's item and not
 17 for general transportation purposes, may file with the
 18 department an application for the registration of the motor
 19 vehicle, stating The application must be sworn to before an
 20 officer authorized to administer oaths. The application must
 21 state:

22 (a) the name and address of the owner;

23 (b) the name and address of the person from whom
 24 purchased;

25 (c) the make of the motor vehicle, the gross weight

1 thereof, the year and number of the model, and the
 2 manufacturer's identification number and serial number of
 3 the motor vehicle; and

4 (d) setting forth a specific statement that the
 5 vehicle is owned and operated solely as a collectors'
 6 collector's item and not for general transportation
 7 purposes. The application shall be sworn to before an
 8 officer authorized to administer oaths.

9 (2) The registration fee for all such a motor vehicles
 10 vehicle registered under subsection (1) is:

11 (a) for a vehicle weighing 2,850 pounds or less, is
 12 \$5; and the registration fee for all such motor vehicles

13 (b) for a vehicle weighing more than 2,850 pounds, is
 14 \$10.

15 (3) Upon receipt of the application for registration
 16 and payment of the registration fee, the department shall
 17 file the application and register the motor vehicle therein
 18 described in the manner specified in 61-3-101 and, unless
 19 the applicant chooses to exercise the option allowed in
 20 [section 2], shall deliver to the applicant:

21 (a) for a motor vehicles vehicle manufactured in 1933
 22 or earlier, two license plates bearing the inscription
 23 "Pioneer--Montana" and the registration number; or

24 (b) for a motor vehicles vehicle manufactured in 1934
 25 or later and more than 30 years old, two license plates

1 bearing the inscription "Vintage--Montana" and the
2 registration number.

3 (4) The year of issuance ~~shall~~ may not be shown on the
4 plates.

5 (5) Annual renewal of the registration of ~~any--such a~~
6 motor vehicle registered under this section is not required,
7 and the registration is valid as long as the vehicle is in
8 existence; provided, however, that upon sale of such the
9 motor vehicle, the purchaser ~~is required to~~ shall renew the
10 registration ~~thereof~~ and pay the license fees ~~hereinbefore~~
11 specified provided in subsection (2)."

12 NEW SECTION. Section 2. Display of original Montana
13 license plates on collector's item vehicle -- definition --
14 validation. (1) As used in this section, "original Montana
15 license plate" means a license plate issued according to the
16 provisions of 61-3-331; section 53-116, R.C.M. 1947; section
17 1759.1, R.C.M. 1935; or section 1759, R.C.M. 1921; whichever
18 section was effective during the year of the manufacture of
19 the motor vehicle on which the license plate is authorized
20 to be displayed.

21 (2) Notwithstanding the provisions of 61-3-332, the
22 department shall authorize the owner of a motor vehicle
23 registered as provided in 61-3-411 to display original
24 Montana license plates, with validation as required in
25 subsection (3), after:

1 (a) payment of the fee required in subsection (5);

2 (b) inspection by a highway patrolman of the original
3 Montana license plate to be displayed on the motor vehicle
4 and, upon payment of a \$5 fee, receipt of the highway
5 patrolman's certification that he has determined the license
6 plate is legible and meets the requirements of subsection
7 (1); and

8 (c) receipt of an application by the owner of the
9 motor vehicle as provided for in 61-3-411.

10 (3) If the owner of a vehicle registered under the
11 provisions of 61-3-314 meets the requirements of subsection
12 (2), the department shall;

13 (a) file the application and register information on
14 the motor vehicle in the manner prescribed in 61-3-101; and

15 (b) issue a validating decal inscribed with:

16 (i) a unique number; and

17 (ii) the letter:

18 (A) "P" to designate vehicles described in
19 61-3-411(3)(a); or

20 (B) "V" to designate vehicles described in
21 61-3-411(3)(b).

22 (4) The owner of the motor vehicle shall permanently
23 affix the validating decal to the original Montana license
24 plate as a suffix to its distinctive number.

25 (5) The owner of the motor vehicle shall pay to the

1 department with the application required under [this
2 section] a one-time special collector's item motor vehicle
3 license fee of \$20.

4 NEW SECTION. **Section 3. Extension of authority.** Any
5 existing authority to make rules on the subject of the
6 provisions of [this act] is extended to the provisions of
7 [this act].

8 NEW SECTION. **Section 4. Applicability.** [Sections 1
9 through 3] apply to motor vehicle registrations occurring
10 after December 31, 1989.

11 NEW SECTION. **Section 5. Codification instruction.**
12 [Section 2] is intended to be codified as an integral part
13 of Title 61, chapter 3, part 4, and the provisions of Title
14 61, chapter 3, part 4, apply to [section 2].

-End-

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB297, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

An Act allowing the display on a collector's item motor vehicle of a license plate for the year the vehicle was manufactured; requiring inspection of the license plate and payment of fees; providing for a validating decal; amending Section 61-3-411, MCA; and providing an applicability date.

ASSUMPTIONS:

1. There are 2,130 vintage and pioneer cars registered in the state. It is assumed there will be 500 requests for original plates in FY90 and 50 each year thereafter.
2. Because of low volume order, decals for the original plates will cost \$1.00 per set.

FISCAL IMPACT:

| | <u>FY90</u> | | | <u>FY91</u> | | |
|-----------------------|-------------|------------|-------------------|-------------|------------|-------------------|
| | Current | Proposed | | Current | Proposed | |
| <u>Expenditures:</u> | <u>Law</u> | <u>Law</u> | <u>Difference</u> | <u>Law</u> | <u>Law</u> | <u>Difference</u> |
| Operating Expenses | \$ -0- | \$ 2,000 | \$ 2,000 | \$ -0- | \$ -0- | \$ -0- |
| <u>Revenue:</u> | | | | | | |
| Motor Vehicle Account | -0- | 12,500 | 12,500 | -0- | 1,250 | 1,250 |
| <u>Net Effect:</u> | -0- | 10,500 | 10,500 | -0- | 1,250 | 1,250 |

Ray Shackelford 1/27/89
 RAY SHACKLEFORD, BUDGET DIRECTOR DATE
 OFFICE OF BUDGET AND PROGRAM PLANNING

Rande K. Roth 1-31-89
 RANDE K. ROTH, PRIMARY SPONSOR DATE

Fiscal Note for HB297, as introduced

HB 297

APPROVED BY COMMITTEE
ON HIGHWAYS & TRANSPORTATION

HOUSE BILL NO. 297

INTRODUCED BY ROTH, CAMPBELL

A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING THE DISPLAY ON A COLLECTOR'S ITEM MOTOR VEHICLE OF A LICENSE PLATE FOR THE YEAR THE VEHICLE WAS MANUFACTURED; REQUIRING INSPECTION OF THE LICENSE PLATE AND PAYMENT OF FEES; PROVIDING FOR A VALIDATING DECAL; AMENDING SECTION 61-3-411, MCA; AND PROVIDING AN APPLICABILITY DATE."

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

Section 1. Section 61-3-411, MCA, is amended to read:

"61-3-411. Registration of a motor vehicles vehicle owned and operated solely as a collectors' item collector's item. (1) An owner of a motor vehicle more than 30 years old, used solely as a collectors' collector's item and not for general transportation purposes, may file with the department an application for the registration of the motor vehicle, stating The application must be sworn to before an officer authorized to administer oaths. The application must state:

(a) the name and address of the owner;

(b) the name and address of the person from whom purchased;

(c) the make of the motor vehicle, the gross weight

thereof, the year and number of the model, and the manufacturer's identification number and serial number of the motor vehicle; and

(d) ~~setting forth a specific statement~~ that the vehicle is owned and operated solely as a collectors' collector's item and not for general transportation purposes. ~~The application shall be sworn to before an officer authorized to administer oaths.~~

(2) The registration fee for ~~all such a motor vehicles~~ vehicle registered under subsection (1) is:

(a) for a vehicle weighing 2,850 pounds or less, is \$5; ~~and the registration fee for all such motor vehicles~~

(b) for a vehicle weighing more than 2,850 pounds, is \$10.

(3) Upon receipt of the application for registration and payment of the registration fee, the department shall file the application and register the motor vehicle therein described in the manner specified in 61-3-101 and, unless the applicant chooses to exercise the option allowed in [section 2], shall deliver to the applicant:

(a) for a motor vehicles vehicle manufactured in 1933 or earlier, two license plates bearing the inscription "Pioneer--Montana" and the registration number; or

(b) for a motor vehicles vehicle manufactured in 1934 or later and more than 30 years old, two license plates

1 bearing the inscription "Vintage--Montana" and the
2 registration number.

3 (4) The year of issuance ~~shall~~ may not be shown on the
4 plates.

5 (5) Annual renewal of the registration of ~~any--such~~ a
6 motor vehicle registered under this section is not required,
7 and the registration is valid as long as the vehicle is in
8 existence; provided, however, that upon sale of ~~such~~ the
9 motor vehicle, the purchaser ~~is required to~~ shall renew the
10 registration ~~thereof~~ and pay the license fees ~~hereinbefore~~
11 specified provided in subsection (2)."

12 NEW SECTION. Section 2. Display of original Montana
13 license plates on collector's item vehicle -- definition --
14 validation. (1) As used in this section, "original Montana
15 license plate" means a license plate issued according to the
16 provisions of 61-3-331; section 53-116, R.C.M. 1947; section
17 1759.1, R.C.M. 1935; or section 1759, R.C.M. 1921; whichever
18 section was effective during the year of the manufacture of
19 the motor vehicle on which the license plate is authorized
20 to be displayed.

21 (2) Notwithstanding the provisions of 61-3-332, the
22 department shall authorize the owner of a motor vehicle
23 registered as provided in 61-3-411 to display original
24 Montana license plates, with validation as required in
25 subsection (3), after:

1 (a) payment of the fee required in subsection (5);

2 (b) inspection by a highway patrolman of the original
3 Montana license plate to be displayed on the motor vehicle
4 and, upon payment of a \$5 fee, receipt of the highway
5 patrolman's certification that he has determined the license
6 plate is legible and meets the requirements of subsection
7 (1); and

8 (c) receipt of an application by the owner of the
9 motor vehicle as provided for in 61-3-411.

10 (3) If the owner of a vehicle registered under the
11 provisions of 61-3-314 meets the requirements of subsection
12 (2), the department shall;

13 (a) file the application and register information on
14 the motor vehicle in the manner prescribed in 61-3-101; and

15 (b) issue a validating decal inscribed with:

16 (i) a unique number; and

17 (ii) the letter:

18 (A) "P" to designate vehicles described in
19 61-3-411(3)(a); or

20 (B) "V" to designate vehicles described in
21 61-3-411(3)(b).

22 (4) The owner of the motor vehicle shall permanently
23 affix the validating decal to the ~~original--Montana--license~~
24 ~~plate--as--a--suffix--to--its--distinctive--number~~ WINDSHIELD OF
25 THE COLLECTOR'S ITEM MOTOR VEHICLE OR, IF NO WINDSHIELD

1 EXISTS, TO ANOTHER PROMINENT AND VISIBLE POSITION ON THE
2 VEHICLE.

3 (5) The owner of the motor vehicle shall pay to the
4 department with the application required under [this
5 section] a one-time special collector's item motor vehicle
6 license fee of \$20.

7 NEW SECTION. Section 3. Extension of authority. Any
8 existing authority to make rules on the subject of the
9 provisions of [this act] is extended to the provisions of
10 [this act].

11 NEW SECTION. Section 4. Applicability. [Sections 1
12 through 3] apply to motor vehicle registrations occurring
13 after December 31, 1989.

14 NEW SECTION. Section 5. Codification instruction.
15 [Section 2] is intended to be codified as an integral part
16 of Title 61, chapter 3, part 4, and the provisions of Title
17 61, chapter 3, part 4, apply to [section 2].

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Section 1. Section 61-3-411, MCA, is amended to read:

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thereof, the year and number of the model, and the manufacturer's identification number and serial number of the motor vehicle; and

(d) setting forth a specific statement that the vehicle is owned and operated solely as a collectors' collector's item and not for general transportation purposes. The application shall be sworn to before an officer authorized to administer oaths.

(2) The registration fee for all such a motor vehicles vehicle registered under subsection (1) is:

(a) for a vehicle weighing 2,850 pounds or less, is \$5;

(b) for a vehicle weighing more than 2,850 pounds, is \$10.

(3) Upon receipt of the application for registration and payment of the registration fee, the department shall file the application and register the motor vehicle therein described in the manner specified in 61-3-101 and, unless the applicant chooses to exercise the option allowed in [section 2], shall deliver to the applicant:

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(b) for a motor vehicles vehicle manufactured in 1934 or later and more than 30 years old, two license plates

bearing the inscription "Vintage--Montana" and the registration number.

(4) The year of issuance shall may not be shown on the plates.

(5) Annual renewal of the registration of any--such a motor vehicle registered under this section is not required, and the registration is valid as long as the vehicle is in existence; provided, however, that upon sale of such the motor vehicle, the purchaser ~~is required to~~ shall renew the registration thereof and pay the license fees hereinbefore specified provided in subsection (2)."

NEW SECTION. Section 2. Display of original Montana license plates on collector's item vehicle -- definition -- validation. (1) As used in this section, "original Montana license plate" means a license plate issued according to the provisions of 61-3-331; section 53-116, R.C.M. 1947; section 1759.1, R.C.M. 1935; or section 1759, R.C.M. 1921; whichever section was effective during the year of the manufacture of the motor vehicle on which the license plate is authorized to be displayed.

(2) Notwithstanding the provisions of 61-3-332, the department shall authorize the owner of a motor vehicle registered as provided in 61-3-411 to display original Montana license plates, with validation as required in subsection (3), after:

(a) payment of the fee required in subsection (5);

(b) inspection by a highway patrolman of the original Montana license plate to be displayed on the motor vehicle and, upon payment of a \$5 fee, receipt of the highway patrolman's certification that he has determined the license plate is legible and meets the requirements of subsection (1); and

(c) receipt of an application by the owner of the motor vehicle as provided for in 61-3-411.

(3) If the owner of a vehicle registered under the provisions of 61-3-314 meets the requirements of subsection (2), the department shall;

(a) file the application and register information on the motor vehicle in the manner prescribed in 61-3-101; and

(b) issue a validating decal inscribed with:

(i) a unique number; and

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(A) "P" to designate vehicles described in 61-3-411(3)(a); or

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1 EXISTS, TO ANOTHER PROMINENT AND VISIBLE POSITION ON THE
2 VEHICLE.

3 (5) The owner of the motor vehicle shall pay to the
4 department with the application required under [this
5 section] a one-time special collector's item motor vehicle
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8 existing authority to make rules on the subject of the
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