

HOUSE BILL 596

Introduced by Grinde

2/07	Introduced
2/08	Referred to Highways & Transportation
2/09	Fiscal Note Requested
2/14	Hearing
2/15	Committee Report--Bill Passed as Amended
2/15	Fiscal Note Received
2/16	Fiscal Note Printed
2/18	2nd Reading Passed
2/21	3rd Reading Passed

Transmitted to Senate

2/28	Referred to Fish & Game
3/09	Hearing
	Died in Committee

1 HOUSE BILL NO. 596  
2 INTRODUCED BY LARRY HAL GRINOS  
3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THAT THE  
5 DECAL SHOWING PAYMENT OF FEE IN LIEU OF TAX FOR AN  
6 OFF-HIGHWAY VEHICLE BE PROVIDED BY THE DEPARTMENT OF FISH,  
7 WILDLIFE, AND PARKS; AMENDING SECTION 23-2-804, MCA; AND  
8 PROVIDING AN EFFECTIVE DATE."  
9  
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
11 **Section 1.** Section 23-2-804, MCA, is amended to read:  
12 "23-2-804. Decal required. Except as provided in  
13 23-2-802, no off-highway vehicle may be operated by any  
14 person in Montana unless there is displayed in a conspicuous  
15 place a decal, ~~in--a--form--prescribed~~ provided by the  
16 department, as visual proof that the fee in lieu of tax  
17 provided for in 23-2-803 has been paid for the current year.  
18 The decal will be serially numbered and have the expiration  
19 date of December 31 of the appropriate year printed  
20 thereon."  
21 NEW SECTION. **Section 2.** Effective date. [This act] is  
22 effective July 1, 1989.

-End-

INTRODUCED BILL  
HB 596

## STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB596, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

HB596 would require the Department of Fish, Wildlife and Parks to provide the decal to counties showing payment of fee in lieu of tax for an off-highway vehicle.

ASSUMPTIONS:

1. The Dept. of Fish, Wildlife and Parks would provide 10,000 off-highway vehicle decals to the counties at a cost of \$0.10 each for a total cost of \$1,000 each year.
2. Under current law, the department has collected \$200 per year towards decal costs; under the proposed law, the department will lose approximately \$200 each year in reimbursement from the counties for the cost of providing the decals.
3. Based upon FY88 fine collections, it is assumed the department will receive \$300 per year of off-highway vehicle fine monies collected pursuant to 23-2-807, MCA, to pay for the decals.
4. The unfunded cost of providing the decals has been \$500 per year under current law; this revenue shortfall will increase to \$700 per year under the proposed law.

FISCAL IMPACT:

<u>Expenditures:</u>	<u>FY90</u>			<u>FY91</u>		
	Current	Proposed		Current	Proposed	
<u>Dept. of Fish, Wildlife, Parks</u>	<u>Law</u>	<u>Law</u>	<u>Difference</u>	<u>Law</u>	<u>Law</u>	<u>Difference</u>
Operating Expenses	\$1,000	\$1,000	\$ -0-	\$1,000	\$1,000	\$ -0-
<u>Funding:</u>						
State Special Revenue	\$1,000	\$1,000	\$ -0-	\$1,000	\$1,000	\$ -0-
<u>Revenue:</u>						
State Special Revenue						
Fine Collections	\$ 300	\$ 300	\$ -0-	\$ 300	\$ 300	\$ -0-
Decal Reimbursement	200	-0-	(200)	200	-0-	(200)
Total	\$ 500	\$ 300	(\$200)	\$ 500	\$ 300	(\$200)
Deficit	( \$500)	( \$700)	(\$200)	(\$500)	(\$700)	(\$200)

LONG-RANGE EFFECTS OF PROPOSED LEGISLATION:

The cash deficit in the state special revenue account established under 23-2-807(2), MCA, will increase by \$200 per year.

*Ray Shackleford*

DATE 2/15/89

RAY SHACKLEFORD, BUDGET DIRECTOR  
OFFICE OF BUDGET AND PROGRAM PLANNING

*Larry Grinde* 2/16/89 DATE  
LARRY HAL GRINDE, PRIMARY SPONSOR

Fiscal Note for HB596, as introduced

HB 596

**Fiscal Note Request, HB596 as introduced**

**Form BD-15**

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**TECHNICAL NOTES:**

All funding received by the department is restricted by state statute or federal regulations for a specific use. The only funding available to the department to pay for off-highway vehicle decals is provided for under 23-2-807 (2), MCA. Assuming fine collections continue at the FY88 level, the department will not have sufficient cash to pay the cost of providing proposed law decals and will be in violation of 17-2-107(5), MCA, which precludes an agency from having a negative cash balance in an accounting entity for more than seven days and 17-2-107(2), MCA, which requires the repayment of inter-entity loans within one year.

**HB 596**

APPROVED BY COMMITTEE  
ON HIGHWAYS & TRANSPORTATION

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2 INTRODUCED BY GRINDE  
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21 NEW SECTION. SECTION 2. COORDINATION INSTRUCTION. IF  
22 HOUSE BILL NO. 165 IS PASSED AND APPROVED AND IF IT INCLUDES  
23 A SECTION THAT AMENDS 23-2-804, [THIS ACT] IS VOID.

24 NEW SECTION. Section 3. Effective date. [This act] is  
25 effective July 1, 1989.

-End-



SECOND READING

HB 596

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THIRD READING

HB 596