

SENATE BILL 148

Introduced by Halligan

1/16	Introduced
1/16	Referred to Highways & Transportation
2/02	Hearing
2/02	Fiscal Note Requested
2/06	Fiscal Note Received
2/07	Fiscal Note Printed
2/08	Committee Report--Bill Passed as Amended
2/10	2nd Reading Passed
2/13	3rd Reading Passed

Transmitted to House

2/21	Referred to Highways & Transportation
3/02	Hearing
3/07	Tabled in Committee

1 Ames BILL NO. 148
2 INTRODUCED BY Holligan
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING THAT A PERSON
5 CITED FOR A MOTOR VEHICLE VIOLATION MAY GIVE UP HIS LICENSE
6 IN LIEU OF BAIL AND DRIVE ON A TEMPORARY PERMIT UNTIL THE
7 DATE OF HIS COURT APPEARANCE."

8

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

10 NEW SECTION. **Section 1.** Surrender of driver's license
11 in lieu of bail -- temporary driving permit. A peace
12 officer authorized to accept bail for the violation involved
13 may, at the request of the violator, take in lieu of bail
14 the driver's license of the person to whom he issues a
15 citation for violation of a provision of Title 61, chapter
16 3, 7, 8, 9, or 10. The officer shall, when the driver's
17 license is taken, note on the back of the copy of the
18 citation given to the cited person, in a form determined by
19 the department of justice, that the cited person's driver's
20 license was taken in lieu of bail for the cited violation
21 and the date upon which the person shall appear in court.
22 The notice entitles the person to operate a motor vehicle
23 that his driver's license entitles him to operate, with any
24 restrictions and conditions on his driver's license, until
25 the date of his appearance in court. If the person fails to

1 appear and his failure is not excused by the court, the
2 court shall send the person's driver's license to the
3 department and notify the department of the failure to
4 appear. The department shall suspend the person's driver's
5 license until the department is notified by the court that
6 the person has appeared.

7 NEW SECTION. **Section 2.** Codification instruction.
8 [Section 1] is intended to be codified as an integral part
9 of Title 46, chapter 9, and the provisions of Title 46 apply
10 to [section 1].

-End-

APPROVED BY COMMITTEE
ON HIGHWAYS & TRANSPORTATIONSENATE BILL NO. 148
INTRODUCED BY HALLIGAN

A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING THAT A PERSON
CITED FOR A MOTOR VEHICLE VIOLATION MAY GIVE UP HIS LICENSE
IN LIEU OF BAIL AND DRIVE ON A TEMPORARY PERMIT UNTIL THE
DATE OF HIS COURT APPEARANCE."

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

NEW SECTION. **Section 1.** Surrender of driver's license
in lieu of bail -- temporary driving permit. A peace officer
authorized to accept bail for the violation involved may, at
the request of the violator, take in lieu of bail the
driver's license of the person to whom he issues a citation
for violation of a provision of Title 61, chapter 3, 7, 8,
9, or 10. The officer shall, when the driver's license is
taken, note on the back of the copy of the citation given to
the cited person, in a form determined by the department of
justice, that the cited person's driver's license was taken
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appearance in court. If the person fails to appear and his

failure is not excused by the court, the court shall send
the person's driver's license to the department OF JUSTICE
and notify the department of the failure to appear. The
department shall suspend the person's driver's license until
the department is notified by the court that the person has
appeared.

NEW SECTION. **Section 2.** Codification instruction.
[Section 1] is intended to be codified as an integral part
of Title 46, chapter 9, and the provisions of Title 46 apply
to [section 1].

-End-

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INTRODUCED BY HALLIGAN

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NEW SECTION. Section 2. Codification instruction.

[Section 1] is intended to be codified as an integral part
of Title 46, chapter 9, and the provisions of Title 46 apply
to [section 1].

-End-

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for SB148, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

An Act providing that a person cited for a motor vehicle violation may give up his license in lieu of bail and drive on a temporary permit until the date of his court appearance.

FISCAL IMPACT: None

Ray Shackleford 2/6/89
RAY SHACKLEFORD, BUDGET DIRECTOR DATE
OFFICE OF BUDGET AND PROGRAM PLANNING

M. H. Halligan 2-6-89
MIKE HALLIGAN, PRIMARY SPONSOR DATE

Fiscal Note for SB148, as introduced

SB 148