

HOUSE BILL 53

Introduced by S.J. Hansen

7/11	Introduced
7/11	Referred to Education & Cultural Resources
7/11	First Reading
7/11	Fiscal Note Requested
7/13	Fiscal Note Received
	Died in Committee

1 House BILL NO. 53
2 INTRODUCED BY [Signature]
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TEMPORARILY
5 DISCONTINUING THE DISTRIBUTION OF PROCEEDS FROM THE TRAFFIC
6 EDUCATION ACCOUNT TO SCHOOL DISTRICTS FOR THE SCHOOL FISCAL
7 YEAR BEGINNING JULY 1, 1992; TEMPORARILY DEPOSITING IN THE
8 STATE EQUALIZATION ACCOUNT ANY BALANCE REMAINING IN THE
9 TRAFFIC EDUCATION ACCOUNT; AMENDING SECTIONS 20-7-504 AND
10 20-7-506, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND
11 A TERMINATION DATE."

12
13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

14 **Section 1.** Section 20-7-504, MCA, is amended to read:

15 "20-7-504. State traffic education account -- proceeds
16 earmarked for the account. (1) There is a traffic education
17 account in the treasury of the state of Montana. There must
18 be paid into this account a portion of the fines and
19 forfeitures collected in any court except a justice's court
20 from persons apprehended or arrested by highway patrol
21 officers or department of transportation peace officers for
22 any violation of chapter 3, part 1 of chapter 4, or chapters
23 5 through 10 of Title 61 relating to the operation or use of
24 motor vehicles in the following amounts:

25 (a) if a fine is imposed, 25% of the fine imposed;

1 (b) if multiple offenses are involved, 25% of the total
2 sum of all fines imposed;

3 (c) if a fine is suspended, in whole or in part, 25% of
4 the fine actually paid; and

5 (d) if any deposit of bail is made for an offense to
6 which this section applies and the bail is forfeited, 25% of
7 the forfeited bail.

8 (2) A portion of all money from the collection of fees
9 from driver's licenses, motorcycle endorsements, and
10 duplicate driver's licenses must be contributed to the
11 traffic education account as provided in 61-5-121.

12 (3) Money collected and accrued from motorcycle safety
13 training courses, designated grants, and motorcycle
14 registration fees or an amount equal to that amount must be
15 deposited in the state traffic education account as provided
16 in 20-7-513 and 20-7-514 and must be available to support
17 only approved motorcycle safety training courses,
18 appropriate motorcycle safety instructor training, and other
19 related motorcycle safety training activities.

20 (4) At the end of the fiscal year, the state treasurer
21 shall deposit in the state equalization aid account,
22 provided for in 20-9-343, the balance remaining in the state
23 traffic education account."

24 **Section 2.** Section 20-7-506, MCA, is amended to read:

25 "20-7-506. Annual allocation and distribution of

1 traffic education account proceeds -- allocation for state
 2 administration. (1) The Except as provided in subsection
 3 (3), the superintendent of public instruction shall annually
 4 order the distribution of ~~all~~ moneys in the traffic
 5 education account to the districts conducting approved
 6 traffic education courses. The distribution of the traffic
 7 education moneys ~~shall~~ must be based on the distribution
 8 policy promulgated by the superintendent of public
 9 instruction, provided that the reimbursements to districts
 10 ~~shall~~ must be based upon the number of pupils who, in a
 11 given school fiscal year, complete an approved traffic
 12 education course, including both the classroom instruction
 13 and behind-the-wheel driving.

14 (2) Before ~~such~~ the fund is disbursed, there shall be
 15 deducted an amount necessary to provide for the state
 16 administration of the traffic education program by the
 17 superintendent of public instruction. ~~Such~~ The state
 18 administration may include:

19 (a) development, printing, and distribution of
 20 essential materials;

21 (b) preparation of teachers of traffic education;

22 (c) state supervision of the program; and

23 (d) any and all other activities ~~deemed~~ considered
 24 necessary by the superintendent of public instruction.

25 (3) The superintendent of public instruction shall

1 distribute to each district with an approved traffic
 2 education course the amount of \$141 for each pupil who
 3 completes the course in the school fiscal year ending June
 4 30, 1992. A distribution may not be made for traffic
 5 education course completion in the school fiscal year
 6 beginning July 1, 1992."

7 NEW SECTION. Section 3. Effective date. [This act] is
 8 effective on passage and approval.

9 NEW SECTION. Section 4. Termination date. [This act]
 10 terminates July 1, 1993.

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