

SENATE BILL NO. 145

INTRODUCED BY WATERMAN, BARTLETT, DOHERTY, CHRISTIAENS,  
S. RICE, VAN VALKENBURG, HALLIGAN

IN THE SENATE

JANUARY 14, 1993

INTRODUCED AND REFERRED TO COMMITTEE  
ON PUBLIC HEALTH, WELFARE, & SAFETY.

FIRST READING.

FEBRUARY 5, 1993

COMMITTEE RECOMMEND BILL  
DO PASS. REPORT ADOPTED.

PRINTING REPORT.

FEBRUARY 6, 1993

SECOND READING, DO PASS.

FEBRUARY 8, 1993

ENGROSSING REPORT.

THIRD READING, PASSED.  
AYES, 29; NOES, 21.

TRANSMITTED TO HOUSE.

IN THE HOUSE

FEBRUARY 9, 1993

INTRODUCED AND REFERRED TO COMMITTEE  
ON HIGHWAYS & TRANSPORTATION.

FIRST READING.

MARCH 19, 1993

COMMITTEE RECOMMEND BILL BE  
CONCURRED IN. REPORT ADOPTED.

MARCH 29, 1993

SECOND READING, CONCURRED IN AS  
AMENDED.

MARCH 31, 1993

THIRD READING, CONCURRED IN.  
AYES, 63; NOES, 35.

RETURNED TO SENATE WITH AMENDMENTS.

IN THE SENATE

APRIL 3, 1993

SECOND READING, AMENDMENTS NOT  
CONCURRED IN.

APRIL 6, 1993

ON MOTION, FREE CONFERENCE COMMITTEE  
REQUESTED AND APPOINTED.

IN THE HOUSE

APRIL 7, 1993

ON MOTION, FREE CONFERENCE COMMITTEE  
REQUESTED AND APPOINTED.

IN THE SENATE

APRIL 16, 1993

SECOND READING, FREE CONFERENCE  
COMMITTEE REPORT ADOPTED.

APRIL 17, 1993

THIRD READING, FREE CONFERENCE  
COMMITTEE REPORT ADOPTED.

IN THE HOUSE

APRIL 19, 1993

FREE CONFERENCE COMMITTEE REPORT ADOPTED.

IN THE SENATE

APRIL 21, 1993

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 *Senate* BILL NO. *145*  
2 INTRODUCED BY *Sen. Peter Spitzer, Sen. Shelly Christiansen*  
3 *Sen. Tom Vetterling, Sen. Sally*  
4 A BILL FOR AN ACT ENTITLED: "AN ACT DEFINING TRAUMATIC  
5 BRAIN INJURY; ESTABLISHING A TRAUMATIC BRAIN INJURY TRUST  
6 FUND; RAISING THE FINE FOR VIOLATING THE FUEL CONSERVATION  
7 SPEED LIMIT; PROVIDING THAT A PORTION OF THE FUEL  
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9 TRUST FUND; DIRECTING THE DEPARTMENT OF SOCIAL AND  
10 REHABILITATION SERVICES TO CONDUCT A DEMONSTRATION PROJECT  
11 AND MAKE RECOMMENDATIONS ON THE SERVICES, THE SERVICE  
12 STRUCTURE, AND AGENCY RESPONSIBILITY FOR PERSONS SUFFERING  
13 FROM TRAUMATIC BRAIN INJURY; AMENDING SECTIONS 3-10-601 AND  
14 61-8-718, MCA; AND PROVIDING AN EFFECTIVE DATE."  
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16 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
17 NEW SECTION. Section 1. Traumatic brain injury  
18 defined. (1) (a) As used in [sections 1 and 2], "traumatic  
19 brain injury" means:  
20 (i) an injury to the brain caused by an external  
21 physical force, including but not limited to a motor vehicle  
22 accident, a fall, an assault, a sports injury, or a  
23 recreational or work-related accident; or  
24 (ii) brain damage caused by an internal occurrence  
25 including but not limited to:

1 (A) disease, such as a benign or malignant tumor,  
2 meningitis, or encephalitis; or  
3 (B) a cerebrovascular accident, such as stroke,  
4 atherosclerosis, aneurysm, or arteriovenous malformation; or  
5 (C) anoxia, including but not limited to anoxia caused  
6 by near drowning, drug overdose, kidney or heart failure,  
7 chemical exposure, or electrical shock.  
8 (b) The term "traumatic brain injury" does not include  
9 injuries of a degenerative or congenital nature.  
10 (2) Traumatic brain injury as defined in this section  
11 may produce a diminished or altered state of consciousness  
12 that results in a temporary or permanent impairment of  
13 cognitive or mental abilities, physical functioning, or  
14 behavioral or emotional functioning.  
15 NEW SECTION. Section 2. Traumatic brain injury trust  
16 fund established -- source of funds -- uses. (1) There is an  
17 account in the state special revenue fund to be used to  
18 establish a traumatic brain injury trust fund.  
19 (2) The trust fund consists of revenue that the state  
20 treasurer deposits to the account under 3-10-601(5).  
21 (3) The money in this account must be used solely for  
22 planning, coordinating, and providing services to persons  
23 suffering from traumatic brain injury.  
24 NEW SECTION. Section 3. Demonstration project to  
25 determine appropriate services and agency responsibility.

(1) The department of social and rehabilitation services shall conduct a systems change and demonstration project to:

(a) develop model programs for supported-living case management for persons suffering from traumatic brain injuries that result in severe impediments to living and working in their communities;

(b) analyze existing Montana human service laws, rules, and policies affecting the delivery of services to people suffering from traumatic brain injury;

(c) identify the services and the service structure required to meet the needs of Montana citizens suffering from traumatic brain injury; and

(d) recommend lead agency responsibility for administering the traumatic brain injury trust fund established in [section 2] and for coordinating the delivery of services to persons with traumatic brain injury.

(2) The department of social and rehabilitation services shall conclude the demonstration project by September 30, 1994, and shall report the project's findings, recommendations, and proposed legislation to the governor and 54th legislature.

**Section 4.** Section 3-10-601, MCA, is amended to read:

"3-10-601. Collection and disposition of fines, penalties, forfeitures, and fees. (1) Each justice of the peace shall collect the fees prescribed by law for justices'

courts and shall pay them into the county treasury of the county ~~wherein-he~~ where the justice holds office, on or before the 10th day of each month, to be credited to the general fund of the county.

(2) All fines, penalties, and forfeitures that this code requires to be imposed, collected, or paid in a justice's court must, for each calendar month, be paid by the justice's court on or before the 5th day of the following month to the treasurer of the county in which the justice's court is situated, except that they may be distributed as provided in 44-12-206 if imposed, collected, or paid for a violation of Title 45, chapter 9 or 10.

(3) The Except as provided in subsection (5), the county treasurer shall, in the manner provided in 15-1-504, distribute money received under subsection (2) as follows:

(a) 50% to the state treasurer; and

(b) 50% to the county general fund.

(4) The state treasurer shall distribute money received under subsection (3) as follows:

(a) 27.88% to the state general fund;

(b) 9.09% to the fish and game account in the state special revenue fund;

(c) 11.76% to the state highway account in the state special revenue fund;

(d) 33.86% to the traffic education account in the

1 state special revenue fund;

2 (e) 0.57% to the department of livestock account in the  
3 state special revenue fund;

4 (f) 15.9% to the crime victims compensation account in  
5 the state special revenue fund; and

6 (g) 0.94% to the department of family services special  
7 revenue account for the battered spouses and domestic  
8 violence grant program.

9 (5) In the manner prescribed in 15-1-504, the county  
10 treasurer shall forward to the state treasurer for deposit  
11 in the traumatic brain injury trust fund established in  
12 [section 2] \$15 for each fine collected in the county for  
13 violation of the fuel conservation speed limit under  
14 61-8-718."

15 **Section 5.** Section 61-8-718, MCA, is amended to read:

16 "61-8-718. Penalty for violation of fuel conservation  
17 speed limit. (1) A person violating the speed limit imposed  
18 pursuant to 61-8-304 is guilty of the offense of unnecessary  
19 waste of a resource and upon conviction ~~shall~~ must be fined  
20 \$5 ~~\$20~~, and ~~no a~~ jail sentence may not be imposed. Bond for  
21 this offense ~~shall be-\$5~~ is \$20.

22 (2) A violation of 61-8-304 is not a misdemeanor  
23 pursuant to 45-2-101, 61-8-104, or 61-8-711."

24 **NEW SECTION. Section 6.** Codification instruction.  
25 [Sections 1 and 2] are intended to be codified as an

1 integral part of Title 53, and the provisions of Title 53  
2 apply to [sections 1 and 2].

3 **NEW SECTION. Section 7.** Effective date. [This act] is  
4 effective July 1, 1993.

-End-

## STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for SB0145, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

Raising the fine for violating the fuel conservation speed limit; providing that a portion of the fuel conservation speeding fine be deposited in the traumatic brain injury (TBI) trust fund; directing the Department of Social and Rehabilitation Services (SRS) to conduct a demonstration project and make recommendations on the services.

ASSUMPTIONS:

1. For the year ending 9/30/92, there were 72,000 highway speeding tickets issued and that annual amount would continue under current law. (Dept. of Justice)
2. Under the proposed law, the number of tickets will be reduced by 30% to 50,000 issued in FY94 and in FY95.
3. Revenue to the state special revenue TBI trust fund will be \$750,000 each year of the biennium (50,000 tickets X \$15 per ticket).
4. SRS will conduct a demonstration project on services to the traumatic brain injured, and will report to the 54th Legislature and the Governor with recommendations regarding a TBI program.
5. The money deposited to the TBI fund will accrue until it is allocated by the 54th Legislature.
6. The services provided, under the demonstration project referenced in this bill, to persons suffering from traumatic brain injury will be contracted out to two case managers from the private sector, with each case manager having 5-6 clients. (For purposes of this project, a caseload of 5 for one manager and 6 for the other manager is assumed.)
7. SRS will administer the contract and demonstration project through the VR division.
8. Funding for the demonstration project and the administration will require an appropriation and it assumed that the TBI trust fund state special revenue will be used.
9. The demonstration project will begin 7/1/93 and continue through 6/30/94. The report on the project will be due 9/30/94.
10. The state special revenue accounts--fish and game, highways, traffic education, livestock, crime victims compensation and battered spouses/domestic violence--will lose revenues of \$39,800 per year.
11. The general fund loss will be \$15,200 per year.

FISCAL IMPACT:

Department of SRS - VR Div.

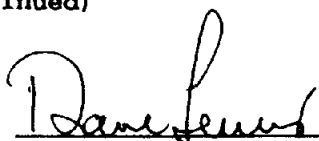
Expenditures:

	FY '94			FY '95		
	Current Law	Proposed Law	Difference	Current Law	Proposed Law	Difference
Operating	0	150,000	150,000	0	150,000	150,000

Funding:

State Special Revenue	0	150,000	150,000	0	150,000	150,000
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(Continued)

 1-20-93  
 DAVID LEWIS, BUDGET DIRECTOR DATE  
 Office of Budget and Program Planning

 1/24/93  
 MIGNON WATERMAN, PRIMARY SPONSOR DATE

Fiscal Note for SB0145, as introduced

SB 145

	FY '94			FY '95		
	Current Law	Proposed Law	Difference	Current Law	Proposed Law	Difference
Revenues:						
General Fund	50,000	34,800	(15,200)	50,000	34,800	(15,200)
State Special Accounts	130,000	90,200	(39,800)	130,000	90,200	(39,800)
SSR (02) - TBI Trust Fund	0	750,000	750,000	0	750,000	750,000
Net Impact:						
General Fund			(15,200)			(15,200)

EFFECT ON COUNTY OR OTHER LOCAL REVENUES OR EXPENDITURES: Counties receive 50% of fine revenue. Since all of the increased fine comes to the state, and since the number of summons will decrease, the counties shared impact would be a decrease of \$55,000 per year.

TECHNICAL NOTES: This bill does not specifically appropriate funds from the TBI trust fund for the demonstration project. Another option for funding the contracted project might be a 90% federal/10% state match from a Title VI-C grant.

APPROVED BY COMMITTEE  
ON PUBLIC HEALTH, WELFARE  
& SAFETY

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3 *Sen. [Signature]*  
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 3 *Spicer*  
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-End-

HOUSE COMMITTEE OF THE WHOLE AMENDMENT  
Senate Bill 145  
Representative Brown

#1

March 29, 1993 9:49 am  
Page 1 of 1

Mr. Chairman: I move to amend Senate Bill 145 (third reading copy -- blue).

Signed:

  
Representative Brown

And, that such amendments to Senate Bill 145 read as follows:

1. Title, lines 6 through 9.

Following: "FUND;" on line 6

Strike: remainder of line 6 through "FUND;" on line 9

2. Page 3, line 22 through page 5 line 23.

Strike: sections 4 and 5 in their entirety

Renumber: subsequent sections

-END-

  
ADOPT

REJECT

HOUSE  
SB 145

## SENATE BILL NO. 145

INTRODUCED BY WATERMAN, BARTLETT, DOHERTY, CHRISTIAENS,  
S. RICE, VAN VALKENBURG, HALLIGAN

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(A) disease, such as a benign or malignant tumor,  
meningitis, or encephalitis; or

(B) a cerebrovascular accident, such as stroke,  
atherosclerosis, aneurysm, or arteriovenous malformation; or

(C) anoxia, including but not limited to anoxia caused  
by near drowning, drug overdose, kidney or heart failure,  
chemical exposure, or electrical shock.

(b) The term "traumatic brain injury" does not include  
injuries of a degenerative or congenital nature.

(2) Traumatic brain injury as defined in this section  
may produce a diminished or altered state of consciousness  
that results in a temporary or permanent impairment of  
cognitive or mental abilities, physical functioning, or  
behavioral or emotional functioning.

**NEW SECTION. Section 2. Traumatic brain injury trust**  
fund established -- source of funds -- uses. (1) There is an  
account in the state special revenue fund to be used to  
establish a traumatic brain injury trust fund.

(2) The trust fund consists of revenue that the state  
treasurer deposits to the account under 3-10-601(5).

(3) The money in this account must be used solely for  
planning, coordinating, and providing services to persons  
suffering from traumatic brain injury.

**NEW SECTION. Section 3. Demonstration project to**



determine appropriate services and agency responsibility.

(1) The department of social and rehabilitation services shall conduct a systems change and demonstration project to:

(a) develop model programs for supported-living case management for persons suffering from traumatic brain injuries that result in severe impediments to living and working in their communities;

(b) analyze existing Montana human service laws, rules, and policies affecting the delivery of services to people suffering from traumatic brain injury;

(c) identify the services and the service structure required to meet the needs of Montana citizens suffering from traumatic brain injury; and

(d) recommend lead agency responsibility for administering the traumatic brain injury trust fund established in [section 2] and for coordinating the delivery of services to persons with traumatic brain injury.

(2) The department of social and rehabilitation services shall conclude the demonstration project by September 30, 1994, and shall report the project's findings, recommendations, and proposed legislation to the governor and 54th legislature.

**Section 4.** Section 3-10-601, MCA, is amended to read:--

"3-10-601.--Collection--and--disposition--of--fines, penalties, forfeitures, and fees.--(1) Each justice of the

peace shall collect the fees prescribed by law for justices' courts--and--shall--pay--them--into--the--county--treasury--of--the county wherein he where the justice holds office,--on--or before--the--10th--day--of--each--month,--to--be--credited--to--the general fund of the county.

(2) All fines, penalties, and forfeitures that this code requires to be imposed, collected, or paid in a justice's court must, for each calendar month, be paid by the justice's court on or before the 5th day of the following month to the treasurer of the county in which the justice's court is situated, except that they may be distributed as provided in 44-12-206 if imposed, collected, or paid for a violation of Title 45, chapter 9 or 10.

(3) The Except as provided in subsection (5), the county treasurer shall, in the manner provided in 15-1-504, distribute money received under subsection (2) as follows:

(a) 50% to the state treasurer; and

(b) 50% to the county general fund;

(4) The state treasurer shall distribute money received under subsection (3) as follows:

(a) 27.00% to the state general fund;

(b) 9.09% to the fish and game account in the state special revenue fund;

(c) 11.76% to the state highway account in the state special revenue fund;

{d}--33.86%--to--the--traffic--education--account--in--the  
state--special--revenue--fund;

{e}--0.57%--to--the--department--of--livestock--account--in--the  
state--special--revenue--fund;

{f}--15.9%--to--the--crime--victims--compensation--account--in  
the--state--special--revenue--fund;--and

{g}--0.94%--to--the--department--of--family--services--special  
revenue--account--for--the--battered--spouses--and--domestic  
violence--grant--program;

{5}--In--the--manner--prescribed--in--15-1-504,--the--county  
treasurer--shall--forward--to--the--state--treasurer--for--deposit  
in--the--traumatic--brain--injury--trust--fund--established--in  
{section-2}-915--for--each--fine--collected--in--the--county--for  
violation--of--the--fuel--conservation--speed--limit--under  
61-8-718."

**Section 5.** Section 61-8-718, MCA, is amended to read:--

"61-8-718--Penalty--for--violation--of--fuel--conservation  
speed--limit:--(1)--A--person--violating--the--speed--limit--imposed  
pursuant--to--61-8-304--is--guilty--of--the--offense--of--unnecessary  
waste--of--a--resource--and--upon--conviction--shall--must be--fined  
\$5 §207--and--no--a--jail--sentence--may--not be--imposed.--Bond--for  
this--offense--shall--be--\$5 is--\$207;

{2}--A--violation--of--61-8-304--is--not--a--misdemeanor  
pursuant--to--45-2-1017-61-8-104,--or--61-8-711."

**NEW SECTION. Section 4.** Codification instruction.

[Sections 1 and 2] are intended to be codified as an  
integral part of Title 53, and the provisions of Title 53  
apply to [sections 1 and 2].

**NEW SECTION. Section 5.** Effective date. [This act] is  
effective July 1, 1993.

-End-

Free Conference Committee  
on Senate Bill No. 145  
Report No. 1, April 14, 1993

Page 1 of 1

Mr. President and Mr. Speaker:

We, your Free Conference Committee on Senate Bill No. 145, met and considered:

Senate Bill No. 145 in its entirety

We recommend that Senate Bill No. 145 (reference copy - salmon) be amended as follows:

1. Title, line 10 through line 14.

Strike: "DIRECTING" on line 10 through "INJURY;" on line 14

2. Page 2, lines 20 and 21.

Strike: "revenue" on line 20 through "3-10-601(5)" on line 21

Insert: "donations or grants received for the purpose of  
providing services for persons suffering from traumatic  
brain injury"


3. Page 2, line 25 through page 3, line 22.


Strike: section 3 in its entirety


And that this Free Conference Committee report be adopted.

For the Senate:


For the House:

  
Sen. Waterman, Chair



  
Rep. Clark, Chair

  
Sen. Stang

  
Rep. Winslow

  
Sen. Harding

  
Rep. J. Johnson

 Amd. Coord.  
 Sec. of Senate

ADOPT

REJECT

F.C.C.R. # 1  
SB 145  
821128CC.San

## SENATE BILL NO. 145

INTRODUCED BY WATERMAN, BARTLETT, DOHERTY, CHRISTIAENS,  
S. RICE, VAN VALKENBURG, HALLIGAN

A BILL FOR AN ACT ENTITLED: "AN ACT DEFINING TRAUMATIC  
BRAIN INJURY; ESTABLISHING A TRAUMATIC BRAIN INJURY TRUST  
FUND; ~~RAISING THE FINE FOR VIOLATING THE PUBLIC CONSERVATION  
SPEED LIMIT, PROVIDING THAT A PORTION OF THE PUBLIC  
CONSERVATION SPEEDING FINE BE DEPOSITED IN THE BRAIN INJURY  
TRUST FUND, DIRECTING THE DEPARTMENT OF SOCIAL AND  
REHABILITATION SERVICES TO CONDUCT A DEMONSTRATION PROJECT  
AND MAKE RECOMMENDATIONS ON THE SERVICES, THE SERVICE  
STRUCTURE, AND AGENCY RESPONSIBILITY FOR PERSONS SUFFERING  
FROM TRAUMATIC BRAIN INJURY, AMENDING SECTIONS 3-10-601 AND  
61-8-710, MCA, AND PROVIDING AN EFFECTIVE DATE.~~"

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

NEW SECTION. Section 1. Traumatic brain injury  
defined. (1) (a) As used in [sections 1 and 2], "traumatic  
brain injury" means:

(i) an injury to the brain caused by an external  
physical force, including but not limited to a motor vehicle  
accident, a fall, an assault, a sports injury, or a  
recreational or work-related accident; or

(ii) brain damage caused by an internal occurrence

including but not limited to:

(A) disease, such as a benign or malignant tumor,  
meningitis, or encephalitis; or

(B) a cerebrovascular accident, such as stroke,  
atherosclerosis, aneurysm, or arteriovenous malformation; or

(C) anoxia, including but not limited to anoxia caused  
by near drowning, drug overdose, kidney or heart failure,  
chemical exposure, or electrical shock.

(b) The term "traumatic brain injury" does not include  
injuries of a degenerative or congenital nature.

(2) Traumatic brain injury as defined in this section  
may produce a diminished or altered state of consciousness  
that results in a temporary or permanent impairment of  
cognitive or mental abilities, physical functioning, or  
behavioral or emotional functioning.

NEW SECTION. Section 2. Traumatic brain injury trust  
fund established -- source of funds -- uses. (1) There is an  
account in the state special revenue fund to be used to  
establish a traumatic brain injury trust fund.

(2) The trust fund consists of ~~revenue that the state  
treasurer deposits to the account under 3-10-601(5)~~  
DONATIONS OR GRANTS RECEIVED FOR THE PURPOSE OF PROVIDING  
SERVICES FOR PERSONS SUFFERING FROM TRAUMATIC BRAIN INJURY.

(3) The money in this account must be used solely for  
planning, coordinating, and providing services to persons

suffering from traumatic brain injury.

**NEW SECTION. Section 3. Demonstration project to**

determine appropriate services and agency responsibility.

(1) The department of social and rehabilitation services shall conduct a systems change and demonstration project to:

(a) develop model programs for supported living case management for persons suffering from traumatic brain injuries that result in severe impediments to living and working in their communities;

(b) analyze existing Montana human service laws, rules, and policies affecting the delivery of services to people suffering from traumatic brain injury;

(c) identify the services and the service structure required to meet the needs of Montana citizens suffering from traumatic brain injury; and

(d) recommend lead agency responsibility for administering the traumatic brain injury trust fund established in section 2 and for coordinating the delivery of services to persons with traumatic brain injury.

(2) The department of social and rehabilitation services shall conclude the demonstration project by September 30, 1994, and shall report the project's findings, recommendations, and proposed legislation to the governor and 54th legislature.

**Section 4. Section 3-10-601, MCA, is amended to read:**

"3-10-601. Collection and disposition of fines, penalties, forfeitures, and fees. (1) Each justice of the peace shall collect the fees prescribed by law for justices' courts and shall pay them into the county treasury of the county wherein he where the justice holds office, on or before the 10th day of each month, to be credited to the general fund of the county.

(2) All fines, penalties, and forfeitures that this code requires to be imposed, collected, or paid in a justice's court must, for each calendar month, be paid by the justice's court on or before the 5th day of the following month to the treasurer of the county in which the justice's court is situated, except that they may be distributed as provided in 44-12-206 if imposed, collected, or paid for a violation of Title 45, chapter 9 or 10.

(3) The Except as provided in subsection (5), the county treasurer shall, in the manner provided in 15-1-504, distribute money received under subsection (2) as follows:

(a) 50% to the state treasurer; and

(b) 50% to the county general fund.

(4) The state treasurer shall distribute money received under subsection (3) as follows:

(a) 27.88% to the state general fund;

(b) 9.89% to the fish and game account in the state special revenue fund;

1       (c)--11,764--to--the--state-highway-account-in-the-state  
 2       special-revenue-fund;  
 3       (d)--33,868--to--the--traffic-education--account--in--the  
 4       state-special-revenue-fund;  
 5       (e)--8,574--to--the-department-of-livestock-account-in-the  
 6       state-special-revenue-fund;  
 7       (f)--15,94--to--the-crime-victims-compensation-account-in  
 8       the-state-special-revenue-fund--and  
 9       (g)--8,944--to--the-department-of-family-services--special  
 10       revenue--account--for--the--battered--spouses--and--domestic  
 11       violence-grant-program.  
 12       (5)--In--the--manner--prescribed--in--15-1-5047--the--county  
 13       treasurer--shall--forward--to--the--state--treasurer--for--deposit  
 14       in--the--traumatic--brain--injury--trust--fund--established--in  
 15       [section-2]-\$15--for--each--fine--collected--in--the--county--for  
 16       violation--of--the--fuel--conservation--speed--limit--under  
 17       61-8-7107."

18       **Section-5.**--Section-61-8-7187-MCA7-is-amended-to-read:--  
 19       "61-8-7187--Penalty-for-violation-of--fuel--conservation  
 20       speed--limit--(1)--A-person-violating-the-speed-limit-imposed  
 21       pursuant-to-61-8-304-is-guilty-of-the-offense-of-unnecessary  
 22       waste-of-a-resource-and-upon-conviction shall must be--fined  
 23       \$5   \$207-and no a jail-sentence-may not be-imposed7-Bond-for  
 24       this-offense shall be-\$5 is-\$207  
 25       (2)--A--violation--of--61-8-304--is--not--a--misdemeanor

1       pursuant-to-45-2-1017-61-8-1047-or-61-8-7117."

2       **NEW SECTION. Section 3.** Codification       instruction.  
 3       [Sections 1 and 2] are intended to be codified as an  
 4       integral part of Title 53, and the provisions of Title 53  
 5       apply to [sections 1 and 2].  
 6       **NEW SECTION. Section 4.** Effective date. [This act] is  
 7       effective July 1, 1993.

-End-