

HOUSE BILL NO. 6

INTRODUCED BY PETERSON
BY REQUEST OF THE HIGHWAY TRAFFIC SAFETY DIVISION
AND THE OFFICE OF BUDGET AND PROGRAM PLANNING

IN THE HOUSE

NOVEMBER 29, 1993 INTRODUCED AND REFERRED TO COMMITTEE
ON APPROPRIATIONS.

FIRST READING.

DECEMBER 1, 1993 COMMITTEE RECOMMEND BILL
DO PASS. REPORT ADOPTED.

PRINTING REPORT.

DECEMBER 3, 1993 SECOND READING, DO PASS.

ENGROSSING REPORT.

THIRD READING, PASSED.
AYES, 63; NOES, 35.

TRANSMITTED TO SENATE.

IN THE SENATE

DECEMBER 4, 1993 INTRODUCED AND REFERRED TO COMMITTEE
ON FINANCE & CLAIMS.

FIRST READING.

DECEMBER 9, 1993 COMMITTEE RECOMMEND BILL BE
CONCURRED IN. REPORT ADOPTED.

DECEMBER 10, 1993 SECOND READING, CONCURRED IN.

THIRD READING, CONCURRED IN.
AYES, 46; NOES, 1.

RETURNED TO HOUSE.

IN THE HOUSE

DECEMBER 11, 1993 RECEIVED FROM SENATE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

HOUSE BILL NO. 6

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BY REQUEST OF THE HIGHWAY TRAFFIC SAFETY DIVISION

AND THE OFFICE OF BUDGET AND PROGRAM PLANNING

A BILL FOR AN ACT ENTITLED: "AN ACT DEPOSITING TO THE
GENERAL FUND CERTAIN FEES ADMINISTERED BY THE HIGHWAY
TRAFFIC SAFETY DIVISION OF THE DEPARTMENT OF JUSTICE;
AMENDING SECTION 61-2-107, MCA; AND PROVIDING AN IMMEDIATE
EFFECTIVE DATE."

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

Section 1. Section 61-2-107, MCA, is amended to read:

"61-2-107. License reinstatement fee to fund county
drinking and driving prevention programs. (1)
Notwithstanding the provisions of any other law of the
state, a driver's license that has been suspended or revoked
under 61-5-205 or 61-8-402 must remain suspended or revoked
until the driver has paid to the department a fee of \$100 in
addition to any other fines, forfeitures, and penalties
assessed as a result of conviction for a violation of the
traffic laws of the state.

(2) (a) The department shall deposit one-half of the
fees collected under subsection (1) in the general fund, to
One-half of the fees must be appropriated and used for

funding county drinking and driving prevention programs as
provided in 61-2-108. For each fiscal year, an amount up to
\$50,000 of the money from the fees remaining in the general
fund after appropriation for those programs is statutorily
appropriated, as provided in 17-7-502, to the department to
purchase and maintain equipment used to analyze breath for
the presence of alcohol.

(b) ~~The remaining fees collected under subsection (1) that are not allocated under subsection (2)(a) must be deposited in an account in the state special revenue fund to be distributed to county treasurers. The department shall distribute to each county treasurer money in the account collected as license reinstatement fees in that county. The county treasurer shall distribute the money to each incorporated city or town in the county in the ratio that the population of the incorporated city or town bears to the total population of incorporated cities or towns in the county, based on figures provided by the most recent official census. An incorporated city or town shall distribute the money to state and local government entities and private entities working with state and local government entities that operate programs within the county that address the problems and concerns of minors, including but not limited to substance abuse and delinquency and chemical-free youth facilities and programs. Up to one-half~~

1 ~~of--the--money--distributed--under--this--subsection--(b)--may--be~~
2 ~~used--for--adult--chemical--dependency--programs---and---law~~
3 ~~enforcement--training--programs--and--for--equipment--for--local~~
4 ~~government--law--enforcement--agencies--within--the--respective~~
5 ~~jurisdiction~~ On or before June 30, 1994, the department
6 shall transfer to the general fund the balance of the
7 driver's license reinstatement fee state special revenue
8 account."

9 NEW SECTION. Section 2. Effective date. [This act] is
10 effective on passage and approval.

-End-

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB0006, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION: An act depositing in the general fund certain fees received from the reinstatement of driver licenses administered by the Highway Traffic Safety Division of the Department of Justice.

ASSUMPTIONS:

1. Fees attributable to the second half of the \$100 driver license reinstatement fee that were collected during the first quarter of FY94 and deposited in a state special revenue account have not been distributed. Under this bill, these fees will be deposited in the general fund on or before June 30, 1994.
2. Fees received from the second half of the \$100 driver license reinstatement fee for the second quarter of FY94 and thereafter will be deposited in the general fund.

FISCAL IMPACT:**Highway Traffic Safety Division:**

	FY '94			FY '95		
<u>Expenditures:</u>	<u>Current Law</u>	<u>Proposed Law</u>	<u>Difference</u>	<u>Current Law</u>	<u>Proposed Law</u>	<u>Difference</u>
FTE	8.50	8.50	0.00	8.50	8.50	0.00
Personal Services	300,624	300,624	0	304,422	304,422	0
Operating Expenses	181,746	181,746	0	182,600	182,600	0
Equipment	10,166	10,166	0	7,730	7,730	0
Local Assistance	480,701	180,701	(300,000)	482,172	182,172	(300,000)
Grants	900,000	900,000	0	900,000	900,000	0
Total	1,873,237	1,573,237	(300,000)	1,876,924	1,576,924	(300,000)
<u>Funding:</u>						
General Fund (01)	180,701	180,701	0	180,696	180,696	0
State Special (02)	382,546	82,546	(300,000)	384,760	84,760	(300,000)
Federal Special (03)	1,309,990	1,309,990	0	1,311,468	1,311,468	0
Total	1,873,237	1,573,237	(300,000)	1,876,924	1,576,924	(300,000)
<u>Revenue:</u>						
General Fund from second half						
\$100 reinstatement fee (01)	0	300,000	300,000	0	300,000	300,000
State Special (02)	300,000	0	(300,000)	300,000	0	(300,000)
<u>Net Impact on Fund Balance:</u>						
General Fund (01)			300,000			300,000

EFFECT ON COUNTY OR OTHER LOCAL REVENUES OR EXPENDITURES: Cities and towns statewide have not and will not receive approximately \$300,000 in annual pass-through distributions.

LONG-RANGE EFFECTS OF PROPOSED LEGISLATION: The general fund will receive approximately \$300,000 revenue each year.

David Lewis 11:25
 DAVID LEWIS, BUDGET DIRECTOR DATE
 Office of Budget and Program Planning

MARY LOU PETERSON, PRIMARY SPONSOR DATE
 Fiscal Note for HB0006, as introduced

HB 6

APPROVED BY COMMITTEE
ON APPROPRIATIONS

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