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SENATE BILL NO. 163

INTRODUCED BY

*Linda Nelson*

A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING THE ISSUANCE OF COMBINED LICENSE PLATES FOR VETERANS OR PERSONS WITH A DISABILITY AND AMATEUR RADIO OPERATORS; AMENDING SECTIONS 49-4-302, 49-4-304, 61-3-424, 61-3-452, 61-3-453, 61-3-454, AND 61-3-504, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE."

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

**NEW SECTION. Section 1. Combined license plates.** (1) An application for license plates for amateur radio operators may be combined with an application for the special license plates issued to veterans of the armed services who comply with the provisions in 61-3-332(10)(d), (10)(e), and (10)(f) or with an application for special license plates issued to a person with a disability who complies with the provisions in 61-3-332(10)(g). The applicant for the combined license plates is liable for the payment of all taxes and fees applicable to regular motor vehicle license plates and shall pay an additional fee of \$5 for the original registration.

(2) An application for license plates for amateur radio operators may be combined with an application for license plates for disabled veterans as provided in 61-3-332(10)(c). The fee for original registration of the combined license plates is \$10, and the fee for each renewal is \$5. The original and renewal fees are in lieu of all other fees and taxes for that vehicle under this chapter.

(3) The combined license plates must be stamped with the official amateur radio call letters of the owner as assigned to the owner by the federal communications commission. The plates must also be stamped with the design or decal provided for in 61-3-332(10)(c), (10)(d), (10)(e), (10)(f), or (10)(g).

**Section 2.** Section 49-4-302, MCA, is amended to read:

**"49-4-302. Privileges of permitholder -- privilege for disabled veteran -- exemptions from time limits -- requirements for special parking spaces.** (1) The parking permit issued under this part, when displayed, entitles a person to park a motor vehicle in a special parking space reserved for a person with a disability, whether on public property or on private property available for public use.

1 (2) A vehicle other than one lawfully displaying a parking permit issued under this part or one  
2 displaying a distinguishing license plate or placard for a person with a disability that was issued by a foreign  
3 jurisdiction conferring the same parking privileges as conferred in subsection (1) and conveying a person  
4 with a disability or one displaying a specially inscribed license plate issued under 61-3-332(10)(c)(i)(A) or  
5 section 1(2) and conveying a 100% disabled veteran may not be parked in a parking space on public or  
6 private property that is clearly identified by an official sign as being reserved for use by a person with a  
7 disability.

8 (3) The governing body of a city, town, or county may exempt vehicles lawfully displaying parking  
9 permits issued under this part and vehicles lawfully displaying specially inscribed license plates issued under  
10 61-3-332(10)(c)(i)(A) or section 1(2) and parked in public places along public streets from any time  
11 limitation imposed upon parking except in areas where:

12 (a) stopping, standing, or parking of all vehicles is prohibited;

13 (b) only special vehicles may be parked; or

14 (c) parking is not allowed during specific periods of the day in order to accommodate heavy traffic.

15 (4) In accordance with subsection (2), the governing body of a city, town, or county or appropriate  
16 state agency may impose all, but not less than all, of the following requirements with respect to any special  
17 parking space constructed after September 30, 1985, and reserved for a person with a disability or a  
18 permitholder on ways of this state open to the public as defined in 61-8-101:

19 (a) The space must be located on a smooth, level surface as near as practicable to building  
20 entrances or walkways that have curb cuts and appropriately designed ramps and access lanes to  
21 accommodate wheelchairs.

22 (b) If parallel to curbside, the parking space must be separated from an adjacent space, either in  
23 the front or the rear, by at least 5 feet of striped no-parking area.

24 (c) If at an angle to curbside, the parking space must be at least 8 feet wide and free of obstruction  
25 if located at the end of a line of angle parking spaces, and each other angle parking space designated for  
26 a person with a disability must be at least 13 feet wide.

27 (d) A parking space reserved for a person with a disability must be designated by a sign showing  
28 the international symbol of accessibility, indicating that a permit is required, and stating the penalty for a  
29 violation. In order to meet the penalty statement requirement, signs existing on October 1, 1993, must have  
30 attached a decal stating the penalty for a violation. The sign must be attached to a wall or post in such a

1 way that it is not obscured by a vehicle parked in the space."

2

3 **Section 3.** Section 49-4-304, MCA, is amended to read:

4 **"49-4-304. Special license plate or card to be provided and displayed -- additional cards allowed**  
 5 **for owners of more than one vehicle.** (1) The department of justice shall provide a special license plate  
 6 under 61-3-332(10)(f) (10)(g) or [section 1(1)] or a card to be displayed on or in a motor vehicle to indicate  
 7 a parking privilege granted under this part. The special license plate must be affixed to the vehicle according  
 8 to 61-3-301, or the card must be prominently displayed in the windshield of a vehicle when the parking  
 9 privilege is being used by the person with a disability in a vehicle other than the one to which a special  
 10 license plate is affixed.

11 (2) Subject to the provisions of 49-4-301 through 49-4-305, a person who is eligible to receive a  
 12 special parking permit and who owns more than one motor vehicle may request and the department of  
 13 justice shall provide additional cards described in subsection (1) to equal the number of motor vehicles,  
 14 other than commercial vehicles, owned by the person.

15 (3) Upon application under 49-4-303, a person with a disability who does not hold a driver's license  
 16 or does not own a vehicle may receive a card described in subsection (1) to be displayed in a vehicle in  
 17 which the person with a disability is being conveyed when the parking privilege is being used.

18 (4) The card must bear a representation of a wheelchair as the symbol of a person with a  
 19 disability."

20

21 **Section 4.** Section 61-3-424, MCA, is amended to read:

22 **"61-3-424. List of radio operators' special plates -- distribution to public officials.** The department  
 23 shall, on or before July 1 of each year, furnish to the chief of the state highway patrol, to the director of  
 24 civil defense, to the sheriff of each county in the state, to the chief of police of each incorporated city in  
 25 the state, and to other public officials as the department ~~shall deem~~ considers necessary, an alphabetically  
 26 arranged list of the names, addresses, and license plate numbers and letters of each person to whom a  
 27 special license plate or a combined license plate has been issued, and it ~~shall be~~ is the duty of the  
 28 department, sheriffs, and chiefs of police to maintain and keep current ~~such~~ the lists for public information  
 29 and inquiry, particularly in relation to public emergencies."

30

1           **Section 5.** Section 61-3-452, MCA, is amended to read:

2           **"61-3-452. Disabled veterans' plates nontransferable.** The special license plates for disabled  
3 veterans issued pursuant to 61-3-332(10)(c)(i)(A) or [section 1(2)] are not transferable."

4

5           **Section 6.** Section 61-3-453, MCA, is amended to read:

6           **"61-3-453. Disabled veterans' plates limited to one automobile or truck -- personalized plates.** (1)  
7 A disabled veteran is not entitled to special license plates for disabled veterans under 61-3-332(10)(c)(i)(A)  
8 or [section 1(2)] for more than one passenger automobile or one truck up to and including 1 ton GVW-rated  
9 capacity.

10           (2) Upon submitting the application provided for in 61-3-405 and payment of the \$25 fee provided  
11 for in 61-3-406, a disabled veteran must receive personalized disabled veteran license plates."

12

13           **Section 7.** Section 61-3-454, MCA, is amended to read:

14           **"61-3-454. Special parking privilege.** A vehicle lawfully displaying specially inscribed license plates  
15 issued under 61-3-332(10)(c)(i)(A) or [section 1(2)] and conveying a 100% disabled veteran is entitled to  
16 the parking privileges allowed a handicapped person's vehicle under 49-4-302."

17

18           **Section 8.** Section 61-3-504, MCA, is amended to read:

19           **"61-3-504. Computation of tax.** (1) The amount of taxes on a motor vehicle, other than an  
20 automobile, truck having a rated capacity of 1 ton or less, motorcycle, quadricycle, motor home, travel  
21 trailer, camper, or mobile home, is computed and determined by the county treasurer on the basis of the  
22 levy of the year preceding the current year of application for registration or reregistration.

23           (2) The amount of tax on an automobile or truck having a rated capacity of 1 ton or less, except  
24 for vehicles owned by disabled veterans qualifying for special license plates under 61-3-332(10)(c)(i)(A) or  
25 [section 1(2)], and on a motorcycle or quadricycle is 2% of the value determined under 61-3-503.

26           (3) The amount of tax on fleet vehicles subject to the provisions of 61-3-318 is 1% of the value  
27 determined under 61-3-503.

28           (4) For all taxable motor vehicles, the amount of tax is entered on the application form in a space  
29 provided ~~therefor~~ for that amount."

30



STATE OF MONTANA - FISCAL NOTE

Fiscal Note for SB0163, as introduced

DESCRIPTION OF PROPOSED LEGISLATION:

A bill allowing the issuance of combined license plates for veterans or persons with a disability and amateur radio operators.

ASSUMPTIONS:

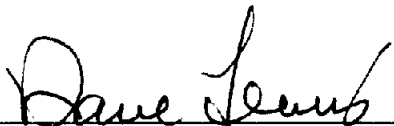
Dept. of Corrections and Human Services:

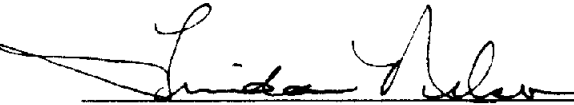
1. This bill would allow an application for license plates for amateur radio operators to be combined with an application for the special license plates issued to veterans of the armed services who comply with the provisions in 61-3-332 (10)(d.), (10)(e.), and (10)(f.), MCA, or with an application for special license plates issued to a person with a disability who complies with the provisions in 61-3-332 (10)(g.), MCA.
2. The combined license plate is to be stamped with the official amateur radio call letters of the owner as assigned to the owner by the Federal Communications Commission. The plates must also be stamped with the design or decal provided for in 61-3-332 (10)(c.), (10)(d.), (10)(e.), (10)(f.), or (10)(g.), MCA.
3. Due to the current method of manufacturing the individual license plates involved with this bill, the insignia and design will be silk screened on the plate. No special scotchlite will be used.
4. In order to manufacture the plate as specified in this bill one space on the plate for either letters or numbers will be lost if the handicapped insignia is required.
5. Estimate of an initial issue of 2,000 plates is being made for this special license plate.
6. All additional costs associated with this plate will be incurred by the Montana State Prison (MSP) License Plate Factory general fund. Costs of approximately \$.35 per plate will be incurred for the additional silk screening required for this plate. All other costs are included within the proposed Executive Budget for this program.

Dept. of Justice:

7. The same percentage of special license plates addressed in SB163 to total passenger cars and light truck license plates would apply to the "new" combined amateur radio license plates purchased each year.
8. The same percentage of new applications for amateur radio license plates would be purchased in the 1997 biennium.
9. A new plate fee of \$2 is assessed for new application/registration to cover the cost of manufacturing the vehicle license plates. New plate issue fee revenues in FY96 is \$42 and in FY97 is \$4.

(Continued)

 1-25-95  
DAVE LEWIS, BUDGET DIRECTOR      DATE  
Office of Budget and Program Planning

 1-25-95  
LINDA NELSON, PRIMARY SPONSOR      DATE

Fiscal Note for SB0163, as introduced

**SB 163**

Fiscal Note for SB0163, as introduced

Page 2

(continued)

FISCAL IMPACT:

DCHS:

	<u>FY96</u>	<u>FY97</u>
	<u>Difference</u>	<u>Difference</u>
<u>Expenditures:</u>		
Operating Expenses	700	
<u>Funding:</u>		
General Fund	700	
<u>Revenues:</u>		
General Fund (01)	137	14
<u>Net Impact:</u>		
General Fund (01)	(563)	14

## 1 SENATE BILL NO. 163

2 INTRODUCED BY L. NELSON

3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING THE ISSUANCE OF COMBINED LICENSE PLATES  
5 FOR VETERANS OR PERSONS WITH A DISABILITY AND AMATEUR RADIO OPERATORS; AMENDING  
6 SECTIONS 49-4-302, 49-4-304, 61-3-424, 61-3-452, 61-3-453, 61-3-454, AND 61-3-504, MCA; AND  
7 PROVIDING A DELAYED EFFECTIVE DATE."

8  
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10  
11 NEW SECTION. Section 1. Combined license plates. (1) An application for license plates for  
12 amateur radio operators may be combined with an application for the special license plates issued to  
13 veterans of the armed services who comply with the provisions in 61-3-332(10)(d), (10)(e), and (10)(f) or  
14 with an application for special license plates issued to a person with a disability who complies with the  
15 provisions in 61-3-332(10)(g). The applicant for the combined license plates is liable for the payment of  
16 all taxes and fees applicable to regular motor vehicle license plates and shall pay an additional fee of \$5  
17 ~~for the original registration~~ AS PROVIDED IN 61-3-422.

18 (2) An application for license plates for amateur radio operators may be combined with an  
19 application for license plates for disabled veterans as provided in 61-3-332(10)(c). ~~The fee FEES for original~~  
20 THE registration of the combined license plates is \$10, and the fee for each renewal is \$5 ARE THE FEES  
21 PROVIDED FOR IN 61-3-332(10)(C) AND IN 61-3-422. ~~The original and renewal~~ fees are in lieu of all other  
22 fees and taxes for that vehicle under this chapter.

23 (3) The combined license plates must be stamped with the official amateur radio call letters of the  
24 owner as assigned to the owner by the federal communications commission. The plates must also be  
25 stamped with the design or decal provided for in 61-3-332(10)(c), (10)(d), (10)(e), (10)(f), or (10)(g).

26  
27 **Section 2.** Section 49-4-302, MCA, is amended to read:

28 **"49-4-302. Privileges of permitholder -- privilege for disabled veteran -- exemptions from time limits**  
29 **-- requirements for special parking spaces.** (1) The parking permit issued under this part, when displayed,  
30 entitles a person to park a motor vehicle in a special parking space reserved for a person with a disability,



1 whether on public property or on private property available for public use.

2 (2) A vehicle other than one lawfully displaying a parking permit issued under this part or one  
3 displaying a distinguishing license plate or placard for a person with a disability that was issued by a foreign  
4 jurisdiction conferring the same parking privileges as conferred in subsection (1) and conveying a person  
5 with a disability or one displaying a specially inscribed license plate issued under 61-3-332(10)(c)(i)(A) or  
6 section 1(2) and conveying a 100% disabled veteran may not be parked in a parking space on public or  
7 private property that is clearly identified by an official sign as being reserved for use by a person with a  
8 disability.

9 (3) The governing body of a city, town, or county may exempt vehicles lawfully displaying parking  
10 permits issued under this part and vehicles lawfully displaying specially inscribed license plates issued under  
11 61-3-332(10)(c)(i)(A) or section 1(2) and parked in public places along public streets from any time  
12 limitation imposed upon parking except in areas where:

13 (a) stopping, standing, or parking of all vehicles is prohibited;

14 (b) only special vehicles may be parked; or

15 (c) parking is not allowed during specific periods of the day in order to accommodate heavy traffic.

16 (4) In accordance with subsection (2), the governing body of a city, town, or county or appropriate  
17 state agency may impose all, but not less than all, of the following requirements with respect to any special  
18 parking space constructed after September 30, 1985, and reserved for a person with a disability or a  
19 permitholder on ways of this state open to the public as defined in 61-8-101:

20 (a) The space must be located on a smooth, level surface as near as practicable to building  
21 entrances or walkways that have curb cuts and appropriately designed ramps and access lanes to  
22 accommodate wheelchairs.

23 (b) If parallel to curbside, the parking space must be separated from an adjacent space, either in  
24 the front or the rear, by at least 5 feet of striped no-parking area.

25 (c) If at an angle to curbside, the parking space must be at least 8 feet wide and free of obstruction  
26 if located at the end of a line of angle parking spaces, and each other angle parking space designated for  
27 a person with a disability must be at least 13 feet wide.

28 (d) A parking space reserved for a person with a disability must be designated by a sign showing  
29 the international symbol of accessibility, indicating that a permit is required, and stating the penalty for a  
30 violation. In order to meet the penalty statement requirement, signs existing on October 1, 1993, must have

1 attached a decal stating the penalty for a violation. The sign must be attached to a wall or post in ~~such~~ a  
 2 way that it is not obscured by a vehicle parked in the space."

3  
 4 **Section 3.** Section 49-4-304, MCA, is amended to read:

5 **"49-4-304. Special license plate or card to be provided and displayed -- additional cards allowed**  
 6 **for owners of more than one vehicle.** (1) The department of justice shall provide a special license plate  
 7 under 61-3-332~~(f)~~ (10)(g) or [section 1(1)] or a card to be displayed on or in a motor vehicle to indicate  
 8 a parking privilege granted under this part. The special license plate must be affixed to the vehicle according  
 9 to 61-3-301, or the card must be prominently displayed in the windshield of a vehicle when the parking  
 10 privilege is being used by the person with a disability in a vehicle other than the one to which a special  
 11 license plate is affixed.

12 (2) Subject to the provisions of 49-4-301 through 49-4-305, a person who is eligible to receive a  
 13 special parking permit and who owns more than one motor vehicle may request and the department of  
 14 justice shall provide additional cards described in subsection (1) to equal the number of motor vehicles,  
 15 other than commercial vehicles, owned by the person.

16 (3) Upon application under 49-4-303, a person with a disability who does not hold a driver's license  
 17 or does not own a vehicle may receive a card described in subsection (1) to be displayed in a vehicle in  
 18 which the person with a disability is being conveyed when the parking privilege is being used.

19 (4) The card must bear a representation of a wheelchair as the symbol of a person with a  
 20 disability."

21  
 22 **Section 4.** Section 61-3-424, MCA, is amended to read:

23 **"61-3-424. List of radio operators' special plates -- distribution to public officials.** The department  
 24 shall, on or before July 1 of each year, furnish to the chief of the state highway patrol, to the director of  
 25 civil defense, to the sheriff of each county in the state, to the chief of police of each incorporated city in  
 26 the state, and to other public officials as the department ~~shall deem~~ considers necessary, an alphabetically  
 27 arranged list of the names, addresses, and license plate numbers and letters of each person to whom a  
 28 special license plate or a combined license plate has been issued, and it ~~shall be~~ is the duty of the  
 29 department, sheriffs, and chiefs of police to maintain and keep current ~~such~~ the lists for public information  
 30 and inquiry, particularly in relation to public emergencies."

1           **Section 5.** Section 61-3-452, MCA, is amended to read:

2           **"61-3-452. Disabled veterans' plates nontransferable.** The special license plates for disabled  
3 veterans issued pursuant to 61-3-332(10)(c)(i)(A) or [section 1(2)] are not transferable."  
4

5           **Section 6.** Section 61-3-453, MCA, is amended to read:

6           **"61-3-453. Disabled veterans' plates limited to one automobile or truck -- personalized plates.** (1)  
7 A disabled veteran is not entitled to special license plates for disabled veterans under 61-3-332(10)(c)(i)(A)  
8 or [section 1(2)] for more than one passenger automobile or one truck up to and including 1 ton GVW-rated  
9 capacity.

10           (2) Upon submitting the application provided for in 61-3-405 and payment of the \$25 fee provided  
11 for in 61-3-406, a disabled veteran must receive personalized disabled veteran license plates."  
12

13           **Section 7.** Section 61-3-454, MCA, is amended to read:

14           **"61-3-454. Special parking privilege.** A vehicle lawfully displaying specially inscribed license plates  
15 issued under 61-3-332(10)(c)(i)(A) or [section 1(2)] and conveying a 100% disabled veteran is entitled to  
16 the parking privileges allowed a handicapped person's vehicle under 49-4-302."  
17

18           **Section 8.** Section 61-3-504, MCA, is amended to read:

19           **"61-3-504. Computation of tax.** (1) The amount of taxes on a motor vehicle, other than an  
20 automobile, truck having a rated capacity of 1 ton or less, motorcycle, quadricycle, motor home, travel  
21 trailer, camper, or mobile home, is computed and determined by the county treasurer on the basis of the  
22 levy of the year preceding the current year of application for registration or reregistration.

23           (2) The amount of tax on an automobile or truck having a rated capacity of 1 ton or less, except  
24 for vehicles owned by disabled veterans qualifying for special license plates under 61-3-332(10)(c)(i)(A) or  
25 [section 1(2)], and on a motorcycle or quadricycle is 2% of the value determined under 61-3-503.

26           (3) The amount of tax on fleet vehicles subject to the provisions of 61-3-318 is 1% of the value  
27 determined under 61-3-503.

28           (4) For all taxable motor vehicles, the amount of tax is entered on the application form in a space  
29 provided ~~therefor~~ for that amount."  
30

1            NEW SECTION. **Section 9. Codification instruction.** [Section 1] is intended to be codified as an  
2 integral part of Title 61, chapter 3, part 4, and the provisions of Title 61, chapter 3, part 4, apply to  
3 [section 1].

4

5            NEW SECTION. **Section 10. Effective date.** [This act] is effective January 1, 1996.

6

-END-

## SENATE BILL NO. 163

INTRODUCED BY L. NELSON

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(2) An application for license plates for amateur radio operators may be combined with an application for license plates for disabled veterans as provided in 61-3-332(10)(c). ~~The fee FEES for original~~ **THE registration of the combined license plates is \$10, and the fee for each renewal is \$5 ARE THE FEES PROVIDED FOR IN 61-3-332(10)(C) AND IN 61-3-422.** ~~The original and renewal fees are in lieu of all other~~ fees and taxes for that vehicle under this chapter.

(3) The combined license plates must be stamped with the official amateur radio call letters of the owner as assigned to the owner by the federal communications commission. The plates must also be stamped with the design or decal provided for in 61-3-332(10)(c), (10)(d), (10)(e), (10)(f), or (10)(g).

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1 whether on public property or on private property available for public use.

2 (2) A vehicle other than one lawfully displaying a parking permit issued under this part or one  
3 displaying a distinguishing license plate or placard for a person with a disability that was issued by a foreign  
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16 (4) In accordance with subsection (2), the governing body of a city, town, or county or appropriate  
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22 accommodate wheelchairs.

23 (b) If parallel to curbside, the parking space must be separated from an adjacent space, either in  
24 the front or the rear, by at least 5 feet of striped no-parking area.

25 (c) If at an angle to curbside, the parking space must be at least 8 feet wide and free of obstruction  
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4 **Section 3.** Section 49-4-304, MCA, is amended to read:

5 **"49-4-304. Special license plate or card to be provided and displayed -- additional cards allowed**  
 6 **for owners of more than one vehicle.** (1) The department of justice shall provide a special license plate  
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 11 license plate is affixed.

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 14 justice shall provide additional cards described in subsection (1) to equal the number of motor vehicles,  
 15 other than commercial vehicles, owned by the person.

16 (3) Upon application under 49-4-303, a person with a disability who does not hold a driver's license  
 17 or does not own a vehicle may receive a card described in subsection (1) to be displayed in a vehicle in  
 18 which the person with a disability is being conveyed when the parking privilege is being used.

19 (4) The card must bear a representation of a wheelchair as the symbol of a person with a  
 20 disability."

21

22 **Section 4.** Section 61-3-424, MCA, is amended to read:

23 **"61-3-424. List of radio operators' special plates -- distribution to public officials.** The department  
 24 shall, on or before July 1 of each year, furnish to the chief of the state highway patrol, to the director of  
 25 civil defense, to the sheriff of each county in the state, to the chief of police of each incorporated city in  
 26 the state, and to other public officials as the department ~~shall deem~~ considers necessary, an alphabetically  
 27 arranged list of the names, addresses, and license plate numbers and letters of each person to whom a  
 28 special license plate or a combined license plate has been issued, and it ~~shall be~~ is the duty of the  
 29 department, sheriffs, and chiefs of police to maintain and keep current ~~such~~ the lists for public information  
 30 and inquiry, particularly in relation to public emergencies."

1           **Section 5.** Section 61-3-452, MCA, is amended to read:

2           **"61-3-452. Disabled veterans' plates nontransferable.** The special license plates for disabled  
3 veterans issued pursuant to 61-3-332(10)(c)(i)(A) or [section 1(2)] are not transferable."  
4

5           **Section 6.** Section 61-3-453, MCA, is amended to read:

6           **"61-3-453. Disabled veterans' plates limited to one automobile or truck -- personalized plates.** (1)  
7 A disabled veteran is not entitled to special license plates for disabled veterans under 61-3-332(10)(c)(i)(A)  
8 or [section 1(2)] for more than one passenger automobile or one truck up to and including 1 ton GVW-rated  
9 capacity.

10           (2) Upon submitting the application provided for in 61-3-405 and payment of the \$25 fee provided  
11 for in 61-3-406, a disabled veteran must receive personalized disabled veteran license plates."  
12

13           **Section 7.** Section 61-3-454, MCA, is amended to read:

14           **"61-3-454. Special parking privilege.** A vehicle lawfully displaying specially inscribed license plates  
15 issued under 61-3-332(10)(c)(i)(A) or [section 1(2)] and conveying a 100% disabled veteran is entitled to  
16 the parking privileges allowed a handicapped person's vehicle under 49-4-302."  
17

18           **Section 8.** Section 61-3-504, MCA, is amended to read:

19           **"61-3-504. Computation of tax.** (1) The amount of taxes on a motor vehicle, other than an  
20 automobile, truck having a rated capacity of 1 ton or less, motorcycle, quadricycle, motor home, travel  
21 trailer, camper, or mobile home, is computed and determined by the county treasurer on the basis of the  
22 levy of the year preceding the current year of application for registration or reregistration.

23           (2) The amount of tax on an automobile or truck having a rated capacity of 1 ton or less, except  
24 for vehicles owned by disabled veterans qualifying for special license plates under 61-3-332(10)(c)(i)(A) or  
25 [section 1(2)], and on a motorcycle or quadricycle is 2% of the value determined under 61-3-503.

26           (3) The amount of tax on fleet vehicles subject to the provisions of 61-3-318 is 1% of the value  
27 determined under 61-3-503.

28           (4) For all taxable motor vehicles, the amount of tax is entered on the application form in a space  
29 provided ~~therefor~~ for that amount."  
30



1           **NEW SECTION. Section 9. Codification instruction.** [Section 1] is intended to be codified as an  
2 integral part of Title 61, chapter 3, part 4, and the provisions of Title 61, chapter 3, part 4, apply to  
3 [section 1].

4

5           **NEW SECTION. Section 10. Effective date.** [This act] is effective January 1, 1996.

6

-END-



## HOUSE STANDING COMMITTEE REPORT

March 7, 1995

Page 1 of 1

Mr. Speaker: We, the committee on **Highways and Transportation** report that Senate Bill 163 (third reading copy -- blue) be concurred in as amended.

Signed:

*Kim Sherrigh*  
*Shiell Anderson, Chair*  
*Rep. Shiell Anderson*

Carried by: Rep. Devaney

And, that such amendments read:

1. Page 2, lines 2 through 6.

Strike: "other" on line 2 through "veteran" on line 6

2. Page 2, line 8.

Following: "disability"

Insert: "unless the vehicle is lawfully displaying a parking permit issued under this part, a distinguishing license plate or placard for a person with a disability that was issued by a foreign jurisdiction conferring parking privileges similar to those conferred in subsection (1) of this section, or a specially inscribed license plate issued under 61-3-332(10)(c)(i)(A) or (10)(g) or [section 1(2)]"

-END-

SB 163

HOUSE

Committee Vote:

Yes 12, No 7

*McCulloch, Larson, McLee* 530826SC.Hbk

## SENATE BILL NO. 163

INTRODUCED BY L. NELSON

A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING THE ISSUANCE OF COMBINED LICENSE PLATES FOR VETERANS OR PERSONS WITH A DISABILITY AND AMATEUR RADIO OPERATORS; AMENDING SECTIONS 49-4-302, 49-4-304, 61-3-424, 61-3-452, 61-3-453, 61-3-454, AND 61-3-504, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE."

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

**NEW SECTION.** **Section 1. Combined license plates.** (1) An application for license plates for amateur radio operators may be combined with an application for the special license plates issued to veterans of the armed services who comply with the provisions in 61-3-332(10)(d), (10)(e), and (10)(f) or with an application for special license plates issued to a person with a disability who complies with the provisions in 61-3-332(10)(g). The applicant for the combined license plates is liable for the payment of all taxes and fees applicable to regular motor vehicle license plates and shall pay an additional fee of \$5 ~~for the original registration~~ **AS PROVIDED IN 61-3-422.**

(2) An application for license plates for amateur radio operators may be combined with an application for license plates for disabled veterans as provided in 61-3-332(10)(c). ~~The fee FEES for original THE registration of the combined license plates is \$10, and the fee for each renewal is \$5 ARE THE FEES PROVIDED FOR IN 61-3-332(10)(C) AND IN 61-3-422.~~ The ~~original and renewal~~ fees are in lieu of all other fees and taxes for that vehicle under this chapter.

(3) The combined license plates must be stamped with the official amateur radio call letters of the owner as assigned to the owner by the federal communications commission. The plates must also be stamped with the design or decal provided for in 61-3-332(10)(c), (10)(d), (10)(e), (10)(f), or (10)(g).

**Section 2.** Section 49-4-302, MCA, is amended to read:

**"49-4-302. Privileges of permitholder -- privilege for disabled veteran -- exemptions from time limits -- requirements for special parking spaces.** (1) The parking permit issued under this part, when displayed, entitles a person to park a motor vehicle in a special parking space reserved for a person with a disability,

1 whether on public property or on private property available for public use.

2 (2) A vehicle ~~other than one lawfully displaying a parking permit issued under this part or one~~  
 3 ~~displaying a distinguishing license plate or placard for a person with a disability that was issued by a foreign~~  
 4 ~~jurisdiction conferring the same parking privileges as conferred in subsection (1) and conveying a person~~  
 5 ~~with a disability or one displaying a specially inscribed license plate issued under 61-3-332(10)(c)(i)(A) or~~  
 6 ~~[section 1(2)] and conveying a 100% disabled veteran~~ may not be parked in a parking space on public or  
 7 private property that is clearly identified by an official sign as being reserved for use by a person with a  
 8 disability UNLESS THE VEHICLE IS LAWFULLY DISPLAYING A PARKING PERMIT ISSUED UNDER THIS  
 9 PART, A DISTINGUISHING LICENSE PLATE OR PLACARD FOR A PERSON WITH A DISABILITY THAT WAS  
 10 ISSUED BY A FOREIGN JURISDICTION CONFERRING PARKING PRIVILEGES SIMILAR TO THOSE  
 11 CONFERRED IN SUBSECTION (1) OF THIS SECTION, OR A SPECIALLY INSCRIBED LICENSE PLATE ISSUED  
 12 UNDER 61-3-332(10)(C)(I)(A) OR (10)(G) OR [SECTION 1(2)].

13 (3) The governing body of a city, town, or county may exempt vehicles lawfully displaying parking  
 14 permits issued under this part and vehicles lawfully displaying specially inscribed license plates issued under  
 15 61-3-332(10)(c)(i)(A) or [section 1(2)] and parked in public places along public streets from any time  
 16 limitation imposed upon parking except in areas where:

17 (a) stopping, standing, or parking of all vehicles is prohibited;

18 (b) only special vehicles may be parked; or

19 (c) parking is not allowed during specific periods of the day in order to accommodate heavy traffic.

20 (4) In accordance with subsection (2), the governing body of a city, town, or county or appropriate  
 21 state agency may impose all, but not less than all, of the following requirements with respect to any special  
 22 parking space constructed after September 30, 1985, and reserved for a person with a disability or a  
 23 permitholder on ways of this state open to the public as defined in 61-8-101:

24 (a) The space must be located on a smooth, level surface as near as practicable to building  
 25 entrances or walkways that have curb cuts and appropriately designed ramps and access lanes to  
 26 accommodate wheelchairs.

27 (b) If parallel to curbside, the parking space must be separated from an adjacent space, either in  
 28 the front or the rear, by at least 5 feet of striped no-parking area.

29 (c) If at an angle to curbside, the parking space must be at least 8 feet wide and free of obstruction  
 30 if located at the end of a line of angle parking spaces, and each other angle parking space designated for

1 a person with a disability must be at least 13 feet wide.

2 (d) A parking space reserved for a person with a disability must be designated by a sign showing  
3 the international symbol of accessibility, indicating that a permit is required, and stating the penalty for a  
4 violation. In order to meet the penalty statement requirement, signs existing on October 1, 1993, must have  
5 attached a decal stating the penalty for a violation. The sign must be attached to a wall or post in ~~such~~ a  
6 way that it is not obscured by a vehicle parked in the space."  
7

8 **Section 3.** Section 49-4-304, MCA, is amended to read:

9 **"49-4-304. Special license plate or card to be provided and displayed -- additional cards allowed**  
10 **for owners of more than one vehicle.** (1) The department of justice shall provide a special license plate  
11 under 61-3-332(10)(f) ~~(10)(g)~~ or [section 1(1)] or a card to be displayed on or in a motor vehicle to indicate  
12 a parking privilege granted under this part. The special license plate must be affixed to the vehicle according  
13 to 61-3-301, or the card must be prominently displayed in the windshield of a vehicle when the parking  
14 privilege is being used by the person with a disability in a vehicle other than the one to which a special  
15 license plate is affixed.

16 (2) Subject to the provisions of 49-4-301 through 49-4-305, a person who is eligible to receive a  
17 special parking permit and who owns more than one motor vehicle may request and the department of  
18 justice shall provide additional cards described in subsection (1) to equal the number of motor vehicles,  
19 other than commercial vehicles, owned by the person.

20 (3) Upon application under 49-4-303, a person with a disability who does not hold a driver's license  
21 or does not own a vehicle may receive a card described in subsection (1) to be displayed in a vehicle in  
22 which the person with a disability is being conveyed when the parking privilege is being used.

23 (4) The card must bear a representation of a wheelchair as the symbol of a person with a  
24 disability."  
25

26 **Section 4.** Section 61-3-424, MCA, is amended to read:

27 **"61-3-424. List of radio operators' special plates -- distribution to public officials.** The department  
28 shall, on or before July 1 of each year, furnish to the chief of the state highway patrol, to the director of  
29 civil defense, to the sheriff of each county in the state, to the chief of police of each incorporated city in  
30 the state, and to other public officials as the department ~~shall deem~~ considers necessary, an alphabetically

1 arranged list of the names, addresses, and license plate numbers and letters of each person to whom a  
2 special license plate or a combined license plate has been issued, and it ~~shall be~~ is the duty of the  
3 department, sheriffs, and chiefs of police to maintain and keep current ~~such~~ the lists for public information  
4 and inquiry, particularly in relation to public emergencies."

5  
6 **Section 5.** Section 61-3-452, MCA, is amended to read:

7 "**61-3-452. Disabled veterans' plates nontransferable.** The special license plates for disabled  
8 veterans issued pursuant to 61-3-332(10)(c)(i)(A) or [section 1(2)] are not transferable."

9  
10 **Section 6.** Section 61-3-453, MCA, is amended to read:

11 "**61-3-453. Disabled veterans' plates limited to one automobile or truck -- personalized plates.** (1)  
12 A disabled veteran is not entitled to special license plates for disabled veterans under 61-3-332(10)(c)(i)(A)  
13 or [section 1(2)] for more than one passenger automobile or one truck up to and including 1 ton GVW-rated  
14 capacity.

15 (2) Upon submitting the application provided for in 61-3-405 and payment of the \$25 fee provided  
16 for in 61-3-406, a disabled veteran must receive personalized disabled veteran license plates."

17  
18 **Section 7.** Section 61-3-454, MCA, is amended to read:

19 "**61-3-454. Special parking privilege.** A vehicle lawfully displaying specially inscribed license plates  
20 issued under 61-3-332(10)(c)(i)(A) or [section 1(2)] and conveying a 100% disabled veteran is entitled to  
21 the parking privileges allowed a handicapped person's vehicle under 49-4-302."

22  
23 **Section 8.** Section 61-3-504, MCA, is amended to read:

24 "**61-3-504. Computation of tax.** (1) The amount of taxes on a motor vehicle, other than an  
25 automobile, truck having a rated capacity of 1 ton or less, motorcycle, quadricycle, motor home, travel  
26 trailer, camper, or mobile home, is computed and determined by the county treasurer on the basis of the  
27 levy of the year preceding the current year of application for registration or reregistration.

28 (2) The amount of tax on an automobile or truck having a rated capacity of 1 ton or less, except  
29 for vehicles owned by disabled veterans qualifying for special license plates under 61-3-332(10)(c)(i)(A) or  
30 [section 1(2)], and on a motorcycle or quadricycle is 2% of the value determined under 61-3-503.



Free Conference Committee  
on SB 163  
Report No. 1, March 30, 1995

Page 1 of 1

Mr. President and Mr. Speaker:

We, your Free Conference Committee on SB 163, met and considered:  
SB 163 in its entirety

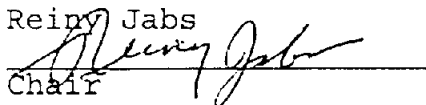
We recommend that SB 163 (reference copy - salmon) be amended as  
follows:

1. Page 1, line 17.  
Following: "~~registration~~"  
Insert: "for the original issuance"

And that this Free Conference Committee report be adopted.

For the Senate:

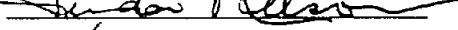
Reiny Jabs

  
Chair


Mack Cole



Linda Nelson

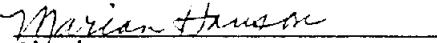


  
Amd. Coord.

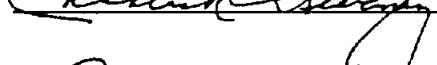
  
Sec. of Senate

For the House:

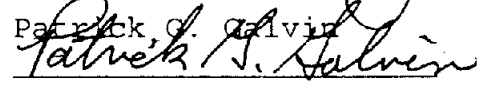
Marion Hanson

  
Chair

Charles Devaney



Patrick G. Galvin



ADOPT

REJECT

SB 163  
FCCR #1

731623CC.SPV



## 1 SENATE BILL NO. 163

2 INTRODUCED BY L. NELSON

3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING THE ISSUANCE OF COMBINED LICENSE PLATES  
5 FOR VETERANS OR PERSONS WITH A DISABILITY AND AMATEUR RADIO OPERATORS; AMENDING  
6 SECTIONS 49-4-302, 49-4-304, 61-3-424, 61-3-452, 61-3-453, 61-3-454, AND 61-3-504, MCA; AND  
7 PROVIDING A DELAYED EFFECTIVE DATE."

8  
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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11 NEW SECTION. **Section 1. Combined license plates.** (1) An application for license plates for  
12 amateur radio operators may be combined with an application for the special license plates issued to  
13 veterans of the armed services who comply with the provisions in 61-3-332(10)(d), (10)(e), and (10)(f) or  
14 with an application for special license plates issued to a person with a disability who complies with the  
15 provisions in 61-3-332(10)(g). The applicant for the combined license plates is liable for the payment of  
16 all taxes and fees applicable to regular motor vehicle license plates and shall pay an additional fee of \$5  
17 ~~for the original registration~~ FOR THE ORIGINAL ISSUANCE AS PROVIDED IN 61-3-422.

18 (2) An application for license plates for amateur radio operators may be combined with an  
19 application for license plates for disabled veterans as provided in 61-3-332(10)(c). ~~The fee FEES for original~~  
20 THE registration of the combined license plates is \$10, and the fee for each renewal is \$5 ARE THE FEES  
21 PROVIDED FOR IN 61-3-332(10)(C) AND IN 61-3-422. ~~The original and renewal~~ fees are in lieu of all other  
22 fees and taxes for that vehicle under this chapter.

23 (3) The combined license plates must be stamped with the official amateur radio call letters of the  
24 owner as assigned to the owner by the federal communications commission. The plates must also be  
25 stamped with the design or decal provided for in 61-3-332(10)(c), (10)(d), (10)(e), (10)(f), or (10)(g).

26  
27 **Section 2.** Section 49-4-302, MCA, is amended to read:

28 **"49-4-302. Privileges of permitholder -- privilege for disabled veteran -- exemptions from time limits**  
29 **-- requirements for special parking spaces.** (1) The parking permit issued under this part, when displayed,  
30 entitles a person to park a motor vehicle in a special parking space reserved for a person with a disability,

1 whether on public property or on private property available for public use.

2 (2) A vehicle ~~other than one lawfully displaying a parking permit issued under this part or one~~  
 3 ~~displaying a distinguishing license plate or placard for a person with a disability that was issued by a foreign~~  
 4 ~~jurisdiction conferring the same parking privileges as conferred in subsection (1) and conveying a person~~  
 5 ~~with a disability or one displaying a specially inscribed license plate issued under 61-3-332(10)(c)(i)(A) or~~  
 6 ~~[section 1(2)] and conveying a 100% disabled veteran~~ may not be parked in a parking space on public or  
 7 private property that is clearly identified by an official sign as being reserved for use by a person with a  
 8 disability UNLESS THE VEHICLE IS LAWFULLY DISPLAYING A PARKING PERMIT ISSUED UNDER THIS  
 9 PART, A DISTINGUISHING LICENSE PLATE OR PLACARD FOR A PERSON WITH A DISABILITY THAT WAS  
 10 ISSUED BY A FOREIGN JURISDICTION CONFERRING PARKING PRIVILEGES SIMILAR TO THOSE  
 11 CONFERRED IN SUBSECTION (1) OF THIS SECTION, OR A SPECIALLY INSCRIBED LICENSE PLATE ISSUED  
 12 UNDER 61-3-332(10)(C)(I)(A) OR (10)(G) OR [SECTION 1(2)].

13 (3) The governing body of a city, town, or county may exempt vehicles lawfully displaying parking  
 14 permits issued under this part and vehicles lawfully displaying specially inscribed license plates issued under  
 15 61-3-332(10)(c)(i)(A) or [section 1(2)] and parked in public places along public streets from any time  
 16 limitation imposed upon parking except in areas where:

17 (a) stopping, standing, or parking of all vehicles is prohibited;

18 (b) only special vehicles may be parked; or

19 (c) parking is not allowed during specific periods of the day in order to accommodate heavy traffic.

20 (4) In accordance with subsection (2), the governing body of a city, town, or county or appropriate  
 21 state agency may impose all, but not less than all, of the following requirements with respect to any special  
 22 parking space constructed after September 30, 1985, and reserved for a person with a disability or a  
 23 permitholder on ways of this state open to the public as defined in 61-8-101:

24 (a) The space must be located on a smooth, level surface as near as practicable to building  
 25 entrances or walkways that have curb cuts and appropriately designed ramps and access lanes to  
 26 accommodate wheelchairs.

27 (b) If parallel to curbside, the parking space must be separated from an adjacent space, either in  
 28 the front or the rear, by at least 5 feet of striped no-parking area.

29 (c) If at an angle to curbside, the parking space must be at least 8 feet wide and free of obstruction  
 30 if located at the end of a line of angle parking spaces, and each other angle parking space designated for

1 a person with a disability must be at least 13 feet wide.

2 (d) A parking space reserved for a person with a disability must be designated by a sign showing  
3 the international symbol of accessibility, indicating that a permit is required, and stating the penalty for a  
4 violation. In order to meet the penalty statement requirement, signs existing on October 1, 1993, must have  
5 attached a decal stating the penalty for a violation. The sign must be attached to a wall or post in ~~such~~ a  
6 way that it is not obscured by a vehicle parked in the space."

7

8 **Section 3.** Section 49-4-304, MCA, is amended to read:

9 **"49-4-304. Special license plate or card to be provided and displayed -- additional cards allowed**  
10 **for owners of more than one vehicle.** (1) The department of justice shall provide a special license plate  
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12 a parking privilege granted under this part. The special license plate must be affixed to the vehicle according  
13 to 61-3-301, or the card must be prominently displayed in the windshield of a vehicle when the parking  
14 privilege is being used by the person with a disability in a vehicle other than the one to which a special  
15 license plate is affixed.

16 (2) Subject to the provisions of 49-4-301 through 49-4-305, a person who is eligible to receive a  
17 special parking permit and who owns more than one motor vehicle may request and the department of  
18 justice shall provide additional cards described in subsection (1) to equal the number of motor vehicles,  
19 other than commercial vehicles, owned by the person.

20 (3) Upon application under 49-4-303, a person with a disability who does not hold a driver's license  
21 or does not own a vehicle may receive a card described in subsection (1) to be displayed in a vehicle in  
22 which the person with a disability is being conveyed when the parking privilege is being used.

23 (4) The card must bear a representation of a wheelchair as the symbol of a person with a  
24 disability."

25

26 **Section 4.** Section 61-3-424, MCA, is amended to read:

27 **"61-3-424. List of radio operators' special plates -- distribution to public officials.** The department  
28 shall, on or before July 1 of each year, furnish to the chief of the state highway patrol, to the director of  
29 civil defense, to the sheriff of each county in the state, to the chief of police of each incorporated city in  
30 the state, and to other public officials as the department ~~shall deem~~ considers necessary, an alphabetically

1 arranged list of the names, addresses, and license plate numbers and letters of each person to whom a  
 2 special license plate or a combined license plate has been issued, and it ~~shall be~~ is the duty of the  
 3 department, sheriffs, and chiefs of police to maintain and keep current ~~such~~ the lists for public information  
 4 and inquiry, particularly in relation to public emergencies."

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 6 **Section 5.** Section 61-3-452, MCA, is amended to read:

7 **"61-3-452. Disabled veterans' plates nontransferable.** The special license plates for disabled  
 8 veterans issued pursuant to 61-3-332(10)(c)(i)(A) or [section 1(2)] are not transferable."

9  
 10 **Section 6.** Section 61-3-453, MCA, is amended to read:

11 **"61-3-453. Disabled veterans' plates limited to one automobile or truck -- personalized plates. (1)**  
 12 A disabled veteran is not entitled to special license plates for disabled veterans under 61-3-332(10)(c)(i)(A)  
 13 or [section 1(2)] for more than one passenger automobile or one truck up to and including 1 ton GVW-rated  
 14 capacity.

15 (2) Upon submitting the application provided for in 61-3-405 and payment of the \$25 fee provided  
 16 for in 61-3-406, a disabled veteran must receive personalized disabled veteran license plates."

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 18 **Section 7.** Section 61-3-454, MCA, is amended to read:

19 **"61-3-454. Special parking privilege.** A vehicle lawfully displaying specially inscribed license plates  
 20 issued under 61-3-332(10)(c)(i)(A) or [section 1(2)] and conveying a 100% disabled veteran is entitled to  
 21 the parking privileges allowed a handicapped person's vehicle under 49-4-302."

22  
 23 **Section 8.** Section 61-3-504, MCA, is amended to read:

24 **"61-3-504. Computation of tax. (1)** The amount of taxes on a motor vehicle, other than an  
 25 automobile, truck having a rated capacity of 1 ton or less, motorcycle, quadricycle, motor home, travel  
 26 trailer, camper, or mobile home, is computed and determined by the county treasurer on the basis of the  
 27 levy of the year preceding the current year of application for registration or reregistration.

28 (2) The amount of tax on an automobile or truck having a rated capacity of 1 ton or less, except  
 29 for vehicles owned by disabled veterans qualifying for special license plates under 61-3-332(10)(c)(i)(A) or  
 30 [section 1(2)], and on a motorcycle or quadricycle is 2% of the value determined under 61-3-503.

