

Unofficial Draft Copy

As of: February 9, 2005 (10:35am)

LC 2337
EXHIBIT: 239
DATE: 2/10
HB 477

**** Bill No. ****

Introduced By *****

By Request of the House Fish, Wildlife, and Parks Standing
Committee

A Bill for an Act entitled: "An Act increasing the compensation paid to fish, wildlife, and parks license agents; allowing license agents to charge a convenience fee for purchases made with a credit card or a debit card; revising the definition of a transaction to include the collection of any data or fee; amending section 87-2-903, MCA; and providing an effective date."

Be it enacted by the Legislature of the State of Montana:

Section 1. Section 87-2-903, MCA, is amended to read:

"87-2-903. Compensation, fees, and duties of agents -- penalty for late submission of license money. (1) License agents, except salaried employees of the department, must receive for all services rendered a commission of 50 cents for each transaction, plus any additional amount as determined by rules adopted pursuant to subsection (9).

(2) A license agent may charge a convenience fee of up to 3% of the total amount of a transaction if a purchase is made with a credit card or a debit card.

~~(2)~~ (3) Each license agent shall submit to the department the money received from the sale of licenses, less the appropriate commission and convenience fee.

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LC2337

~~(3)~~(4) Each license agent shall submit to the department copies of each off-line license sold.

~~(4)~~(5) The department may charge license agents appointed after March 1, 1998, an electronic license system installation fee not to exceed actual costs.

~~(5)~~(6) The department may designate classes of license agents and may establish a deadline for submission of license money by protocol for each class of agent. Each license agent shall keep the license account open at all reasonable hours to inspection by the department, the director, the wardens, or the legislative auditor.

~~(6)~~(7) For purposes of this section, the term "transaction" includes the sale of any license, or permit, collection of any data or fee, or issuance of any certificate prescribed by the department.

~~(7)~~(8) If a license agent fails to submit to the department all money received from the declared sale of licenses, less the appropriate commission and convenience fee, by the deadline established by the department, an interest charge equal to the rate charged under 15-1-216 ~~must~~ may be assessed. Acceptance of late payments with interest does not preclude the department from summarily revoking the appointment of a license agent under 87-2-904.

~~(8)~~(9) The department may adopt rules necessary to implement this section."

{ Internal References to 87-2-903: None. }

NEW SECTION. Section 2. {standard} Effective date. [This
act] is effective July 1, 2005.

- END -

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