

Amendments to Senate Bill No. 318  
3rd Reading Copy

Requested by Senator Rick Laible

For the House Transportation Committee

Prepared by Leanne Kurtz  
March 7, 2005 (2:21pm)

1. Page 8, line 13.  
**Strike:** "or quadricycle"

2. Page 8, line 14.  
**Strike:** "or quadricycle"

3. Page 12.

**Following:** line 13

**Insert:** "COORDINATION SECTION. Section 15. Coordination instruction. If Senate Bill No. 285 and [this act] are both passed and approved, then the code commissioner shall include the revisions to the definition of "quadricycle" in [this act] in the definition of that term in Senate Bill No. 285."

**Insert:** "COORDINATION SECTION. Section 16. Coordination instruction. If Senate Bill No. 285 and [this act] are both passed and approved, then 61-3-321 must be amended as follows:

"61-3-321. Registration fees of vehicles and vessels -- certain vehicles exempt from registration fees -- disposition of fees. (1) Except as otherwise provided in this section, registration fees must be paid upon registration or, if applicable, reregistration of motor vehicles, snowmobiles, watercraft, trailers, and semitrailers, and pole trailers in accordance with this chapter, as follows provided in subsections (2) through (19):

(2) (a) Except as provided in subsection (2) (b), there is a registration fee imposed on light vehicles. The registration fee is in addition to other annual registration fees.

(b) The following vehicles are exempt from the registration fee imposed in this subsection (2):

(i) light vehicles that meet the description of property exempt from taxation under 15-6-201(1) (a), (1) (c) through (1) (e), (1) (g), (1) (m), (1) (o), (1) (q), or (1) (w), 15-6-203, or 15-6-215, except as provided in 61-3-520;

(ii) a light vehicle owned by a person eligible for a waiver of registration fees under 61-3-460;

(iii) a light vehicle registered under 61-3-456.

(c) The owner of a light vehicle subject to the provisions of 61-3-313 through 61-3-316 may register the light vehicle for a

period not to exceed 24 months. The application for registration or reregistration must be accompanied by the registration fee and all other fees required in this chapter for each 12-month period of the 24-month period.

(a)(d) The annual registration fee for light vehicles under 2,850 pounds, \$13.75 in calendar year 2004 and, in each subsequent year, \$17; trucks and buses under 1 ton, and logging trucks less than 1 ton is as follows:

- (i) if the vehicle is 4 or less years old, \$217;
- (ii) if the vehicle is 5 through 10 years old, \$87; and
- (iii) if the vehicle is 11 or more years old, \$28;

(e) The owner of a light vehicle 11 years old or older may permanently register the light vehicle as provided in 61-3-562.

(b)(3) (a) Except as provided in subsection (3)(c), the owner of a trailer, semitrailer, or pole trailer that has a declared weight of less than 6,000 pounds shall pay a one-time fee of \$61.25.

(b) The owner of a trailer, semitrailer, or pole trailer with a declared weight of 6,000 pounds or more shall pay a one-time fee of \$148.25.

(c) Except as provided in subsection (18), whenever a transfer of ownership of a trailer, semitrailer, or pole trailer described in subsection (3)(a) or (3)(b) occurs, the one-time fee required under subsection (3)(a) or (3)(b) must be paid by the new owner. Trailers with a declared weight of less than 2,500 pounds and semitrailers, \$8.25. For a trailer or semitrailer described in 61-3-530(1), this fee is a one-time fee, except upon transfer of ownership of the trailer or semitrailer.

(c)(4) The annual registration fee for motor vehicles registered owned and operated solely as collector's items pursuant to 61-3-411 that are for motor vehicles:

- (i)(a) 2,850 pounds and over, \$10; and
- (i)(b) under 2,850 pounds, \$5.

(d)(5) (a) The registration fee for off-highway vehicles registered pursuant to 23-2-817, \$9 in calendar year 2004 and, in each subsequent year, \$19.25 other than quadricycles is \$61.25. This fee is a one-time fee, except upon transfer of ownership of an off-highway vehicle. Except as provided in subsection (18), whenever a transfer of ownership of an off-highway vehicle, other than a quadricycle, occurs, the one-time fee required under this subsection must be paid by the new owner.

(b) The application for registration for an off-highway vehicle, other than a quadricycle, must be made to the county treasurer of the county in which the owner resides, on a form furnished by the department for that purpose. The application must contain:

- (i) the name and home mailing address of the owner;
- (ii) the certificate of title number;
- (iii) the name of the manufacturer of the off-highway vehicle;

(iv) the model number or name;  
(v) the year of manufacture;  
(vi) a statement evidencing payment of the fee in lieu of property tax; and

(vii) other information that the department may require.

(c) If the off-highway vehicle was previously registered, the application must be accompanied by the registration certificate for the most recent year in which it was registered. Upon payment of the registration fee, the county treasurer shall sign the application and issue a registration receipt containing the information considered necessary by the department. The owner shall retain possession of the registration receipt until it is surrendered to the county treasurer or to a purchaser or subsequent owner pursuant to a transfer of ownership.

~~(e)~~ (6) The annual registration fee for light vehicles over 2,850 pounds, trucks and buses less than 1 ton, and heavy trucks, buses, and logging trucks in excess of 1 ton, \$18.75 in calendar year 2004 and, in each subsequent year, \$22 is \$22.75.

~~(f)~~ logging trucks less than 1 ton, \$23.75.

~~(g)~~ (7) (a) motor homes, \$22.25; The owner of a motor home shall pay an annual fee based on the age of the motor home according to the following schedule:

(i) less than 2 years old, \$282.50;

(ii) 2 years old and less than 5 years old, \$224.25;

(iii) 5 years old and less than 8 years old, \$132.50; and

(iv) 8 years old and older, \$97.50.

(b) (i) Except as provided in subsection (7)(b)(ii), the age of a motor home is determined by subtracting the manufacturer's designated model year from the current calendar year.

(ii) If the purchase year of a motor home precedes the designated model year of the motor home and the motor home is originally titled in Montana, then the purchase year is considered the model year for the purposes of calculating the fee in lieu of tax.

~~(h)~~ (8) (a) The registration fee for motorcycles and quadricycles, \$9.75 for a motorcycle or quadricycle with special license plates issued under 61-3-415 and, for a motorcycle or quadricycle under one-time registration, \$9.75 in calendar year 2004 and, in each subsequent year, \$11.25 registered for use on public highways is \$53.25, and the registration fee for motorcycles registered for both off-road use and for use on the public highways is \$114.50. This fee is

(b) An additional fee of \$5 for a motorcycle or a quadricycle with special license plates issued under 61-3-415 and, for a motorcycle under one-time registration, an additional fee of \$16 must be collected for the registration of each motorcycle as a safety fee, which must be deposited in the state motorcycle safety account provided for in 20-25-1002.

(c) The registration fees in this subsection (8) are a

one-time fee, except upon transfer of ownership of a motorcycle or quadricycle.

~~(i) trailers and semitrailers between 2,500 and 6,000 pounds, \$11.25. For a trailer or semitrailer described in 61-3-530(1), this fee is a one-time fee, except upon transfer of ownership of the trailer or semitrailer.~~

~~(j) trailers and semitrailers in excess of 6,000 pounds, other than trailers and semitrailers registered in other jurisdictions and registered through a proportional registration agreement, \$16.25. For a trailer or semitrailer described in 61-3-530(1), this fee is a one-time fee, except upon transfer of ownership of the trailer or semitrailer.~~

(k)(9) (a) The registration fee for travel trailers under 16 feet in length, \$11.75 is \$72 and the registration fee for travel trailers 16 feet in length or longer is \$152. This fee is a one-time fee, except upon transfer of ownership of a travel trailer.

(b) Except as provided in subsection (18), whenever a transfer of ownership of a travel trailer occurs, the one-time fee required under subsection (9) (a) must be paid by the new owner.

~~(l) recreational vehicles, \$3.50 in calendar year 2004 and, in each subsequent year, \$9.75. If the recreational vehicle is a travel trailer, this fee is a one-time fee, except upon transfer of ownership of a travel trailer.~~

(10) (a) The owner of each motorboat, sailboat, personal watercraft, or motorized pontoon requiring numbering by this state shall file an application for number in the office of the county treasurer in the county where the motorboat, sailboat, personal watercraft, or motorized pontoon is owned, on forms prepared and furnished by the department. The application must be signed by the owner of the motorboat, sailboat, personal watercraft, or motorized pontoon and be accompanied by the appropriate registration fee. The owner of a motorboat, a sailboat, personal watercraft, or a motorized pontoon shall pay a one-time fee as follows:

(i) for a personal watercraft or a motorboat, sailboat, or motorized pontoon less than 16 feet in length, \$65.50;

(ii) for a motorboat, sailboat, or motorized pontoon at least 16 feet in length but less than 19 feet in length, \$125.50; and

(iii) for a motorboat, sailboat, or motorized pontoon 19 feet in length or longer, \$295.50.

(b) This fee is a one-time fee, except upon transfer of ownership of the motorboat, sailboat, personal watercraft, or motorized pontoon.

(11) (a) Except as provided in subsection (11) (b), the one-time registration fee for a snowmobile is \$60.50.

(b) A snowmobile that is licensed by a Montana business and that is owned exclusively for the purpose of daily rental to

customers is assessed:

(i) a fee of \$40.50 in the first year of registration; and  
(ii) if the business reregisters the snowmobile for a second  
year, the fee in lieu of tax imposed in subsection (11) (a).

(c) Except as provided in subsection (18), whenever a  
transfer of ownership of a snowmobile occurs, the applicable fee  
required under this subsection (11) must be paid by the new  
owner.

~~(2) (a) Except as provided in subsection (2) (b), if a motor~~  
~~vehicle, trailer, or semitrailer is originally registered 6~~  
~~months after the time of registration as set by law, the~~  
~~registration fee for the remainder of the year is one-half of the~~  
~~regular fee.~~

~~(b) For a trailer or semitrailer described in 61-3-530(1),~~  
~~the applicable fees must be paid regardless of when the fees were~~  
~~last paid or if the fees were paid at all.~~

~~(3) An additional fee of \$5 for a motorcycle or quadricycle~~  
~~with special license plates issued under 61-3-415 and, for a~~  
~~motorcycle or quadricycle under one-time registration, \$5 in~~  
~~calendar year 2004 and, in each subsequent year, \$16 must be~~  
~~collected for the registration of each motorcycle as a safety fee~~  
~~and must be deposited in the state motorcycle safety account~~  
~~provided for in 20-25-1002.~~

(12) (a) The registration fee for a quadricycle is \$59.25.  
This fee is a one-time fee except upon transfer of ownership of a  
quadricycle.

(b) Except as provided in subsection (18), whenever a  
transfer of ownership of a quadricycle occurs, the applicable fee  
required under this subsection (12) must be paid by the new  
owner.

~~(4) (13) A fee of \$5 for each set of new number plates must~~  
~~be collected when number plates provided for under 61-3-332(2)~~  
~~are issued.~~

~~(5) (14) The provisions of this part with respect to the~~  
~~payment of registration fees do not apply to and are not binding~~  
~~upon motor vehicles, trailers, semitrailers, snowmobiles,~~  
~~watercraft, or tractors owned or controlled by the United States~~  
~~of America or any state, county, city, or special district, as~~  
~~defined in 18-8-202.~~

~~(6) (a) Except as provided in 61-3-562 and subsection~~  
~~(6) (b) of this section, a fee of 25 cents a year for each~~  
~~registration of a vehicle must be collected when a vehicle is~~  
~~registered or reregistered. The revenue derived from this fee~~  
~~must be forwarded by the county treasurer for deposit in the~~  
~~state general fund for transfer to the credit of the senior~~  
~~citizens and persons with disabilities transportation services~~  
~~account provided for in 7-14-112.~~

~~(b) The following vehicles are not subject to the fee~~  
~~imposed in subsection (6) (a):~~

~~(i) trailers and semitrailers registered in other~~

~~jurisdictions and registered through a proportional registration agreement; and~~

~~(ii) travel trailers, recreational vehicles, and off-highway vehicles registered pursuant to 23-2-817.~~

~~(7) (a) Except as provided in 61-3-562 and subsection (7)(b) of this section, a fee of 50 cents a year for each registration of a vehicle must be collected when a vehicle is registered or reregistered. The county treasurer shall forward revenue derived from this fee to the state for deposit in the general fund.~~

~~(b) The following vehicles are not subject to the fee:~~

~~(i) trailers and semitrailers registered in other jurisdictions and registered through a proportional registration agreement;~~

~~(ii) off-highway vehicles registered pursuant to 23-2-817; and~~

~~(iii) vehicles bearing license plates described in 61-3-458(3)(d).~~

~~(8) (15) The provisions of this section relating to the payment of registration fees or new number plate fees do not apply when number plates are transferred to a replacement vehicle under 61-3-317, 61-3-332, or 61-3-335. When the license plates for a registered motor vehicle are transferred to a replacement vehicle under 61-3-317, 61-3-332, or 61-3-335, the owner of the motor vehicle shall pay a registration fee as follows:~~

~~(a) heavy trucks, buses, and logging trucks in excess of 1 ton, 75 cents;~~

~~(b) light vehicles, trucks and buses under 1 ton, and logging trucks less than 1 ton:~~

~~(i) if the vehicle is 4 years old or less, \$195.75;~~

~~(ii) if the vehicle is 5 years old through 10 years old, \$65.75; and~~

~~(iii) if the vehicle is 11 years old or older, \$6.75;~~

~~(c) motor homes:~~

~~(i) less than 2 years old, \$250.50;~~

~~(ii) 2 years old and less than 5 years old, \$192.25;~~

~~(iii) 5 years old and less than 8 years old, \$100.50; and~~

~~(iv) 8 years old and older, \$65.50;~~

~~(d) motorcycles registered for use on the public highways, \$42, and motorcycles registered for both off-road use and for use on the public highways, \$103.25. This fee is a one-time fee, except upon transfer of ownership.~~

~~(e) travel trailers under 16 feet in length, \$50.50, and travel trailers 16 feet in length or longer, \$130.50. This fee is a one-time fee, except upon transfer of ownership.~~

~~(f) trailers, semitrailers, or pole trailers with a declared weight of less than 6,000 pounds, \$52. This fee is a one-time fee, except upon transfer of ownership.~~

~~(g) trailers, semitrailers, or pole trailers with a declared weight of 6,000 pounds or more, \$139. This fee is a~~

one-time fee, except upon transfer of ownership.

~~(9)~~(16) A person eligible for a waiver under 61-3-460 is exempt from the fees required under this section.

~~(10)~~(17) Except as otherwise provided in this section, revenue collected under this section must be deposited in the state general fund.

(18) The fees imposed by subsections (2) through (12) are not required to be paid by a dealer for the enumerated vehicles or vessels that constitute inventory of the dealership.

~~(11)~~(19) (a) Unless a person exercises the option in subsection ~~(11)~~(b) (19) (b), an additional fee of \$4 must be collected for each light vehicle or truck under 8,001 pounds GVW registered for licensing pursuant to this part. This fee must be accounted for and transmitted separately from the registration fee. The fee must be deposited in an account in the state general special revenue fund to be used for state parks, for fishing access sites, and for the operation of state-owned facilities as provided in 15-1-122(3)(c)(vii). Of the \$4 fee, the department shall use \$3.50 for state parks, 25 cents for fishing access sites, and 25 cents for the operation of state-owned facilities at Virginia City and Nevada City.

(b) A person who registers a light vehicle or truck under 8,001 pounds GVW may, at the time of annual registration, certify that the person does not intend to use state parks and fishing access sites and may make a written election not to pay the additional \$4 fee provided for in subsection ~~(11)~~(a) (19) (a). If a written election is made, the fee may not be collected.

(20) This section does not apply to a motor vehicle, trailer, semitrailer, or pole trailer that is governed by 61-3-721."

{ Internal References to 61-3-321:

x7-14-112	x10-3-1307	x15-1-121	x15-1-122
x15-1-122	x15-1-122	x15-1-122	x15-1-122
x23-1-105	x23-2-804	x23-2-804	x61-3-303
x61-3-312	x61-3-317	x61-3-325	x61-3-456
x61-3-560	x61-3-562	x61-3-562	x61-3-562
x61-3-721	x61-3-721	x61-4-310	

Renumber: subsequent section

- END -

