

## Senate Bill 505 – MACo Amendment

**Section 3.** Section 7-14-303, MCA, is amended to read:

**"7-14-303. Allocation of revenue and disposition of funds from ~~county-imposed~~ local motor fuel excise tax.** (1) Revenue derived from a motor fuel excise tax imposed by a county under 7-14-301 must be apportioned among the county and ~~municipalities~~ cities and towns in the county:

(a) in the proportion of motor vehicles registered in the county outside of the ~~municipalities~~ cities and towns to those registered within the ~~municipalities~~ cities and towns during the preceding year; or

(b) as determined by an interlocal agreement.

(2) All taxes, interest, and penalties collected by the department of transportation under this part ~~shall~~ must be promptly transmitted to the state treasurer who shall deposit ~~such~~ the funds in the state special revenue fund to the credit of the department of transportation account. ~~Such~~ The funds ~~shall~~ must be paid quarterly by the state treasurer directly to the ~~county~~ local government unit in which the tax was imposed.

**(3) IF A COUNTY HAS NOT ENACTED A LOCAL OPTION MOTOR FUEL EXCISE TAX**  
**Revenue derived from a motor fuel excise tax imposed by a city or town under 7-14-301 must be retained for use by the city or town as provided in 7-14-302(1).**"

**NEW SECTION 4.** IF A COUNTY ENACTS A LOCAL OPTION MOTOR FUEL EXCISE TAX AFTER THE DATE A CITY OR TOWN IN THE COUNTY ENACTS A LOCAL OPTION MOTOR FUEL EXCISE TAX, THE CITY OR TOWN SHALL REPEAL THE TAX ENACTED BY THE CITY OR TOWN WITHOUT A VOTE OF THE ELECTORATE.