

SENATE BILL NO. 165

INTRODUCED BY DICK BARRETT

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A BILL FOR AN ACT ENTITLED: "AN ACT INCREASING THE PENALTY FOR FAILURE TO COMPLY WITH MONTANA'S SEATBELT AND CHILD SAFETY RESTRAINT LAWS; AND AMENDING SECTION 61-13-104, MCA."

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

Section 1. Section 61-13-104, MCA, is amended to read:

"61-13-104. Penalty -- no record permitted. (1) A driver who violates 61-13-103 shall be fined ~~\$20~~ \$100, but the violation is not a misdemeanor pursuant to 45-2-101, 46-18-236, 61-8-104, or 61-8-711. A violation of 61-13-103 may not be counted as a moving violation for purposes of suspending a driver's license under 61-11-203(2)(m). Bond for this offense is ~~\$20~~ \$100, and a jail sentence may not be imposed.

(2) A violation of 61-13-103 may not be recorded or charged against the driver's record of a person violating 61-13-103.

(3) An insurance company may not hold a violation of 61-13-103 against the insured or increase the insured's premiums due to a violation of 61-13-103."

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