

1 _____ BILL NO. _____

2 INTRODUCED BY _____
3 (Primary Sponsor)

4 A BILL FOR AN ACT ENTITLED: "AN ACT GENERALLY REVISING LAWS RELATED TO AQUATIC INVASIVE
5 SPECIES PROGRAM FUNDING; REQUIRING AN AQUATIC INVASIVE SPECIES PREVENTION PASS FOR
6 NONRESIDENT MOTORIZED VESSELS; DECREASING PREVENTION PASS FEES FOR NONRESIDENT
7 ANGLERS; INCREASING REGISTRATION FEES FOR RESIDENT MOTORIZED VESSELS; PROVIDING
8 EXCEPTIONS; PROVIDING RULEMAKING AUTHORITY; PROVIDING APPROPRIATIONS; EXTENDING FEES
9 FOR HYDROELECTRIC FACILITIES; AMENDING SECTIONS 61-3-321, 80-7-1004, 87-2-130, AND 87-2-903,
10 MCA; AMENDING SECTIONS 19 AND 21, CHAPTER 387, LAWS OF 2017; REPEALING SECTION 7,
11 CHAPTER 387, LAWS OF 2017; AND PROVIDING EFFECTIVE DATES AND TERMINATION DATES."

12
13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

14
15 **NEW SECTION. Section 1. Aquatic invasive species prevention pass for nonresident motorized**

16 **vessels -- rulemaking.** (1) In order for a motorized vessel exempt from registration in Montana pursuant to
17 61-3-321 to launch on the waters of this state, the operator must possess an aquatic invasive species prevention
18 pass purchased for the vessel, available for inspection either in physical form or as an electronic copy at the
19 request of a warden, another officer, or an employee of the department. The pass must include a description of
20 the vessel for which it was purchased.

21 (2) The annual fee for an aquatic invasive species prevention pass purchased pursuant to this section
22 is \$30. The pass expires at the end of each calendar year and is not transferable between vessels.

23 (3) Fees collected pursuant to this section must be deposited in the invasive species account established
24 in 80-7-1004.

25 (4) The department may adopt rules to implement the provisions of this section.

26 (5) The provisions of this section do not apply to a motorized vessel owned or controlled by the United
27 States or any state, county, city, special district as defined in 18-8-202, or tribal government or to a motorized
28 vessel that meets the description of property exempt from taxation under 15-6-201(1)(d), (1)(n), or (1)(o), or
29 15-6-215.

30



1 **Section 2.** Section 61-3-321, MCA, is amended to read:

2 **"61-3-321. Registration fees of vehicles and vessels -- certain vehicles exempt from registration**
3 **fees -- disposition of fees.** (1) Except as otherwise provided in this section, registration fees must be paid upon
4 registration or, if applicable, renewal of registration of motor vehicles, snowmobiles, watercraft, trailers,
5 semitrailers, and pole trailers as provided in subsections (2) through (20).

6 (2) (a) Except as provided in subsection (2)(b), unless a light vehicle is permanently registered under
7 61-3-562, the annual registration fee for light vehicles, trucks, and buses that weigh 1 ton or less and for logging
8 trucks that weigh 1 ton or less is as follows:

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

12 (b) For a light vehicle with a manufacturer's suggested retail price of more than \$150,000 that is 10 years
13 old or less, the annual registration fee is the amount provided for in subsection (2)(a) plus \$825.

14 (3) (a) Except as provided in subsection (15), the one-time registration fee based on the declared weight
15 of a trailer, semitrailer, or pole trailer is as follows:

- 16 (i) if the declared weight is less than 6,000 pounds, \$61.25; or
17 (ii) if the declared weight is 6,000 pounds or more, \$148.25.

18 (b) If a trailer, semitrailer, or pole trailer is registered under 61-3-701, the fees required in subsection
19 (3)(a) must be paid annually.

20 (4) Except as provided in subsection (15), the one-time registration fee for motor vehicles owned and
21 operated solely as collector's items pursuant to 61-3-411, based on the weight of the vehicle, is as follows:

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

24 (5) Except as provided in subsection (15), the one-time registration fee for off-highway vehicles other
25 than a quadricycle or motorcycle is \$61.25.

26 (6) The annual registration fee for heavy trucks, buses, and logging trucks in excess of 1 ton is \$22.75.

27 (7) (a) Except as provided in subsection (7)(c), the annual registration fee for a motor home, based on
28 the age of the motor home, is as follows:

- 29 (i) less than 2 years old, \$282.50;
30 (ii) 2 years old ~~and~~ through less than 5 years old, \$224.25;

- 1 (iii) 5 years old ~~and~~ through less than 8 years old, \$132.50; and
- 2 (iv) 8 years old ~~and~~ or older, \$97.50.
- 3 (b) The owner of a motor home that is 11 years old or older and that is subject to the registration fee
- 4 under this section may permanently register the motor home upon payment of:
- 5 (i) a one-time registration fee of \$237.50;
- 6 (ii) unless a new set of license plates is being issued, an insurance verification fee of \$5, which must be
- 7 deposited in the account established under 61-6-158;
- 8 (iii) if applicable, five times the renewal fees for personalized license plates under 61-3-406; and
- 9 (iv) if applicable, the donation fee for a generic specialty license plate under 61-3-480 or a collegiate
- 10 license plate under 61-3-465.
- 11 (c) For a motor home with a manufacturer's suggested retail price of more than \$300,000 that is 10 years
- 12 old or less, the annual registration fee is the amount provided in subsection (7)(a) plus \$800.
- 13 (8) (a) Except as provided in subsection (15), the one-time registration fee for motorcycles and
- 14 quadricycles registered for use on public highways is \$53.25, and the one-time registration fee for motorcycles
- 15 and quadricycles registered for both off-road use and for use on the public highways is \$114.50.
- 16 (b) An additional fee of \$16 must be collected for the registration of each motorcycle or quadricycle as
- 17 a safety fee, which must be deposited in the state motorcycle safety account provided for in 20-25-1002.
- 18 (9) Except as provided in subsection (15), the one-time registration fee for travel trailers, based on the
- 19 length of the travel trailer, is as follows:
- 20 (a) under 16 feet in length, \$72; and
- 21 (b) 16 feet in length or longer, \$152.
- 22 (10) Except as provided in subsection (15), the one-time registration fee for a motorboat, sailboat,
- 23 personal watercraft, or motorized pontoon required to be numbered under 23-2-512 is as follows:
- 24 (a) for a personal watercraft or a motorboat, sailboat, or motorized pontoon less than 16 feet in length,
- 25 ~~\$65.50~~ \$100.50, of which \$35 must be deposited in the invasive species account established in 80-7-1004;
- 26 (b) for a motorboat, sailboat, or motorized pontoon at least 16 feet in length but less than 19 feet in
- 27 length, ~~\$125.50~~ \$175.50, of which \$50 must be deposited in the invasive species account established in
- 28 80-7-1004; and
- 29 (c) for a motorboat, sailboat, or motorized pontoon 19 feet in length or longer, ~~\$295.50~~ \$370.50, of which
- 30 \$75 must be deposited in the invasive species account established in 80-7-1004.

1 (11) (a) Except as provided in subsections (11)(b) and (15), the one-time registration fee for a
2 snowmobile is \$60.50.

3 (b) (i) A snowmobile that is licensed by a Montana business and is owned exclusively for the purpose
4 of daily rental to customers is assessed:

5 (A) a fee of \$40.50 in the first year of registration; and

6 (B) if the business reregisters the snowmobile for a second year, a fee of \$20.

7 (ii) If the business reregisters the snowmobile for a third year, the snowmobile must be permanently
8 registered and the business is assessed the registration fee imposed in subsection (11)(a).

9 (12) (a) The one-time registration fee for a low-speed electric vehicle is \$25.

10 (b) The one-time registration fee for a golf cart that is owned by a person who has or is applying for a
11 low-speed restricted driver's license is \$25.

12 (c) The one-time registration fee for golf carts authorized to operate on certain public streets and
13 highways pursuant to 61-8-391 is \$25. Upon receipt of the fee, the department shall issue the owner a decal,
14 which must be displayed visibly on the golf cart.

15 (13) (a) Except as provided in subsection (13)(b), a fee of \$10 must be collected when a new set of
16 standard license plates, a new single standard license plate, or a replacement set of special license plates
17 required under 61-3-332 is issued. The \$10 fee imposed under this subsection does not apply when previously
18 issued license plates are transferred under 61-3-335. All registration fees imposed under this section must be
19 paid if the vehicle to which the plates are transferred is not currently registered.

20 (b) An additional fee of \$15 must be collected if a vehicle owner elects to keep the same license plate
21 number from license plates issued before January 1, 2010, when replacement of those plates is required under
22 61-3-332(3).

23 (c) The fees imposed in this subsection (13) must be deposited in the account established under
24 61-6-158, except that \$2 of the fee imposed in subsection (13)(a) must be deposited in the state general fund.

25 (14) The provisions of this part with respect to the payment of registration fees do not apply to and are
26 not binding upon motor vehicles, trailers, semitrailers, snowmobiles, watercraft, or tractors owned or controlled
27 by the United States of America or any state, county, city, or special district, as defined in 18-8-202, or to a vehicle
28 or vessel that meets the description of property exempt from taxation under 15-6-201(1)(a), (1)(d), (1)(e), (1)(g),
29 (1)(h), (1)(i), (1)(k), (1)(l), (1)(n), or (1)(o), 15-6-203, or 15-6-215, except as provided in 61-3-520.

30 (15) Whenever ownership of a trailer, semitrailer, pole trailer, off-highway vehicle, motorcycle,

1 quadricycle, travel trailer, motor home, motorboat, sailboat, personal watercraft, motorized pontoon, snowmobile,
2 motor vehicle owned and operated solely as a collector's item pursuant to 61-3-411, or low-speed electric vehicle
3 is transferred, the new owner shall title and register the vehicle or vessel as required by this chapter and pay the
4 fees imposed under this section.

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

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

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

10 (19) (a) Unless a person exercises the option in either subsection (19)(b) or (19)(c), an additional fee of
11 \$6 must be collected for each light vehicle registered under this part. This fee must be accounted for and
12 transmitted separately from the registration fee. The fee must be deposited in an account in the state special
13 revenue fund to be used for state parks, for fishing access sites, and for the operation of state-owned facilities.
14 Of the \$6 fee, the department of fish, wildlife, and parks shall use \$5.37 for state parks [or as otherwise
15 appropriated by the legislature], 25 cents for fishing access sites, and 38 cents for the operation of state-owned
16 facilities at Virginia City and Nevada City.

17 (b) A person who registers a light vehicle may, at the time of annual registration, certify that the person
18 does not intend to use the vehicle to visit state parks and fishing access sites and may make a written election
19 not to pay the additional \$6 fee provided for in subsection (19)(a). If a written election is made, the fee may not
20 be collected.

21 (c) (i) A person who registers one or more light vehicles may, at the time of annual registration, certify
22 that the person does not intend to use any of the vehicles to visit state parks and fishing access sites and may
23 make a written election not to pay the additional \$6 fee provided for in subsection (19)(a). If a written election is
24 made, the fee may not be collected at any subsequent annual registration unless the person makes the written
25 election to pay the additional fee on one or more of the light vehicles.

26 (ii) The written election not to pay the additional fee on a light vehicle expires if the vehicle is registered
27 to a different person.

28 (20) For each light vehicle, trailer, semitrailer, pole trailer, heavy truck, motor home, motorcycle,
29 quadricycle, and travel trailer subject to a registration fee under this section, an additional fee of \$10 must be
30 collected and forwarded to the state for deposit in the account established in 44-1-504.

1 (21) (a) If a person exercises the option in subsection (21)(b), an additional fee of \$5 must be collected
2 for each light vehicle registered under this part. This fee must be accounted for and transmitted separately from
3 the registration fee. The fee must be deposited in an account in the state special revenue fund. Funds in the
4 account are statutorily appropriated, as provided in 17-7-502, to the department of transportation and must be
5 allocated as provided in 60-3-309.

6 (b) A person who registers one or more light vehicles may, at the time of annual registration, make a
7 written or electronic election to pay the additional \$5 fee provided for in subsection (21)(a).

8 (22) This section does not apply to a motor vehicle, trailer, semitrailer, or pole trailer that is governed by
9 61-3-721.

10 (23) (a) The \$800 and \$825 amounts collected based on the manufacturer's suggested retail price in
11 subsections (2) and (7) are exempt from the provisions of 15-1-122 and must be deposited in the motor vehicle
12 division administration account established in 61-3-112.

13 (b) By August 15 of each year, beginning in the fiscal year beginning July 1, 2019, the department of
14 justice shall deposit into the general fund an amount equal to the fiscal yearend balance minus 25% of the current
15 fiscal year appropriation for the motor vehicle division administration account established in 61-3-112. (Bracketed
16 language terminates June 30, 2019--sec. 21, Ch. 351, L. 2017.)"

17

18 **Section 3.** Section 80-7-1004, MCA, is amended to read:

19 **"80-7-1004. (Temporary) Invasive species account.** (1) There is an invasive species account in the
20 state special revenue fund. The account is administered by the department of fish, wildlife, and parks.

21 (2) Money transferred from any lawful source, including but not limited to fees collected pursuant to
22 ~~87-2-430, [15-72-601, and [15-72-602,] and [section 1], and~~ gifts, grants, donations, securities, or other assets,
23 public or private, may be deposited in the account.

24 (3) Subject to subsection (4), money deposited in the account must be used for projects that prevent or
25 control any nonnative, aquatic invasive species pursuant to this part.

26 (4) Any private contribution deposited in the account for a particular purpose, as stated by the donor,
27 must be used exclusively for that purpose.

28 (5) At the end of each fiscal year, unreserved funds in the account, including any interest and earnings,
29 must be transferred to the invasive species trust fund established in 80-7-1016.

30 (6) The department of fish, wildlife, and parks may not recover indirect costs from the invasive species

1 account. (~~Terminates February 29, 2020--sec. 21(1), Ch. 387, L. 2017; bracketed~~ Bracketed language terminates
2 June 30, 2019--sec. 21(3), Ch. 387, L. 2017.)

3 ~~**80-7-1004. (Effective March 1, 2020) Invasive species account.**~~ (1) There is an invasive species
4 account in the state special revenue fund. The account is administered by the department of fish, wildlife, and
5 parks.

6 ~~————(2) Money transferred from any lawful source, including but not limited to gifts, grants, donations,~~
7 ~~securities, or other assets, public or private, may be deposited in the account.~~

8 ~~————(3) Subject to subsection (4), money deposited in the account must be used for projects that prevent or~~
9 ~~control any nonnative, aquatic invasive species pursuant to this part.~~

10 ~~————(4) Any private contribution deposited in the account for a particular purpose, as stated by the donor,~~
11 ~~must be used exclusively for that purpose.~~

12 ~~————(5) At the end of each fiscal year, unreserved funds in the account, including any interest and earnings,~~
13 ~~must be transferred to the invasive species trust fund established in 80-7-1016.~~

14 ~~————(6) The department of fish, wildlife, and parks may not recover indirect costs from the invasive species~~
15 ~~account. (Subsection (6) terminates June 30, 2027--sec. 21(2), Ch. 387, L. 2017.)"~~

16

17 **Section 4.** Section 80-7-1004, MCA, is amended to read:

18 **"80-7-1004. (Temporary) Invasive species account.** (1) There is an invasive species account in the
19 state special revenue fund. The account is administered by the department of fish, wildlife, and parks.

20 (2) Money transferred from any lawful source, including but not limited to fees collected pursuant to
21 ~~87-2-130, [15-72-601, and 15-72-602,]~~ [section 1], and 61-3-321, and gifts, grants, donations, securities, or other
22 assets, public or private, may be deposited in the account.

23 (3) Subject to subsection (4), money deposited in the account must be used for projects that prevent or
24 control any nonnative, aquatic invasive species pursuant to this part.

25 (4) Any private contribution deposited in the account for a particular purpose, as stated by the donor,
26 must be used exclusively for that purpose.

27 (5) At the end of each fiscal year, unreserved funds in the account, including any interest and earnings,
28 must be transferred to the invasive species trust fund established in 80-7-1016.

29 (6) The department of fish, wildlife, and parks may not recover indirect costs from the invasive species
30 account. (~~Terminates February 29, 2020--sec. 21(1), Ch. 387, L. 2017; bracketed~~ language terminates June 30,

1 ~~2019--sec. 21(3), Ch. 387, L. 2017.)~~

2 ~~———— **80-7-1004. (Effective March 1, 2020) Invasive species account.** (1) There is an invasive species~~
 3 ~~account in the state special revenue fund. The account is administered by the department of fish, wildlife, and~~
 4 ~~parks.~~

5 ~~———— (2) Money transferred from any lawful source, including but not limited to gifts, grants, donations,~~
 6 ~~securities, or other assets, public or private, may be deposited in the account.~~

7 ~~———— (3) Subject to subsection (4), money deposited in the account must be used for projects that prevent or~~
 8 ~~control any nonnative, aquatic invasive species pursuant to this part.~~

9 ~~———— (4) Any private contribution deposited in the account for a particular purpose, as stated by the donor,~~
 10 ~~must be used exclusively for that purpose.~~

11 ~~———— (5) At the end of each fiscal year, unreserved funds in the account, including any interest and earnings,~~
 12 ~~must be transferred to the invasive species trust fund established in 80-7-1016.~~

13 ~~———— (6) The department of fish, wildlife, and parks may not recover indirect costs from the invasive species~~
 14 ~~account. (Subsection (6) terminates June 30, 2027--sec. 21(2), Ch. 387, L. 2017.)"~~

15

16 **Section 5.** Section 80-7-1004, MCA, is amended to read:

17 **"80-7-1004. (Temporary) Invasive species account.** (1) There is an invasive species account in the
 18 state special revenue fund. The account is administered by the department of fish, wildlife, and parks.

19 (2) Money transferred from any lawful source, including but not limited to fees collected pursuant to
 20 ~~87-2-130, [15-72-601, and 15-72-602,]~~ [section 1], and 61-3-321, and gifts, grants, donations, securities, or other
 21 assets, public or private, may be deposited in the account.

22 (3) Subject to subsection (4), money deposited in the account must be used for projects that prevent or
 23 control any nonnative, aquatic invasive species pursuant to this part.

24 (4) Any private contribution deposited in the account for a particular purpose, as stated by the donor,
 25 must be used exclusively for that purpose.

26 (5) At the end of each fiscal year, unreserved funds in the account, including any interest and earnings,
 27 must be transferred to the invasive species trust fund established in 80-7-1016.

28 (6) The department of fish, wildlife, and parks may ~~not~~ recover not more than 5% in indirect costs from
 29 the invasive species account. ~~(Terminates February 29, 2020--sec. 21(1), Ch. 387, L. 2017; bracketed language~~
 30 ~~terminates June 30, 2019--sec. 21(3), Ch. 387, L. 2017.)~~

1 ~~80-7-1004. (Effective March 1, 2020) Invasive species account.~~ (1) There is an invasive species
 2 account in the state special revenue fund. The account is administered by the department of fish, wildlife, and
 3 parks.

4 ~~(2) Money transferred from any lawful source, including but not limited to gifts, grants, donations,~~
 5 ~~securities, or other assets, public or private, may be deposited in the account.~~

6 ~~(3) Subject to subsection (4), money deposited in the account must be used for projects that prevent or~~
 7 ~~control any nonnative, aquatic invasive species pursuant to this part.~~

8 ~~(4) Any private contribution deposited in the account for a particular purpose, as stated by the donor,~~
 9 ~~must be used exclusively for that purpose.~~

10 ~~(5) At the end of each fiscal year, unreserved funds in the account, including any interest and earnings,~~
 11 ~~must be transferred to the invasive species trust fund established in 80-7-1016.~~

12 ~~(6) The department of fish, wildlife, and parks may not recover indirect costs from the invasive species~~
 13 ~~account. (Subsection (6) terminates June 30, 2027--sec. 21(2), Ch. 387, L. 2017.)"~~

14

15 **Section 6.** Section 87-2-130, MCA, is amended to read:

16 **"87-2-130. (Temporary) Aquatic invasive species prevention pass.** (1) To be eligible to fish in
 17 Montana or to apply for a fishing license or a combination license that includes a fishing license, a person who
 18 is 16 years of age or older must first obtain an aquatic invasive species prevention pass as provided in this
 19 section. The pass must be purchased once each license year.

20 (2) Resident aquatic invasive species prevention passes may be purchased for a fee of \$2.

21 (3) Nonresident aquatic invasive species prevention passes may be purchased for a fee of \$15 \$7.50.

22 (Terminates February 29, 2020--sec. 21(1), Ch. 387, L. 2017.)"

23

24 **Section 7.** Section 87-2-903, MCA, is amended to read:

25 **"87-2-903. (Temporary) Compensation, fees, and duties of agents -- penalty for late submission**
 26 **of license money.** (1) License agents, except salaried employees of the department, must receive for all services
 27 rendered a commission of 50 cents for each transaction, plus any additional amount as determined under
 28 subsection (9) and by rules adopted pursuant to subsection (10).

29 (2) A license agent may charge a convenience fee of up to 3% of the total amount of a transaction if a
 30 purchase is made with a credit card or a debit card. A financial institution or credit card company may not prohibit

1 collection of the convenience fee provided for in this subsection.

2 (3) Each license agent shall submit to the department the money received from the sale of licenses and
3 aquatic invasive species prevention passes and from donations received pursuant to [76-17-102 and] 87-1-293,
4 less the appropriate commission and convenience fee.

5 (4) Each license agent shall submit to the department copies of each paper license sold.

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

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

11 (7) For purposes of this section, the term "transaction" includes the sale of any license or permit,
12 collection of any data or fee, or issuance of any certificate prescribed by the department. The term does not
13 include donations collected pursuant to [76-17-102 and] 87-1-293 or the sale of aquatic invasive species
14 prevention passes pursuant to section 1 or 87-2-130.

15 (8) If a license agent fails to submit to the department all money received from the declared sale of
16 licenses and aquatic invasive species prevention passes and from donations received pursuant to [76-17-102
17 and] 87-1-293, less the appropriate commission and convenience fee, by the deadline established by the
18 department, an interest charge equal to the rate charged under 15-1-216 may be assessed. Acceptance of late
19 payments with interest does not preclude the department from summarily revoking the appointment of a license
20 agent under 87-2-904.

21 (9) A license agent, except for an electronic service provider, must receive a commission of 50 cents for
22 each ticket the agent processes for a hunting license lottery held pursuant to 87-1-271.

23 (10) The department may adopt rules necessary to implement this section. (~~Terminates February 29,~~
24 ~~2020--sec. 21(1), Ch. 387, L. 2017.)~~

25 ~~———— 87-2-903. (Effective March 1, 2020) Compensation, fees, and duties of agents -- penalty for late~~
26 ~~submission of license money. (1) License agents, except salaried employees of the department, must receive~~
27 ~~for all services rendered a commission of 50 cents for each transaction, plus any additional amount as determined~~
28 ~~under subsection (9) and by rules adopted pursuant to subsection (10).~~

29 ~~———— (2) A license agent may charge a convenience fee of up to 3% of the total amount of a transaction if a~~
30 ~~purchase is made with a credit card or a debit card. A financial institution or credit card company may not prohibit~~

1 ~~collection of the convenience fee provided for in this subsection.~~

2 ~~———(3) Each license agent shall submit to the department the money received from the sale of licenses and~~
 3 ~~from donations received pursuant to [76-17-102 and] 87-1-293, less the appropriate commission and convenience~~
 4 ~~fee.~~

5 ~~———(4) Each license agent shall submit to the department copies of each paper license sold.~~

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

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

11 ~~———(7) For purposes of this section, the term "transaction" includes the sale of any license or permit,~~
 12 ~~collection of any data or fee, or issuance of any certificate prescribed by the department. The term does not~~
 13 ~~include donations collected pursuant to [76-17-102 and] 87-1-293.~~

14 ~~———(8) If a license agent fails to submit to the department all money received from the declared sale of~~
 15 ~~licenses and from donations received pursuant to [76-17-102 and] 87-1-293, less the appropriate commission~~
 16 ~~and convenience fee, by the deadline established by the department, an interest charge equal to the rate charged~~
 17 ~~under 15-1-216 may be assessed. Acceptance of late payments with interest does not preclude the department~~
 18 ~~from summarily revoking the appointment of a license agent under 87-2-904.~~

19 ~~———(9) A license agent, except for an electronic service provider, must receive a commission of 50 cents for~~
 20 ~~each ticket the agent processes for a hunting license lottery held pursuant to 87-1-271.~~

21 ~~———(10) The department may adopt rules necessary to implement this section. (Bracketed language~~
 22 ~~terminates June 30, 2027--sec. 10, Ch. 374, L. 2017.)"~~

23
 24 **NEW SECTION. Section 8. Appropriation.** (1) For fiscal year 2020, there is appropriated for the
 25 prevention and control of aquatic invasive species:

26 (a) subject to the provisions of subsection (3), to the department of fish, wildlife, and parks:

27 (i) \$2,467,042 from the invasive species account established in 80-7-1004;

28 (ii) \$2,467,041 from the state special revenue fund established in 87-1-601;

29 (iii) \$1,400,000 from the federal special revenue fund established in 87-1-601; and

30 (b) to the department of natural resources and conservation, \$650,000 from the invasive species account

1 established in 80-7-1004.

2 (2) For fiscal year 2021, there is appropriated for the prevention and control of aquatic invasive species:

3 (a) subject to the provisions of subsection (3), to the department of fish, wildlife, and parks:

4 (i) \$2,313,785 from the invasive species account established in 80-7-1004;

5 (ii) \$2,313,784 from the state special revenue fund established in 87-1-601;

6 (iii) \$1,400,000 from the federal special revenue fund established in 87-1-601; and

7 (b) to the department of natural resources and conservation, \$650,000 from the invasive species account

8 established in 80-7-1004.

9 (3) If federal funds are received by the department of fish, wildlife, and parks for aquatic invasive species
10 prevention and control in excess of the federal special revenue appropriation in this section, the state special
11 revenue appropriation must be decreased by a commensurate amount and the federal special revenue
12 appropriation must be increased by a commensurate amount.

13 (4) The legislature intends that the appropriations in this section be considered a part of the ongoing base
14 for the 2021 legislative session.

15

16 **NEW SECTION. Section 9. Appropriation.** (1) For the biennium beginning July 1, 2019, there is
17 appropriated \$837,893 from the federal special revenue fund established in 87-1-601 to the department of fish,
18 wildlife, and parks for improvements and operations at Tiber reservoir and Canyon Ferry reservoir related to the
19 prevention and control of aquatic invasive species.

20 (2) For purposes of [this act], the provisions of 17-7-212 apply to the appropriations provided for in
21 subsection (1) of this section.

22

23 **Section 10.** Section 19, Chapter 387, Laws of 2017, is amended to read:

24 **"Section 19. Effective dates date.** (1) ~~Except as provided in subsection (2), [this [This act] is effective~~
25 May 15, 2017.

26 ~~———— (2) [Section 7] is effective March 1, 2020."~~

27

28 **Section 11.** Section 21, Chapter 387, Laws of 2017, is amended to read:

29 **"Section 21. Termination.** (1) ~~[Sections 1, 6, 13, 14, 15, 16, and 17] terminate February 29, 2020.~~

30 ~~———— (2) [Sections 4 and 7(6)] terminate June 30, 2027.~~

1 ~~_____ (3) [Sections 2 and Section 3] and the references reference to [sections 2 and section 3] in [section 6]~~
2 terminate June 30, 2019."

3

4 NEW SECTION. Section 12. Repealer. Section 7, Chapter 387, Laws of 2017, is repealed.

5

6 NEW SECTION. Section 13. Codification instruction. [Section 1] is intended to be codified as an
7 integral part of Title 23, chapter 2, part 5, and the provisions of Title 23, chapter 2, part 5, apply to [section 1].

8

9 NEW SECTION. Section 14. Effective dates. (1) Except as provided in subsections (2) through (5),
10 [this act] is effective July 1, 2019.

11 (2) [Sections 1, 3, 7, 10, 11, and 13] and this section are effective on passage and approval.

12 (3) [Sections 2 and 4] are effective January 1, 2020.

13 (4) [Section 6] is effective March 1, 2020.

14 (5) [Section 5] is effective July 1, 2023.

15

16 NEW SECTION. Section 15. Termination. (1) [Section 3] terminates December 31, 2019.

17 (2) [Section 4] terminates June 30, 2023.

18

- END -