

## 1 HOUSE BILL NO. 87

2 INTRODUCED BY W. MCKAMEY

3 BY REQUEST OF THE DEPARTMENT OF MILITARY AFFAIRS

4  
5 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE ALLOCATION BETWEEN THE STATE  
6 VETERANS' SERVICES ACCOUNT AND THE STATE VETERANS' CEMETERY ACCOUNT OF MOTOR  
7 VEHICLE LICENSE REVENUE TRANSFERRED FROM THE STATE GENERAL FUND; AMENDING  
8 SECTION 15-1-122, MCA; AND PROVIDING AN EFFECTIVE DATE."

9  
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11  
12 **Section 1.** Section 15-1-122, MCA, is amended to read:

13 **"15-1-122. (Temporary--bracketed language effective July 1, 2023) Fund transfers.** (1) There is  
14 transferred from the state general fund to the adoption services account, provided for in 42-2-105, a base  
15 amount of \$59,209, and the amount of the transfer must be increased by 10% in each succeeding fiscal year.

16 (2) For each fiscal year, there is transferred from the state general fund to the accounts, entities, or  
17 recipients indicated the following amounts:

18 (a) to the motor vehicle recycling and disposal program provided for in Title 75, chapter 10, part 5,  
19 1.48% of the motor vehicle revenue deposited in the state general fund in each fiscal year. The amount of  
20 9.48% of the allocation in each fiscal year must be used for the purpose of reimbursing the hired removal of  
21 abandoned vehicles. Any portion of the allocation not used for abandoned vehicle removal reimbursement must  
22 be used as provided in 75-10-532.

23 (b) to the noxious weed state special revenue account provided for in 80-7-816, 1.50% of the motor  
24 vehicle revenue deposited in the state general fund in each fiscal year;

25 (c) to the department of fish, wildlife, and parks:

26 (i) 0.46% of the motor vehicle revenue deposited in the state general fund, with the applicable  
27 percentage to be:

28 (A) used to:

- 1 (I) acquire and maintain pumpout equipment and other boat facilities, 4.8% in each fiscal year;
- 2 (II) administer and enforce the provisions of Title 23, chapter 2, part 5, 19.1% in each fiscal year;
- 3 (III) enforce the provisions of 23-2-804, 11.1% in each fiscal year; and
- 4 (IV) develop and implement a comprehensive program and to plan appropriate off-highway vehicle
- 5 recreational use, 16.7% in each fiscal year; and
- 6 (B) deposited in the state special revenue fund established in 23-1-105 in an amount equal to 48.3%
- 7 in each fiscal year;
- 8 (ii) 0.10% of the motor vehicle revenue deposited in the state general fund in each fiscal year, with
- 9 50% of the amount to be used for enforcing the purposes of Title 23, chapter 2, part 6, and 50% of the amount
- 10 designated for use in the development, maintenance, and operation of snowmobile facilities; and
- 11 (iii) 0.16% of the motor vehicle revenue deposited in the state general fund in each fiscal year to be
- 12 deposited in the motorboat account to be used as provided in 23-2-533;
- 13 (d) 0.81% of the motor vehicle revenue deposited in the state general fund in each fiscal year, with
- 14 ~~24.55%~~ 30% to be deposited in the state veterans' cemetery account provided for in 10-2-603 and with ~~75.45%~~
- 15 70% to be deposited in the veterans' services account provided for in 10-2-112(1); and
- 16 (e) to the search and rescue account provided for in 10-3-801, 0.04% of the motor vehicle revenue
- 17 deposited in the state general fund in each fiscal year.
- 18 (3) The amount of \$300,000 is transferred from the state general fund to the livestock loss [reduction
- 19 and] mitigation restricted state special revenue account provided for in 81-1-112 in each fiscal year.
- 20 (4) For fiscal years 2018 through 2021, there is transferred \$2 million on an annual basis from the
- 21 state general fund to the sage grouse stewardship account provided for in 76-22-109.
- 22 (5) For the purposes of this section, "motor vehicle revenue deposited in the state general fund"
- 23 means revenue received from:
- 24 (a) fees for issuing a motor vehicle title paid pursuant to 61-3-203;
- 25 (b) fees, fees in lieu of taxes, and taxes for vehicles, vessels, and snowmobiles registered or
- 26 reregistered pursuant to 61-3-321 and 61-3-562;
- 27 (c) GVW fees for vehicles registered for licensing pursuant to Title 61, chapter 3, part 3; and
- 28 (d) all money collected pursuant to 15-1-504(3).

1 (6) Except as provided in subsection (4), the amounts transferred from the general fund to the  
2 designated recipient must be appropriated as state special revenue in the general appropriations act for the  
3 designated purposes. (Terminates June 30, 2021--sec. 8, Ch. 360, L. 2017; bracketed language in subsection  
4 (3) effective July 1, 2023--sec. 6, Ch. 284, L. 2017.)

5 **15-1-122. (Effective July 1, 2021--bracketed language effective July 1, 2023) Fund transfers. (1)**

6 There is transferred from the state general fund to the adoption services account, provided for in 42-2-105, a  
7 base amount of \$59,209, and the amount of the transfer must be increased by 10% in each succeeding fiscal  
8 year.

9 (2) For each fiscal year, there is transferred from the state general fund to the accounts, entities, or  
10 recipients indicated the following amounts:

11 (a) to the motor vehicle recycling and disposal program provided for in Title 75, chapter 10, part 5,  
12 1.48% of the motor vehicle revenue deposited in the state general fund in each fiscal year. The amount of  
13 9.48% of the allocation in each fiscal year must be used for the purpose of reimbursing the hired removal of  
14 abandoned vehicles. Any portion of the allocation not used for abandoned vehicle removal reimbursement must  
15 be used as provided in 75-10-532.

16 (b) to the noxious weed state special revenue account provided for in 80-7-816, 1.50% of the motor  
17 vehicle revenue deposited in the state general fund in each fiscal year;

18 (c) to the department of fish, wildlife, and parks:

19 (i) 0.46% of the motor vehicle revenue deposited in the state general fund, with the applicable  
20 percentage to be:

21 (A) used to:

22 (I) acquire and maintain pumpout equipment and other boat facilities, 4.8% in each fiscal year;

23 (II) administer and enforce the provisions of Title 23, chapter 2, part 5, 19.1% in each fiscal year;

24 (III) enforce the provisions of 23-2-804, 11.1% in each fiscal year; and

25 (IV) develop and implement a comprehensive program and to plan appropriate off-highway vehicle  
26 recreational use, 16.7% in each fiscal year; and

27 (B) deposited in the state special revenue fund established in 23-1-105 in an amount equal to 48.3%  
28 in each fiscal year;

1 (ii) 0.10% of the motor vehicle revenue deposited in the state general fund in each fiscal year, with  
 2 50% of the amount to be used for enforcing the purposes of Title 23, chapter 2, part 6, and 50% of the amount  
 3 designated for use in the development, maintenance, and operation of snowmobile facilities; and

4 (iii) 0.16% of the motor vehicle revenue deposited in the state general fund in each fiscal year to be  
 5 deposited in the motorboat account to be used as provided in 23-2-533;

6 (d) 0.81% of the motor vehicle revenue deposited in the state general fund in each fiscal year, with  
 7 ~~24.55%~~ 30% to be deposited in the state veterans' cemetery account provided for in 10-2-603 and with ~~75.45%~~  
 8 70% to be deposited in the veterans' services account provided for in 10-2-112(1); and

9 (e) to the search and rescue account provided for in 10-3-801, 0.04% of the motor vehicle revenue  
 10 deposited in the state general fund in each fiscal year.

11 (3) The amount of \$300,000 is transferred from the state general fund to the livestock loss [reduction  
 12 and] mitigation restricted state special revenue account provided for in 81-1-112 in each fiscal year.

13 (4) For the purposes of this section, "motor vehicle revenue deposited in the state general fund"  
 14 means revenue received from:

15 (a) fees for issuing a motor vehicle title paid pursuant to 61-3-203;

16 (b) fees, fees in lieu of taxes, and taxes for vehicles, vessels, and snowmobiles registered or  
 17 reregistered pursuant to 61-3-321 and 61-3-562;

18 (c) GVW fees for vehicles registered for licensing pursuant to Title 61, chapter 3, part 3; and

19 (d) all money collected pursuant to 15-1-504(3).

20 (5) The amounts transferred from the general fund to the designated recipient must be appropriated  
 21 as state special revenue in the general appropriations act for the designated purposes. (Bracketed language in  
 22 subsection (3) effective July 1, 2023--sec. 6, Ch. 284, L. 2017.)"

23  
 24 **NEW SECTION. Section 2. Effective date.** [This act] is effective July 1, 2021.

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