

1 SENATE BILL NO. 221
2 INTRODUCED BY B. USHER, E. BUTTREY, D. SALOMON, S. FITZPATRICK, K. REGIER, E. BUTCHER, D.
3 LENZ, R. LYNCH, B. BROWN, T. MANZELLA, W. MCKAMEY, S. WEBBER, S. HINEBAUCH, S.
4 GUNDERSON, D. LOGE, R. FITZGERALD, F. ANDERSON, D. BARTEL, S. VINTON, B. BEARD, E.
5 BOLDMAN, J. SMALL, J. GROSS, R. TEMPEL, J. FULLER, R. KNUDSEN, K. BOGNER, P. FLOWERS, J.
6 CARLSON, P. FIELDER, S. KERNS, S. GIST, J. SCHILLINGER, E. STAFMAN, J. GILLETTE, M. THANE, C.
7 FRIEDEL, T. BROCKMAN, D. EMRICH, T. VERMEIRE, T. FALK, J. BERGSTROM, L. HELLEGAARD, J.
8 FITZPATRICK, Z. WIRTH, N. HASTINGS, W. CURDY, J. ELLSWORTH, M. YAKAWICH

9
10 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING LICENSE PLATE LAWS; ALLOWING A PERSON
11 SERVING OR RETIRED FROM SERVING ABOARD THE USS MONTANA TO RECEIVE USS MONTANA
12 LICENSE PLATES; REQUIRING VEHICLES WITH USS MONTANA LICENSE PLATES DRIVEN IN THE USS
13 MONTANA'S HOME PORT STATE TO FOLLOW THAT STATE'S LAWS REGARDING SAFETY
14 INSPECTIONS AND EMISSIONS TESTING; AND AMENDING SECTIONS 61-3-302, 61-3-303, AND 61-3-
15 479, MCA."

16
17 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

18
19 **NEW SECTION. Section 1. Out-of-state USS Montana vehicles -- compliance with local state**
20 **safety and emissions laws.** A vehicle displaying USS Montana specialty license plates and located for more
21 than 1 month in the state that contains the home port of the USS Montana is subject to that state's laws
22 regarding safety inspections and emissions testing.

23
24 **Section 2.** Section 61-3-302, MCA, is amended to read:

25 **"61-3-302. Residents operating motor vehicles under licenses issued by any state other than**
26 **Montana forbidden -- vehicles exempt from registration -- exceptions.** (1) (a) A resident of the state of
27 Montana who owns a motor vehicle, trailer, semitrailer, or pole trailer may not operate the motor vehicle, trailer,

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Drafter: Joe Carroll, 406-444-3804

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1 semitrailer, or pole trailer with license plates issued by any other state than Montana.

2 (b) (i) A person who has resided in Montana for more than 60 consecutive days is considered to be
3 a resident for the purpose of vehicle titling and registration laws, and a motor vehicle, trailer, semitrailer, or pole
4 trailer owned by the person must be titled and registered under the laws of Montana prior to operation in this
5 state after the 60-day period.

6 (ii) A person serving OR ~~RETIRED FROM SERVING~~ who previously served aboard the USS Montana is
7 considered, at the election of the person, a resident for the purpose of motor vehicle titling and registration laws
8 and may apply for a USS Montana specialty license plate pursuant to 61-3-479(1)(a)(ii). Residency is not
9 conferred for any other purpose.

10 (2) A motor vehicle, trailer, semitrailer, or pole trailer driven or moved upon a highway in this state
11 and owned by a nonresident of this state is exempt from registration under this chapter if:

12 (a) the vehicle is properly registered in and displays valid license plates of the jurisdiction in which
13 the nonresident owner resides; and

14 (b) (i) the vehicle is not used for the transportation of persons or property for hire, compensation,
15 or profit;

16 (ii) the nonresident owner is not employed or engaged in a commercial or business enterprise in
17 this state; or

18 (iii) the vehicle is used for the exclusive purpose of filming motion pictures or television
19 commercials and does not remain in the state for a period in excess of 180 consecutive days in a calendar
20 year.

21 (3) A motor vehicle, trailer, semitrailer, or pole trailer that is owned by a manufacturer, a dealer, a
22 wholesaler, or an auto auction and that is held for sale is exempt from registration under this part even though
23 the motor vehicle, trailer, semitrailer, or pole trailer is incidentally moved on the highway and is used for
24 purposes of testing or demonstration or is used by a manufacturer solely for testing.

25 (4) A junk vehicle, as defined in Title 75, chapter 10, part 5, being driven to an auto wrecking
26 graveyard for disposal is exempt from the provisions of this chapter."

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