

HOUSE BILL NO. 764

INTRODUCED BY D. LOGE

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING CERTAIN LICENSE PLATE FEES; REQUIRING THE MOTOR VEHICLE DIVISION OF THE DEPARTMENT OF JUSTICE AND THE DEPARTMENT OF TRANSPORTATION TO SET FEES COMMENSURATE WITH COSTS; AMENDING SECTIONS 61-3-321, AND 61-3-722, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE."

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

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

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

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

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

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

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

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

(b) For a trailer, semitrailer, or pole trailer that is registered under 61-3-701, the annual registration

1 fee based on the declared weight is as follows:

2 (i) if the declared weight is less than 6,000 pounds, \$30; or

3 (ii) if the declared weight is 6,000 pounds or more, \$60.

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

6 (a) 2,850 pounds and over, \$10; and

7 (b) under 2,850 pounds, \$5.

8 (5) (a) Except as provided in subsections (5)(b) and (15), the one-time registration fee for off-
9 highway vehicles other than a quadricycle or motorcycle is \$61.25.

10 (b) Whenever a valid summer motorized recreation trail pass issued pursuant to 23-2-111 is
11 affixed to an off-highway vehicle other than a quadricycle or motorcycle, the one-time registration fee is \$41.25.

12 (6) The annual registration fee for heavy trucks, buses, and logging trucks in excess of 1 ton is
13 \$22.75.

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

16 (i) less than 2 years old, \$282.50;

17 (ii) 2 years old and less than 5 years old, \$224.25;

18 (iii) 5 years old and less than 8 years old, \$132.50; and

19 (iv) 8 years old and older, \$97.50.

20 (b) The owner of a motor home that is 11 years old or older and that is subject to the registration
21 fee under this section may permanently register the motor home upon payment of:

22 (i) a one-time registration fee of \$237.50;

23 (ii) unless a new set of license plates is being issued, an insurance verification fee of \$5, which
24 must be deposited in the account established under 61-6-158;

25 (iii) if applicable, five times the renewal fees for personalized license plates under 61-3-406; and

26 (iv) if applicable, the donation fee for a generic specialty license plate under 61-3-480 or a
27 collegiate license plate under 61-3-465.

28 (c) For a motor home with a manufacturer's suggested retail price of more than \$300,000 that is 10

1 years old or less, the annual registration fee is the amount provided in subsection (7)(a) plus \$800.

2 (8) (a) (i) Except as provided in subsections (8)(b), (8)(c), and (15), the one-time registration fee for
3 motorcycles and quadricycles registered for use on the public highways is \$53.25, the one-time registration fee
4 for motorcycles and quadricycles registered for off-highway use is \$53.25, and the one-time registration fee for
5 motorcycles and quadricycles registered for both off-road use and for use on the public highways is \$114.50.

6 (ii) An additional fee of \$16 must be collected for the registration of each motorcycle or quadricycle
7 as a safety fee, which must be deposited in the state motorcycle safety account provided for in 20-25-1002.

8 (b) (i) The annual registration fee for motorcycles and quadricycles registered for use on the public
9 highways under 61-3-701 is \$44.

10 (ii) The annual registration fee for motorcycles and quadricycles registered for off-highway use
11 under 61-3-701 is \$44.

12 (iii) The annual registration fee for motorcycles and quadricycles registered for both off-road use
13 and for use on the public highways under 61-3-701 is \$88.

14 (iv) An additional safety fee of \$7 must be collected annually for each motorcycle or quadricycle
15 registered under 61-3-701. The safety fee must be deposited in the state motorcycle safety account provided
16 for in 20-25-1002.

17 (c) Whenever a valid summer motorized recreation trail pass issued pursuant to 23-2-111 is
18 affixed to a motorcycle or quadricycle, the one-time registration fee for motorcycles and quadricycles registered
19 for:

20 (i) use on the public highways is \$33.25; and

21 (ii) both off-road use and for use on the public highways is \$94.50.

22 (9) Except as provided in subsection (15), the one-time registration fee for travel trailers, based on
23 the length of the travel trailer, is as follows:

24 (a) under 16 feet in length, \$72; and

25 (b) 16 feet in length or longer, \$152.

26 (10) Except as provided in subsection (15), the one-time registration fee for a motorboat, sailboat,
27 personal watercraft, or motorized pontoon required to be numbered under 23-2-512 is as follows:

28 (a) for a personal watercraft or a motorboat, sailboat, or motorized pontoon less than 16 feet in

1 length, \$65.50;

2 (b) for a motorboat, sailboat, or motorized pontoon at least 16 feet in length but less than 19 feet in
3 length, \$125.50; and

4 (c) for a motorboat, sailboat, or motorized pontoon 19 feet in length or longer, \$295.50.

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

7 (b) Whenever a valid winter trail pass issued pursuant to 23-2-636 is affixed to a snowmobile, the
8 one-time registration fee is \$40.50.

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

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

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

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

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

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

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

21 (13) (a) Except as provided in subsection (13)(b), a fee of ~~\$10~~ determined by the department
22 commensurate with costs must be collected when a new set of standard license plates, a new single standard
23 license plate, or a replacement set of special license plates required under 61-3-332 is issued. The ~~\$10~~ fee
24 imposed under this subsection (13)(a) does not apply when previously issued license plates are transferred
25 under 61-3-335. All registration fees imposed under this section must be paid if the vehicle to which the plates
26 are transferred is not currently registered.

27 (b) An additional fee of ~~\$15~~ determined by the department commensurate with costs must be
28 collected if a vehicle owner elects to keep the same license plate number from license plates issued before

1 January 1, 2010, when replacement of those plates is required under 61-3-332(3).

2 (c) The fees imposed in this subsection (13) must be deposited in the account established under
3 61-6-158, except that \$2 of the fee imposed in subsection (13)(a) must be deposited in the state general fund.

4 (14) The provisions of this part with respect to the payment of registration fees do not apply to and
5 are not binding upon motor vehicles, trailers, semitrailers, snowmobiles, watercraft, or tractors owned or
6 controlled by the United States of America or any state, county, city, or special district, as defined in 18-8-202,
7 or to a vehicle or vessel that meets the description of property exempt from taxation under 15-6-201(1)(a),
8 (1)(d), (1)(e), (1)(g), (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-
9 3-520.

10 (15) Whenever ownership of a trailer, semitrailer, pole trailer, off-highway vehicle, motorcycle,
11 quadricycle, travel trailer, motor home, motorboat, sailboat, personal watercraft, motorized pontoon,
12 snowmobile, motor vehicle owned and operated solely as a collector's item pursuant to 61-3-411, or low-speed
13 electric vehicle is transferred, the new owner shall title and register the vehicle or vessel as required by this
14 chapter and pay the fees imposed under this section.

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

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

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

21 (19) (a) Unless a person exercises the option in either subsection (19)(b) or (19)(c), an additional
22 fee of \$9 must be collected for each light vehicle registered under this part. This fee must be accounted for and
23 transmitted separately from the registration fee. Of the \$9 fee:

24 (i) \$6.74 must be deposited in the state special revenue account established in 23-1-105 and
25 used for state parks;

26 (ii) 50 cents must be deposited in an account in the state special revenue fund to the credit of the
27 department of fish, wildlife, and parks and used for fishing access sites;

28 (iii) \$1.37 must be deposited in the trails and recreation facilities state special revenue account

1 established in 23-2-108; and

2 (iv) 39 cents must be deposited in the Montana heritage preservation and development account
3 established in 22-3-1004 and used for the operation of state-owned facilities at Virginia City and Nevada City.

4 (b) A person who registers a light vehicle may, at the time of annual registration, certify that the
5 person does not intend to use the vehicle to visit state parks and fishing access sites and may make a written
6 election not to pay the additional \$9 fee provided for in subsection (19)(a). If a written election is made, the fee
7 may not be collected.

8 (c) (i) A person who registers one or more light vehicles may, at the time of annual registration,
9 certify that the person does not intend to use any of the vehicles to visit state parks and fishing access sites and
10 may make a written election not to pay the additional \$9 fee provided for in subsection (19)(a). If a written
11 election is made, the fee may not be collected at any subsequent annual registration unless the person makes
12 the written election to pay the additional fee on one or more of the light vehicles.

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

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

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

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

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

27 (23) (a) The \$800 and \$825 amounts collected based on the manufacturer's suggested retail price
28 in subsections (2) and (7) are exempt from the provisions of 15-1-122 and must be deposited in the motor

1 vehicle division administration account established in 61-3-112.

2 (b) By August 15 of each year, beginning in the fiscal year beginning July 1, 2019, the department
3 of justice shall deposit into the general fund an amount equal to the fiscal yearend balance minus 25% of the
4 current fiscal year appropriation for the account established in 61-3-112.

5 (24) For the purposes of this section, "manufacturer's suggested retail price" means the price
6 suggested by a manufacturer for each given type, style, or model of a light vehicle or motor home produced and
7 first made available for retail sale by the manufacturer."

8

9 **SECTION 2. SECTION 61-3-722, MCA, IS AMENDED TO READ:**

10 **"61-3-722. Registration and identification of proportionally registered motor vehicles -- fees --**

11 **effect of registration.** (1) The department shall register each proportionally registered motor vehicle, trailer,
12 semitrailer, or pole trailer and issue a license plate or plates, a distinctive registration decal, or other suitable
13 identification device for each motor vehicle, trailer, semitrailer, or pole trailer described in the application upon
14 payment of the appropriate fees and property taxes, as provided by law, for the application and for the license
15 plates, registration decals, or devices issued. A fee of ~~\$2~~ determined by the department commensurate with
16 costs must be paid for each license plate, each registration decal, and each device issued for each
17 proportionally registered motor vehicle, trailer, semitrailer, or pole trailer. A fee of \$5 must be paid for each
18 motor vehicle, trailer, semitrailer, or pole trailer receiving temporary registration as authorized by section 704 of
19 the international registration plan of the American association of motor vehicle administrators, adopted in April
20 1988. A registration card must be issued for each proportionally registered motor vehicle, trailer, semitrailer, or
21 pole trailer. The registration card must, in addition to other information required by chapter 3, show the number
22 of the license, registration decal, or other device issued for the proportionally registered motor vehicle, trailer,
23 semitrailer, or pole trailer and must be carried in the motor vehicle, trailer, semitrailer, or pole trailer at all times.

24 (2) Fleet motor vehicles, trailers, semitrailers, or pole trailers registered and identified as fleet
25 motor vehicles are considered fully licensed and registered in this state for any type of movement or operation,
26 except that, in those instances in which a grant of authority is required for intrastate movement or operation, the
27 motor vehicle, trailer, semitrailer, or pole trailer may not be operated in intrastate commerce in this state unless
28 the owner has been granted intrastate authority by the public service commission and unless the motor vehicle,

1 trailer, semitrailer, or pole trailer is being operated in conformity with that authority."

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3 NEW SECTION. **Section 3. Effective date.** [This act] is effective January 1, 2024.

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