



AN ACT REVISING TRANSFERS FROM THE STATE GENERAL FUND; REDUCING TRANSFERS TO CERTAIN ACCOUNTS, ENTITIES, AND RECIPIENTS; AMENDING SECTION 15-1-122, MCA; AND PROVIDING AN EFFECTIVE DATE AND A TERMINATION DATE.

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

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

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

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

(a) to the motor vehicle recycling and disposal program provided for in Title 75, chapter 10, part 5, ~~4.48%~~ 1.369% of the motor vehicle revenue deposited in the state general fund in each fiscal year. The amount of 9.48% of the allocation in each fiscal year must be used for the purpose of reimbursing the hired removal of abandoned vehicles. Any portion of the allocation not used for abandoned vehicle removal reimbursement must be used as provided in 75-10-532.

(b) to the noxious weed state special revenue account provided for in 80-7-816, ~~4.50%~~ 1.50% of the motor vehicle revenue deposited in the state general fund in each fiscal year;

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

~~(i)~~ (i) ~~0.46%~~ 0.437% of the motor vehicle revenue deposited in the state general fund, with the applicable percentage to be:

~~(A)~~ (A) used to:

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

~~(II)~~ (II) administer and enforce the provisions of Title 23, chapter 2, part 5, ~~49.4%~~ 19.1% in each fiscal year;

~~(HH)~~(III) enforce the provisions of 23-2-804, ~~44.4%~~ 11.1% in each fiscal year; and

~~(VV)~~(IV) develop and implement a comprehensive program and to plan appropriate off-highway vehicle recreational use, ~~46.7%~~ 16.7% in each fiscal year; and

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

(ii) 0.10% of the motor vehicle revenue deposited in the state general fund in each fiscal year, with 50% of the amount to be used for enforcing the purposes of 23-2-601, 23-2-602, 23-2-611, 23-2-614 through 23-2-618, 23-2-621, 23-2-622, 23-2-631 through 23-2-635, and 23-2-641 through 23-2-644 and 50% of the amount designated for use in the development, maintenance, and operation of snowmobile facilities; and

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

~~—— (ii) 0.10% of the motor vehicle revenue deposited in the state general fund in each fiscal year, with 50% of the amount to be used for enforcing the purposes of 23-2-601, 23-2-602, 23-2-611, 23-2-614 through 23-2-618, 23-2-621, 23-2-622, 23-2-631 through 23-2-635, and 23-2-641 through 23-2-644 and 50% of the amount designated for use in the development, maintenance, and operation of snowmobile facilities; and~~

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

(d) ~~0.64%~~ 0.64% of the motor vehicle revenue deposited in the state general fund in each fiscal year, with 24.55% to be deposited in the state veterans' cemetery account provided for in 10-2-603 and with 75.45% to be deposited in the veterans' services account provided for in 10-2-112(1);

(e) ~~0.30%~~ 0.30% of the motor vehicle revenue deposited in the state general fund in each fiscal year for deposit in the state special revenue fund to the credit of the senior citizens and persons with disabilities transportation services account provided for in 7-14-112; and

(f) to the search and rescue account provided for in 10-3-801, ~~0.04%~~ 0.036% of the motor vehicle revenue deposited in the state general fund in each fiscal year.

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

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

(b) fees, fees in lieu of taxes, and taxes for vehicles, vessels, and snowmobiles registered or reregistered

pursuant to 61-3-321 and 61-3-562;

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

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

(4) The amounts transferred from the general fund to the designated recipient ~~must be appropriated~~ are subject to appropriation as state special revenue in the general appropriations act for the designated purposes."

**Section 2. Severability.** If a part of [this act] is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications.

**Section 3. Effective date.** [This act] is effective July 1, 2011.

**Section 4. Termination.** [This act] terminates June 30, 2015.

- END -

I hereby certify that the within bill,  
HB 0375, originated in the House.

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Chief Clerk of the House

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Speaker of the House

Signed this \_\_\_\_\_ day  
of \_\_\_\_\_, 2011.

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President of the Senate

Signed this \_\_\_\_\_ day  
of \_\_\_\_\_, 2011.

HOUSE BILL NO. 375

INTRODUCED BY R. COOK, R. HOLLANDSWORTH

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