

**BILL SUMMARY**  
1<sup>st</sup> Session of the 52<sup>nd</sup> Legislature

**Bill No.:** HB 2264  
**Version:** 2<sup>nd</sup> Proposed Committee Sub (6751)  
**Author:** Representative Christian  
**Date:** February 10, 2009  
**Impact:**

**Annual Revenue Increase:**  
**Motorcycle Safety & Ed. Prog. Rev. Fund**  
**\$575,000-\$580,000**

**Bill Summary**

Research Analyst: Brad Wolgamott

The bill prohibits radar detectors in commercial vehicles. The bill requires the operator and front seat passenger of a commercial vehicle to wear a seat belt. Removes a restriction that the length of a vehicle being towed by a saddlemount not exceed 75 feet. Prohibits commercial driver who has been placed out-of-service from returning to duty unless all requirements of the out-of-service order have been met and the person has been approved to return to duty by an authorized officer or employee of the Department of Public Safety. Increases the fine for a company which allows a driver to operate a commercial vehicle while the driver is under suspension or otherwise disqualified from a range of not less than \$2,500 nor more than \$10,000 to a range of not less than \$2,750 nor more than \$25,000. Allows for the collection of a \$5 fee upon every motorcycle registered in the state. Revenue from the fee is to be deposited in the Motorcycle Safety and Education Program Revolving Fund.

**Fiscal Summary**

Fiscal Analyst: Marilyn Anderson

The second proposed committee substitute for HB 2264 makes it unlawful for any person to possess, operate or use a radar detector while operating or as a passenger in a commercial motor vehicle. The measure also requires all drivers and front seat passengers in Class A, B and C commercial motor vehicles to wear a seat belt.

HB 2264 increases the penalty for both employers and employees who are in violation of commercial vehicle out-of-service orders.

HB 2264 creates a new \$5 fee, in addition to other registration fees, for every motorcycle registered for use on roads and highways.

**Fiscal Analysis**

Revenue from the new \$5 fee will be transferred each month to the Department of Public Safety for deposit in the Motorcycle Safety and Education Program Revolving Fund. The Department of Public Safety estimates that the new fee will increase revenue to the Motorcycle Safety and Education Program Revolving Fund by \$575,000-\$580,000 annually.

### **Long Term Fiscal Considerations**

According to the Department of Public Safety, failure to implement the changes in Sections 3 and 4 would result in the loss of federal highway funding.

Fiscal Analysis Reviewed By:

*Janice Buchanan*

House Fiscal Director