



## DRIVER'S LICENSE REINSTATEMENT FEES

Summary of Collections Drivers License Alcohol Reinstatement Fee			
Fiscal Year	Amount	General Fund	Highways State Spec
2004	\$229,200	\$114,600	\$114,600
2005	692,000	346,000	346,000
2006	864,200	432,100	432,100
2007	975,500	487,750	487,750
2008	987,700	493,850	493,850
2009	1,059,700	529,850	529,850
2010	799,700	399,850	399,850

Per 61-2-107, MCA allocated 50% to the general fund and 50% to state special revenue account.  
FY 2010 data as of mid March, 2010.

- Per statute (61-2-107, MCA) driver's license reinstatement fees are allocated 50 percent to the general fund and 50 percent to a state special revenue account (in this case the Highways State Special Revenue Account) to be used to fund county drinking and driving prevention programs
- Per statute (61-2-108, MCA) each county's portion of the driver's license reinstatement fee is to be transmitted to the county treasurer at the end of each quarter (see attached documents from the Department of Transportation illustrating funding for each county) if the county has initiated and maintained a drinking and driving prevention program
- Driver's licenses reinstatement fees not transmitted to counties (cases where the county does not have a program) are utilized by the Department of Transportation
- Counties use these funds to support DUI task forces

## DUI TASK FORCES

DUI task forces receive funding from:

- Driver's license reinstatement fees (about \$500,000 per year in total)
- Federal National Highway Traffic Safety Administration (NHTSA) grants through the Montana Department of Transportation
  - In FY 2010 more than \$300,000 in total with each county eligible to apply for \$15,000
  - Funds must be used in one of three areas
- One DUI task force (Lewis and Clark County) is included in the local coalition that receives some federal funding under the Enforce Underage Drinking Laws (EUDL) grant administered by the Montana Board of Crime Control
  - Primarily focus of this federal grant is enforcement of underage drinking laws
- May receive local/community support – legislative staff did not survey counties or task forces to determine the source or amount of local funding currently being accessed by DUI task forces

## **DUI COURTS**

DUI courts receive funding from:

- Federal section 402 highway safety grant funds through the Montana Department of Transportation (see attachment from the Montana Department of Transportation titled MDT Funded DUI Courts – FFY 2009 & FFY 2010)
- Local/community support – legislative staff did not survey DUI courts to determine the source or amount of local funding currently being accessed

DUI courts currently do not receive any funds from the general fund appropriation to the Judicial Branch supporting drug/specialty courts.

## **ALCHOL TAXES**

See Legislative Fiscal Division document titled: Liquor Taxes, Beer Taxes, Wine Taxes, Liquor Profits prepared by Terry Johnson, dated August 4, 2009

- Page 1 – Distribution: License tax revenue (after tribal allocations) is allocated 34.5 percent to the general fund and 65.5 percent to the Department of Public Health and Human Services (DPHHS) for alcohol treatment and rehabilitation programs
- Page 2 – Distribution: Beer tax revenue (after tribal allocations) is allocated 76.74 percent to the general fund and 23.26 percent to the DPHHS
- Page 3 – Distribution: Wine tax is allocated as follows:
  - Per liter tax is deposited in the general fund
  - After expenses and tribal allocations other wine revenue is allocated 69 percent to the general fund and 31 percent to DPHHS
- Page 4 – Distribution: Liquor profits are deposited in the general fund
- Page 6 – The table at the top of page 6 lists the amount of tax by source for FY 2000 through FY 2009 and estimated taxes for FY 2010 and FY 2011 (per HJ 2)
- Page 7 – The table at the top of page 7 illustrates the actual and projected allocation of revenue among funds (general fund, tribal allocation, DPHHS fund)
- Page 8 – The table at the top of page 8 illustrates the actual and projected expenditure/appropriation of these funds
- Page 9 and page 10 – These pages provide information about tax rates by state

Did the county have an approved DUI Task Force Plan in State Fiscal Year:

Rec'd  
3/31/00

Co Number	COUNTY	2003	2004	2005	2006	2007	2008	2009	SFY 2009 Actuals
1	Butte-Silver Bow		Y	Y	Y	Y	Y	Y	\$ 18,150
2	Cascade		Y	Y	Y	Y	Y	Y	38,450
3	Yellowstone		Y	Y	Y	Y	Y	Y	77,000
4	Missoula		Y	Y	Y	Y	Y	Y	79,000
5	Lewis and Clark		Y	Y	Y	Y	Y	Y	32,500
6	Gallatin		Y	Y	Y	Y	Y	Y	59,600
7	Flathead		Y	Y	Y	Y	Y	Y	48,550
8	Fergus			Y	Y	Y	Y	Y	4,850
9	Powder River		Y	Y	Y	Y	Y	Y	A 800
10	Carbon		Y	Y	Y	Y	Y	Y	6,550
11	Phillips							Y	200
12	Hill		Y	Y	Y	Y	Y	Y	13,050
13	Ravalli		Y	Y	Y	Y	Y	Y	16,500
14	Custer		Y	Y	Y	Y	Y	Y	A 7,100
15	Lake		Y	Y	Y	Y	Y	Y	18,600
16	Dawson					Y	Y	Y	7,650
17	Roosevelt								-
18	Beaverhead					Y	Y	Y	5,400
19	Choteau								-
20	Valley								-
21	Toole								-
22	Big Horn						Y	Y	5,500
23	Musselshell								-
24	Blaine							Y	1,450
25	Madison							Y	3,500
26	Pondera							Y	2,100
27	Richland			Y	Y	Y	Y	Y	B 5,000
28	Powell							Y	3,950
29	Rosebud		Y	Y	Y	Y	Y	Y	A 4,300
30	Deer Lodge							Y	4,450
31	Teton								-
32	Stillwater					Y			-
33	Treasure								-
34	Sheridan				Y	Y	Y	Y	B 700
35	Sanders						Y	Y	2,750
36	Judith Basin						Y	Y	900
37	Daniels								-
38	Glacier								-
39	Fallon								-
40	Sweet Grass				Y	Y	Y	Y	1,750
41	McCone				Y	Y	Y	Y	B 400
42	Carter								-
43	Broadwater						Y	Y	3,300
44	Wheatland								-
45	Prairie								-
46	Granite								-
47	Meagher								-
48	Liberty								-
49	Park							Y	4,800
50	Garfield								-
51	Jefferson			Y	Y	Y	Y	Y	5,550
52	Wibaux								-
53	Golden Valley								-
54	Mineral					Y	Y	Y	2,950
55	Petroleum							Y	100
56	Lincoln			Y	Y	Y	Y	Y	9,850
									\$ 497,250

Statute  
reinstated  
10/01/2003

Number of Counties covered by  
plans

0 14 18 21 25 28 36

Exhibit A-2

DRIVERS LICENSE REINSTATEMENT FEES PAID TO COUNTY DUI TASK FORCES

County Number	Description	SFY							Grand Total
		2004	2005	2006	2007	2008	2009		
1	BUTTE-SILVER BOW COUNTY TREASURER	4,700.00	13,025.00	11,700.00	15,800.00	10,550.00	18,150.00	73,925.00	
2	CASCADE COUNTY TREASURER	6,000.00	26,925.00	36,350.00	58,450.00	25,750.00	38,450.00	191,925.00	
3	YELLOWSTONE COUNTY TREASURER	11,050.00	55,850.00	57,650.00	47,800.00	54,150.00	77,000.00	303,500.00	
4	MISSOULA COUNTY TREASURER	17,375.00	48,850.00	60,000.00	70,250.00	50,450.00	79,000.00	325,925.00	
5	LEWIS & CLARK COUNTY TREASURER	10,450.00	26,350.00	34,900.00	35,950.00	25,950.00	32,500.00	166,100.00	
6	GALLATIN COUNTY TREASURER	9,450.00	51,600.00	54,000.00	52,000.00	40,850.00	59,600.00	267,500.00	
7	FLATHEAD COUNTY TREASURER	24,100.00	16,550.00	36,550.00	41,600.00	28,550.00	48,550.00	195,900.00	
8	FERGUS COUNTY TREASURER		4,000.00	6,050.00	4,950.00	3,300.00	4,850.00	23,150.00	
9	POWDER RIVER COUNTY	300.00	550.00	250.00	300.00	500.00	800.00	2,700.00	
10	CARBON COUNTY TREASURER	850.00	5,550.00	7,700.00	9,000.00	6,700.00	6,550.00	36,350.00	
11	PHILLIPS COUNTY TREASURER						200.00	200.00	
12	HILL COUNTY TREASURER	1,700.00	9,800.00	10,600.00	13,500.00	12,000.00	13,050.00	60,650.00	
13	RAVALLI COUNTY TREASURER	3,750.00	17,700.00	20,200.00	20,650.00	10,650.00	16,500.00	89,450.00	
14	CUSTER COUNTY TREASURER	1,100.00	5,900.00	5,750.00	7,150.00	4,750.00	7,100.00	31,750.00	
15	LAKE COUNTY TREASURER	3,300.00	14,850.00	16,350.00	20,800.00	12,500.00	18,600.00	86,400.00	
16	DAWSON COUNTY TREASURER				7,250.00	4,450.00	7,650.00	19,350.00	
18	BEAVERHEAD COUNTY TREASURER				5,250.00	2,750.00	5,400.00	13,400.00	
22	BIG HORN COUNTY TREASURER					4,850.00	5,500.00	10,350.00	
24	BLAINE COUNTY TREASURER						1,450.00	1,450.00	
25	MADISON COUNTY TREASURER						3,500.00	3,500.00	
26	PONDERA COUNTY TREASURER						2,100.00	2,100.00	
27	RICHLAND COUNTY TREASURER			4,100.00	2,650.00	2,050.00	5,000.00	13,800.00	
28	POWELL COUNTY TREASURER						3,950.00	3,950.00	
29	ROSEBUD COUNTY	500.00	4,450.00	3,500.00	2,350.00	3,650.00	4,300.00	18,750.00	
30	DEER LODGE COUNTY TREASURER						4,450.00	4,450.00	
32	STILLWATER COUNTY TREASURER				1,000.00			1,000.00	
34	SHERIDAN COUNTY TREASURER			1,050.00	650.00	700.00	700.00	3,100.00	
35	SANDERS COUNTY TREASURER					2,025.00	2,750.00	4,775.00	
36	JUDITH BASIN CO TREASURER					600.00	900.00	1,500.00	
40	SWEET GRASS COUNTY TREASURER			1,350.00	2,050.00	2,300.00	1,750.00	7,450.00	
41	MCCONE COUNTY TREASURER			200.00	300.00	550.00	400.00	1,450.00	
43	BROADWATER COUNTY TREASURE					2,200.00	3,300.00	5,500.00	
49	PARK COUNTY TREASURER						4,800.00	4,800.00	
51	JEFFERSON COUNTY TREASURER		5,975.00	4,300.00	3,900.00	3,850.00	5,550.00	23,575.00	
54	MINERAL COUNTY TREASURER				1,300.00	2,475.00	2,950.00	6,725.00	
55	PETROLEUM CO TREASURER						100.00	100.00	
56	LINCOLN COUNTY TREASURER		15,600.00	9,950.00	9,200.00	7,350.00	9,850.00	51,950.00	
<b>Grand Total</b>		<b>94,625.00</b>	<b>323,525.00</b>	<b>382,500.00</b>	<b>434,100.00</b>	<b>326,450.00</b>	<b>497,250.00</b>	<b>2,058,450.00</b>	
37		14	18	21	25	28	36		

FROM DEPARTMENT OF TRANSPORTATION 3/31/10

## MDT Funded DUI Courts– FFY 2009 & FFY 2010

### A. DUI Court Training

100% Section 402 Highway Safety  
Grant Funds

FFY 2009 \$40,924

FFY 2010 \$16,000

- MDT funded the following DUI court teams to attend DUI Court training in FFY 2009:
  - Kalispell Municipal Court – Judge Heidi Ulbricht
  - 7<sup>th</sup> Judicial District (Dawson, McCone, Prairie, Richland and Wibaux Counties) – Judge Katherine Irigoien
  - Missoula County Justice Court II – Judge Karen Orzech
  - Butte Silver Bow County Court – Judge Lee and Judge Williamson
  - Fort Peck Tribal Court – Judge Danna Runsabove
- The Billings DUI court team attended this training in 2008.
- Before a court can establish a DUI court they must send a court team to training that covers the 10 guiding principles of the DUI court model.
- These principles were established by the National Association of Drug Court Professionals and the National Drug Court Institute.
  - The course teaches participants how to work with DUI offenders, and includes an on-site visit to an operational DUI Court.

### B. DUI Court Implementation

100% Section 410 Impaired Driving Federal Grant  
Funds for Court Implementation.

FFY 2009      Kalispell \$ 60,002

                    Billings \$129,947

FFY 2009 total:            \$189,949

FFY 2010      Kalispell                    \$105,000

                    Billings                        \$205,000

                    FT Peck                        \$ 50,000

                    7<sup>th</sup> Judicial District Court \$ 82,000

FFY 2010 total:            \$442,000

From MDOT  
Rec'd 3/31/10