

HOUSE BILL NO. 678

INTRODUCED BY STANG
BY REQUEST OF THE DEPARTMENT OF HIGHWAYS

IN THE HOUSE

FEBRUARY 7, 1991 INTRODUCED AND REFERRED TO COMMITTEE
 ON HIGHWAYS & TRANSPORTATION.

FEBRUARY 8, 1991 FIRST READING.

FEBRUARY 15, 1991 COMMITTEE RECOMMEND BILL
 DO PASS. REPORT ADOPTED.

FEBRUARY 16, 1991 PRINTING REPORT.

FEBRUARY 23, 1991 SECOND READING, DO PASS.

FEBRUARY 25, 1991 ENGROSSING REPORT.

FEBRUARY 26, 1991 THIRD READING, PASSED.
 AYES, 97; NOES, 2.

 TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 27, 1991 INTRODUCED AND REFERRED TO COMMITTEE
 ON HIGHWAYS & TRANSPORTATION.

 FIRST READING.

MARCH 28, 1991 COMMITTEE RECOMMEND BILL BE
 CONCURRED IN AS AMENDED. REPORT
 ADOPTED.

APRIL 3, 1991 SECOND READING, CONCURRED IN.

APRIL 4, 1991 THIRD READING, CONCURRED IN.
 AYES, 50; NOES, 0.

 RETURNED TO HOUSE WITH AMENDMENTS.

IN THE HOUSE

APRIL 9, 1991 RECEIVED FROM SENATE.

 SECOND READING, AMENDMENTS
 CONCURRED IN.

APRIL 10, 1991

THIRD READING, AMENDMENTS
CONCURRED IN.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 HOUSE BILL NO. 678
 2 INTRODUCED BY Alton
 3 BY REQUEST OF THE DEPARTMENT OF HIGHWAYS
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5 A BILL FOR AN ACT ENTITLED: "AN ACT TO GENERALLY REVISE THE
 6 LAWS RELATING TO THE OPERATION OF THE STATE MOTOR POOL AND
 7 TO STATE-OWNED AND LEASED MOTOR VEHICLES; AND AMENDING
 8 SECTIONS 2-17-402, 2-17-411, 2-17-412, 2-17-413, 2-17-421,
 9 2-17-422, 2-17-423, 2-17-431, AND 2-17-432, MCA."
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11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

12 **Section 1.** Section 2-17-402, MCA, is amended to read:
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 14 owned by the state shall must have a seal 8 inches in
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18 **Section 2.** Section 2-17-411, MCA, is amended to read:
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 24 rating of three-quarters of a ton or less and which do not
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6 **Section 3.** Section 2-17-412, MCA, is amended to read:
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12 (2) All motor vehicles in the custody of the department
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18 **Section 4.** Section 2-17-413, MCA, is amended to read:
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 22 shall govern the manner in which vehicles in the custody of
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4 **Section 5.** Section 2-17-421, MCA, is amended to read:

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6 compensation for driving personal vehicle -- penalty for
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8 state-owned or leased motor vehicle for his own personal and
9 private use, nor may he be compensated for driving his own
10 motor vehicle unless that motor vehicle is used on state
11 business.

12 (2) The department of highways may require that a decal
13 be affixed to the instrument panel of each state-owned
14 vehicle with the following information contained on the
15 decal:

16 "Any officer or employee of the state government who
17 uses or authorizes the use of any state-owned
18 motor-propelled vehicle, or of any motor-propelled vehicle
19 leased by the state government, for other than official
20 purposes may be removed from office by the head of the
21 department or establishment concerned."

22 (3) The private use of state-owned or leased motor
23 vehicles for emergency travel-related purposes by employees
24 in a travel status may be approved by the head of the
25 department or agency concerned.

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2 terminate the employment of any employee using state-owned
3 or leased vehicles for personal or private use."

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5 "2-17-422. Operating history. All motor vehicle
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11 operation of the vehicle, including the expenses of gas,
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2 "2-17-431. Costs. The department of highways, ~~motor~~
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-End-

SENATE STANDING COMMITTEE REPORT

Page 1 of 1
March 28, 1991

MR. PRESIDENT:

We, your committee on Highways and Transportation having had under consideration House Bill No. 678 (third reading copy -- blue), respectfully report that House Bill No. 678 be amended and as so amended be concurred in:

1. Page 3, line 23.
Following: "purposes"
Insert: "or exceptional circumstances"

Signed: Cecil Weeding
Cecil Weeding, Chairman

WJL 3-28-91
Ad. Coord.

SB 3-28 10:55
Sec. of Senate

SENATE
HB 678

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22 (2) The department shall establish reasonable rules
23 governing:

24 (a) employee responsibility for misuse and negligent
25 damage of state-owned or leased vehicles;

1 (b) determination of when the use of privately owned
2 vehicles on state business may be justified as in the best
3 interest of the state;

4 (c) procedures for determining when a state vehicle is
5 not available for use.

6 (3) The ~~division~~ department shall adopt and formulate
7 travel rules providing:

8 (a) for filing an application for travel showing
9 necessity for trips, points to be visited, approximate time
10 of departure and return;

11 (b) for filing a report upon completion of the trip,
12 showing actual points reached, mileage traveled, and car
13 cost record data; and

14 (c) for recording in the car operating history record
15 book all items of expense incurred in the purchase of gas,
16 oil, repairs, labor, storage, or service; and

17 ~~(d) that a decal be affixed to the instrument panel of~~
18 ~~every state-owned vehicle with the following information~~
19 ~~contained on the decal:~~

20 ~~"Any officer or employee of the state government who~~
21 ~~uses or authorizes the use of any state-owned~~
22 ~~motor-propelled passenger-carrying vehicle, or of any~~
23 ~~motor-propelled passenger-carrying vehicle leased by the~~
24 ~~state government, for other than official purposes shall be~~
25 ~~summarily removed from office by the head of the department~~

1 ~~of establishment concerned."~~

2 **Section 8.** Section 2-17-431, MCA, is amended to read:

3 "2-17-431. Costs. The department of highways, ~~motor~~
4 ~~pool division,~~ may charge the individual state agencies
5 using the motor vehicles the actual costs for administration
6 and their maintenance, service, storage, and replacement."

7 **Section 9.** Section 2-17-432, MCA, is amended to read:

8 "2-17-432. Violation a misdemeanor ~~dismissal.~~ A
9 state officer or employee violating this part is guilty of a
10 misdemeanor ~~and upon conviction shall be dismissed from~~
11 ~~state employment."~~

-End-