SENATE BILL NO. 132

INTRODUCED BY TVEIT, HARDING, WEEDING, BRUSKI BY REQUEST OF THE DEPARTMENT OF HIGHWAYS

IN THE SENATE

JANUARY 18, 1991

INTRODUCED AND REFERRED TO COMMITTEE ON HIGHWAYS & TRANSPORTATION.

FIRST READING.

JANUARY 24, 1991 COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.

JANUARY 25, 1991 PRINTING REPORT.

SECOND READING, DO PASS.

JANUARY 26, 1991 ENGROSSING REPORT.

THIRD READING, PASSED. AYES, 46; NOES, 0.

TRANSMITTED TO HOUSE.

IN THE HOUSE

JANUARY 26, 1991

FIRST READING.

MARCH 14, 1991

CONCURRED IN. REPORT ADOPTED.

COMMITTEE RECOMMEND BILL BE

INTRODUCED AND REFERRED TO COMMITTEE

ON HIGHWAYS & TRANSPORTATION.

MARCH 16, 1991 ON MOTION, CONSIDERATION PASSED

MARCH 18, 1991 SECOND READING, CONCURRED IN.

MARCH 19, 1991 THIRD READING, CONCURRED IN. AYES, 64; NOES, 33.

RETURNED TO SENATE.

IN THE SENATE

MARCH 20, 1991

RECEIVED FROM HOUSE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

LC 0860/01

Sente BILL NO. 132 1 INTRODUCED BY Townt Harding 2 When the department of Highways 3 4 "AN ACT ALLOWING A MOTOR A BILL FOR AN ACT ENTITLED: 5 VEHICLE TO DRAW NOT MORE THAN THREE VEHICLES ATTACHED BY THE 6 TRIPLE SADDLE-MOUNT METHOD UP TO 75 FEET IN OVERALL LENGTH; 7 AND AMENDING SECTION 61-10-104, MCA." 8 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 10

Section 1. Section 61-10-104, MCA, is amended to read: "61-10-104. Length. (1) A single truck, bus, or any self-propelled vehicle, unladen or with load, may not have an overall length, inclusive of front and rear bumpers, in excess of 40 feet.

(2) (a) When used in a truck tractor-semitrailer 16 combination, the semitrailer may not exceed 53 feet in 17 length, excluding those portions not designed to carry a 18 load, except as provided by 61-10-124. When used in a truck 19 truck а tractor-semitrailer-trailer or 20 tractor-semitrailer-semitrailer combination, the semitrailer 21 and trailer or the two semitrailers may not exceed 28 1/2 22 feet each in length, excluding those portions not designed 23 to carry a load, except as provided by 61-10-124. Truck 24 tractor-semitrailer, truck tractor-semitrailer-trailer, and 25

1 truck tractor-semitrailer-semitrailer combinations are not 2 subject to an overall combination length limit.

З (b) A stinger-steered automobile or boat transporter 4 may not exceed 75 feet in length plus a maximum 3 feet of 5 front overhang and 4 feet of rear overhang, except as provided by 61-10-124. "Stinger-steered automobile or boat 6 transporter" means a truck tractor-semitrailer combination 7 8 that has a fifth wheel on a drop frame located behind and 9 below the rear axle of the truck tractor and that is designed and used for the transportation of vehicles or 10 11 assembled boats or boat hulls.

12 (c) All other combinations of vehicles may not have an 13 overall length, inclusive of front and rear bumpers, in 14 excess of 75 feet, excert as provided by 61-10-124. If the 15 combination consists of more than two units, the rear units 16 of the combination shall <u>must</u> be equipped with breakaway 17 brakes.

18 (3) A motor vehicle may not tow more than one motor 19 vehicle, and a motor vehicle may not draw more than three 20 motor vehicles attached to it by the triple saddle-mount 21 method (that is, by mounting the front wheels of one vehicle 22 on the bed of another, leaving only the rear wheels of the 2.3 vehicle in contact with the roadway), nor may this 24 combination have an overall length, inclusive of front and 25 rear buspers, in excess of 65 75 feet.

-2-

INTRODUCED BILL

(4) A passenger vehicle or truck of less than 2,000
pounds "manufacturers' rated capacity" may not tow more than
one trailer or semitrailer, nor may this combination have an
overall length, inclusive of front and rear bumpers, in
excess of 65 feet."

-End-

52nd Legislature

LC 0860/01

APPROVED BY COMMITTEE ON HIGHWAYS & TRANSPORTATION Engle BILL NO. 132 1 INTRODUCED BY Travert Hardena 2 Wed BY REQUEST OF THE DEPARTMENT OF HIGHWAYS 3 4 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING A MOTOR 5 VEHICLE TO DRAW NOT MORE THAN THREE VEHICLES ATTACHED BY THE 6 TRIPLE SADDLE-MOUNT METHOD UP TO 75 FEET IN OVERALL LENGTH; 7 AND AMENDING SECTION 61-10-104, MCA." 8 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 10

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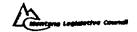
3 (b) A stinger-steered automobile or boat transporter may not exceed 75 feet in length plus a maximum 3 feet of 4 front overhang and 4 feet of rear overhang, except as 5 6 provided by 61-10-124. "Stinger-steered automobile or boat 7 transporter" means a truck tractor-semitrailer combination that has a fifth wheel on a drop frame located behind and 8 below the rear axle of the truck tractor and that is 9 designed and used for the transportation of vehicles or 10 11 assembled boats or boat hulls.

12 (c) All other combinations of vehicles may not have an 13 overall length, inclusive of front and rear bumpers, in 14 excess of 75 feet, exce₁t as provided by 61-10-124. If the 15 combination consists of more than two units, the rear units 16 of the combination shall <u>must</u> be equipped with breakaway 17 brakes.

18 (3) A motor vehicle may not tow more than one motor 19 vehicle, and a motor vehicle may not draw more than three 20 motor vehicles attached to it by the triple saddle-mount 21 method (that is, by mounting the front wheels of one vehicle 22 on the bed of another, leaving only the rear wheels of the 23 vehicle in contact with the roadway), nor may this 24 combination have an overall length, inclusive of front and 25 rear bumpers, in excess of 65 75 feet.

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SECOND READING



(4) A passenger vehicle or truck of less than 2,000
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-End-

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

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16 (2) (a) When used in a truck tractor-semitrailer combination, the semitrailer may not exceed 53 feet in 17 18 length, excluding those portions not designed to carry a 19 load, except as provided by 61-10-124. When used in a truck 20 tractor-semitrailer-trailer or truck а 21 tractor-semitrailer-semitrailer combination, the semitrailer 22 and trailer or the two semitrailers may not exceed 28 1/2 23 feet each in length, excluding those portions not designed 24 to carry a load, except as provided by 61-10-124. Truck tractor-semitrailer, truck tractor-semitrailer-trailer, and 25

truck tractor-semitrailer-semitrailer combinations are not
subject to an overall combination length limit.

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THIRD READING

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-End-

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HOUSE STANDING COMMITTEE REPORT

March 14, 1991 Page 1 of 2

Mr. Speaker: We, the committee on <u>Business and Economic</u> <u>Development</u> report that <u>Senate Bill 232</u> (third reading copy -- blue) be concurred in as amended.

Signed: 0/0/ ob Bachini, Chairman

Carried by: Rep. Pavlovich

And, that such amendments read:

1. Title, lines 13 and 14.

Strike: "TO REQUIRE THE ISSUANCE OF A SALVAGE CERTIFICATE FOR ALL JUNK VEHICLES;"

2. Title, lines 16 and 17. Following: second "TO" Strike: remainder of line 16 and line 17 in its entirety Insert: "SUE TO COLLECT CIVIL PENALTIES FOR CERTAIN"

3. Title, line 18. Strike: "OF TITLE 75, CHAPTER 10, PART 5, MCA"

4. Title, line 19. Strike: "AND" Insert: ","

5. Title, line 20. Following: "75-10-512," Insert: "AND 75-10-541,"

6. Page 12, lines 21 through 24. Following: "\$500." on line 21 Strike: remainder of line 21 through "certificate." on line 24

7. Page 15, line 8. Following: "owner" Insert: "or person selling the vehicle, release of ownership or interest in the motor vehicle"

Page 15, lines 20 and 21.
Strike: lines 20 and 21 in their entirety
Insert: "Section 6. Section 75-10-541, MCA, is amended to read:

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March 14, 1991 Page 2 of 2

"75-10-541. Injunction -- action to collect civil penalty -- authority of department of justice. (1) The department, through the attorney general or the county attorney of the county in which a facility is located, may sue to enjoin the operation or maintenance of a motor vehicle wrecking facility or graveyard either permanently or until compliance with this part, the rules of the department, or an order issued pursuant to this part has been demonstrated.

(2) The department, through the attorney general or the county attorney of the county in which a motor vehicle wrecking facility or graveyard is located, may sue in district court to collect a civil penalty as provided in 75-10-542.

(3) The department of justice, through the attorney general or the county attorney of the county in which a facility is located, may sue in district court to collect a civil penalty as provided in 75-10-542 for violations of 75-10-512 or 75-10-513(2).**

HOUSE

551154SC.Hpd

SB 0132/02

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-2-

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-End-