

1 House BILL NO. 84
2 INTRODUCED BY Vincent Harper

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION
5 32-2144.6, R.C.M. 1947, TO INCREASE THE PENALTY FOR SPEEDING
6 VIOLATIONS AND TO PROVIDE FOR VIOLATIONS TO BE RECORDED ON
7 THE DRIVER'S RECORD."

8
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 Section 1. Section 32-2144.6, R.C.M. 1947, is amended
11 to read as follows:

12 "32-2144.6. Enforcement. (1) A person violating the
13 speed limit imposed pursuant to section ~~1--of--this--act~~
14 ~~{32-2144.1}~~ is guilty of the offense of unnecessary waste of
15 a resource currently in short supply and upon conviction
16 shall be fined ~~five-dollars-(\$5)-and--no~~ according to the
17 magnitude of the violation as follows:

18 (a) fifty-six (56) miles per hour to sixty-five (65)
19 miles per hour; five dollars (\$5);

20 (b) sixty-six (66) miles per hour to seventy (70)
21 miles per hour; ten dollars (\$10);

22 (c) seventy-one (71) miles per hour to seventy-five
23 (75) miles per hour; fifteen dollars (\$15);

24 (d) speeds in excess of seventy-six (76) miles per
25 hour; fifteen dollars (\$15) plus two dollars (\$2) for each

1 mile per hour in excess of seventy-six (76) miles per hour.
2 No jail sentence may be imposed. Bond for this offense
3 shall be ~~five-dollars-(\$5)~~ set according to the magnitude
4 of the violation.

5 For the purpose of this act only, the fees of the
6 justice of the peace shall be four dollars (\$4) to be
7 remitted as set forth in section 25-311.

8 (2) ~~No-A~~ violation of this act shall be recorded or
9 charged against the driver's record of a person convicted of
10 violating this act ~~and-that-no~~ by operating a motor vehicle
11 at a speed in excess of seventy-five (75) miles per hour.
12 No insurance company shall hold a violation of this act
13 against the insured and there shall be no increase in
14 premiums due to a violation of this act."

-End-

HB 84

Approved by Committee
on Highways & Transportation

HOUSE BILL NO. 84
INTRODUCED BY VINCENT, HARPER

A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION
32-2144.6, R.C.M. 1947, TO INCREASE THE PENALTY FOR SPEEDING
VIOLATIONS AND TO PROVIDE FOR VIOLATIONS TO BE RECORDED ON
THE DRIVER'S RECORD."

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

Section 1. Section 32-2144.6, R.C.M. 1947, is amended
to read as follows:

"32-2144.6. Enforcement. (1) A person violating the
speed limit imposed pursuant to section ~~1--of--this--act~~
~~{32-2144.1}~~ is guilty of the offense of unnecessary waste of
a resource currently in short supply and upon conviction
shall be fined ~~five-dollars-(\$5)-and--no~~ according to the
magnitude of the violation as follows:

(a) fifty-six (56) miles per hour to sixty-five (65)
miles per hour; five dollars (\$5);

(b) sixty-six (66) miles per hour to seventy (70)
miles per hour; ten dollars (\$10);

(c) seventy-one (71) miles per hour to seventy-five
(75) miles per hour; fifteen dollars (\$15);

(d) speeds in excess of seventy-six (76) miles per
hour; fifteen dollars (\$15) plus two dollars (\$2) for each

mile per hour in excess of seventy-six (76) miles per hour.
No jail sentence may be imposed. Bond for this offense
shall be ~~five-dollars-(\$5)~~ set according to the magnitude
of the violation.

For the purpose of this act only, the fees of the
justice of the peace shall be four dollars (\$4) to be
remitted as set forth in section 25-311.

(2) ~~No-A~~ violation of this act shall be recorded or
charged against the driver's record of a person convicted of
violating this act ~~and-that-no~~ by operating a motor vehicle
at a speed in excess of seventy-five (75) miles per hour.
No insurance company shall hold a violation of this act
against the insured, and there shall be no increase in
premiums due to a violation of this act.

(3) THE ATTORNEY GENERAL SHALL AMEND THE PROCLAMATION
FILED UNDER SECTION 32-2144.1 TO DECLARE THAT A VIOLATION OF
THE SPEED LIMIT IMPOSED BY THAT PROCLAMATION IS A PRIMA
FACIE VIOLATION OF SECTION 32-2144 UPON A FINDING BY THE
LEGISLATIVE COUNCIL SUCH A DECLARATION IS NECESSARY AS A
CONDITION OF CONTINUED ELIGIBILITY FOR THE STATE OF MONTANA
TO OBTAIN FULL BENEFITS UNDER THE PROVISIONS OF THE
FEDERAL-AID HIGHWAY ACT AND ALL ACTS AMENDATORY THERETO. A
PROCLAMATION UNDER THIS SUBSECTION SUPERSEDES SUBSECTION (1)
AND (2) OF THIS SECTION.

-End-

-2-

HB 84