

1 *Senate* BILL NO. *252*
 2 INTRODUCED BY *Double*
 3 *regent of Dept of Justice*
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION
 5 31-134, R.C.M. 1947, PROVIDING FOR EXAMINATION OF APPLICANTS
 6 FOR MOTORCYCLE ENDORSEMENT AND PROVIDING FOR ISSUANCE OF
 7 CLASSIFIED CHAUFFEURS LICENSES WITHOUT EXAMINATION TO
 8 HOLDERS OF VALID CHAUFFEURS LICENSES AND PROVIDING FOR AN
 9 EFFECTIVE DATE."

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

12 Section 1. Section 31-134, R.C.M. 1947, is amended to
 13 read as follows:

14 "31-134. Examination of applicants. (a) The board
 15 shall examine every applicant for an operator's, ~~or~~
 16 chauffeur's license, or motorcycle endorsement, except as
 17 otherwise provided in this section. Such examination shall
 18 include a test of the applicant's eyesight, his ability to
 19 read and understand highway signs regulating, warning, and
 20 directing traffic, his knowledge of the traffic laws of this
 21 state, and shall include an actual demonstration of ability
 22 to exercise ordinary and reasonable control in the operation
 23 of a motor vehicle or motorcycle. The board shall make
 24 provisions for giving an examination either in the county
 25 where the applicant resides or at a place adjacent thereto

1 reasonably convenient to the applicant within not more than
 2 thirty (30) days from the date the application is received.

3 ~~(b) The board shall issue without examination an~~
 4 ~~operator's license to any person applying therefor within~~
 5 ~~six (6) months after this section takes effect who furnishes~~
 6 ~~evidence satisfactory to the board that he is not~~
 7 ~~disqualified under the provisions of this act and that he~~
 8 ~~has previously operated a motor vehicle in a satisfactory~~
 9 ~~manner for a period of not less than one (1) year.~~

10 (b) A classified chauffeur's license of the lowest
 11 classification specified by regulations established pursuant
 12 to the provisions of section 31-128 (a) shall be issued
 13 without examination to any individual who possesses a
 14 non-classified chauffeur's license at the time of his
 15 renewal next following passage of this act.

16 (c) A classified chauffeur's license of the highest
 17 classification specified by regulations established pursuant
 18 to the provisions of section 31-128 (a) shall be issued
 19 without examination to any individual who possesses a
 20 non-classified chauffeur's license at the time of his
 21 renewal next following passage of this act, provided that
 22 the individual presents at the time of renewal a certificate
 23 of driver qualifications as specified by regulations
 24 established pursuant to the provisions of section 31-128
 25 (a).

1 Section 2. This act is effective January 1, 1976."

-End-

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STATE OF MONTANA

REQUEST NO. 234-75

FISCAL NOTE

Form BD-15

In compliance with a written request received February 19, 19 75, there is hereby submitted a Fiscal Note for Senate Bill 252 pursuant to Chapter 53, Laws of Montana, 1965 - Thirty-Ninth Legislative Assembly.

Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

DESCRIPTION OF PROPOSED LEGISLATION:

Senate Bill 252 provides for examination of applicants for motorcycle endorsement and for issuance of classified chauffeurs license without examination to holders of valid chauffeurs licenses. The effective date is January 1, 1976.

ASSUMPTIONS:

1. There will be approximately 40,000 motorcycles registered in FY 76. There will be 15% more operators than motorcycles and a 4% increase in operators in FY 77.
2. New drivers' manuals and written examinations will be required for motorcycle operator testing.

FISCAL IMPACT:

Estimated increase in expenditures by category:	FY 76	FY 77
Operating Expenses	\$ 5,000	\$ 2,000
Local Grants	<u>5,000</u>	<u>0</u>
Total increase in expenditures	<u>\$ 10,000</u>	<u>\$ 2,000</u>

CONCLUSION:

Enactment of Senate Bill 252 will require additional expenditures of \$12,000 during the 1975-77 biennium.

Michael S. Killings

BUDGET DIRECTOR

Office of Budget and Program Planning

Date: February 24, 1975

Approved by Committee
on Highways & Transportation

SENATE BILL NO. 252

INTRODUCED BY DUNKLE (BY REQUEST OF DEPARTMENT OF JUSTICE)

A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION 31-134, R.C.M. 1947, PROVIDING FOR EXAMINATION OF APPLICANTS FOR MOTORCYCLE ENDORSEMENT AND PROVIDING FOR ISSUANCE OF CLASSIFIED CHAUFFEURS LICENSES WITHOUT EXAMINATION TO HOLDERS OF VALID CHAUFFEURS LICENSES AND PROVIDING FOR AN EFFECTIVE DATE."

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reasonably convenient to the applicant within not more than thirty (30) days from the date the application is received.

~~(b) The board shall issue without examination an operator's license to any person applying therefor within six (6) months after this section takes effect who furnishes evidence satisfactory to the board that he is not disqualified under the provisions of this act and that he has previously operated a motor vehicle in a satisfactory manner for a period of not less than one (1) year.~~

(b) A classified chauffeur's license of the lowest classification specified by regulations established pursuant to the provisions of section 31-128 (a) shall be issued without examination to any individual who possesses a non-classified chauffeur's license OR WHO PRESENTS A CERTIFICATE OF OPERATION OF FARM VEHICLES IN EXCESS OF TWENTY-EIGHT THOUSAND (28,000) POUNDS AS SPECIFIED BY THE REGULATIONS ESTABLISHED PURSUANT TO THE PROVISIONS OF SECTION 31-128(A), at the time of his renewal next following passage of this act.

(c) A classified chauffeur's license of the highest classification specified by regulations established pursuant to the provisions of section 31-128 (a) shall be issued without examination to any individual who possesses a non-classified chauffeur's license at the time of his renewal next following passage of this act, provided that

1 the individual presents at the time of renewal a certificate
2 of driver qualifications as specified by regulations
3 established pursuant to the provisions of section 31-128

4 (a).

5 (D) A MOTORCYCLE ENDORSEMENT AS REQUIRED IN SECTION
6 (A) OF THIS ACT SHALL BE ISSUED WITHOUT EXAMINATION TO ANY
7 INDIVIDUAL WHO POSSESSES A NON-ENDORSED LICENSE OF ANY TYPE
8 AT THE TIME OF HIS RENEWAL NEXT FOLLOWING PASSAGE OF THIS
9 ACT, PROVIDED THAT THE INDIVIDUAL PRESENTS AT THE TIME OF
10 RENEWAL A CERTIFICATE OF MOTORCYCLE QUALIFICATIONS AS
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