

1 *Maare* *Kropp* *William* *MULLEN*
 2 INTRODUCED BY *Simon* *Johnson* *Conroy* *Spitt*
 3 *Table* *George* *Ellard* *Robbin* *Dassinger*
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO ESTABLISH A FUEL
 5 CONSERVATION SPEED LIMIT OF 65 MILES PER HOUR; AMENDING
 6 SECTION 32-2144.1, R.C.M. 1947; AND REPEALING SECTIONS
 7 32-2144.3 AND 32-2144.4, R.C.M. 1947."
 8
 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Symek
Lien
Conroy
Mauld

Harvey
Smiler
Wynne
White
Marshall

10 Section 1. Section 32-2144.1, R.C.M. 1947, is amended
 11 to read as follows:
 12 "32-2144.1. Declaration of conservation speed limits
 13 -- exception to the basic rule. The attorney-general shall
 14 declare by proclamation filed with the secretary of state -- a
 15 speed limit for all motor vehicles on all public streets and
 16 highways in the state whenever the establishment of such a
 17 speed limit by the state is required by federal law as a
 18 condition to the state's continuing eligibility to receive
 19 funds authorized by the Federal Aid Highway Act of 1973 and
 20 all acts amendatory thereto or any other federal statutes.
 21 Such speed limit may not be less than that required by
 22 federal law, and the attorney general shall by further
 23 proclamation change the speed limit adopted pursuant to
 24 this act to comply with federal law. Any proclamation issued
 25 pursuant to this act becomes effective at midnight of the

1 day upon which it is filed with the secretary of state. A law
 2 assist in the conservation of valuable and scarce motor fuel
 3 resources while providing for the safe and convenient flow
 4 of traffic, no person may operate a motor vehicle in excess
 5 of 65 miles per hour on a public highway in this state
 6 unless otherwise limited under 32-2144. The speed limit
 7 imposed pursuant to this act is an exception to the basic
 8 rule requirements of section 32-2144 and a speed in excess
 9 of the speed limit established pursuant to this act is
 10 unlawful notwithstanding any provision of that section."
 11 Section 2. Repealer. Sections 32-2144.3 and 32-2144.4,
 12 R.C.M. 1947, are repealed.

-End-

HB 626

Highways & Transportation

Adverse Comm. Report Not Adopted

Maard *Kross* *William* *MULLEN*
INTRODUCED BY *Smith* *Walt* *8111 NO. 626* *Meyer* *Robt*
Fisher *Ellard* *Robbin* *Dassinger*
Smith *Harvey* *W. Smith* *Ude* *Marsha*

Lynch
Lien
Courty
Maul

A BILL FOR AN ACT ENTITLED: "AN ACT TO ESTABLISH A FUEL
CONSERVATION SPEED LIMIT OF 65 MILES PER HOUR; AMENDING
SECTION 32-2144.1, R.C.M. 1947; AND REPEALING SECTIONS
32-2144.3 AND 32-2144.4, R.C.M. 1947."

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

Section 1. Section 32-2144.1, R.C.M. 1947, is amended
to read as follows:

"32-2144.1. Declaration of Conservation speed limits
-- exception to the basic rule. The attorney-general shall
declare by proclamation filed with the secretary of state a
speed limit for all motor vehicles on all public streets and
highways in the state whenever the establishment of such a
speed limit by the state is required by federal law as a
condition to the state's continuing eligibility to receive
funds authorized by the Federal Aid Highway Act of 1973 and
all acts amendatory thereto or any other federal statutes.
Such speed limit may not be less than that required by
federal law, and the attorney-general shall by further
proclamation change the speed limit adopted pursuant to
this act to comply with federal law. Any proclamation issued
pursuant to this act becomes effective at midnight of the

day upon which it is filed with the secretary of state. In
assist in the conservation of valuable and scarce motor fuel
resources while providing for the safe and convenient flow
of traffic, no person may operate a motor vehicle in excess
of 65 miles per hour on a public highway in this state
unless otherwise limited under 32-2144. The speed limit
imposed pursuant to this act is an exception to the basic
rule requirements of section 32-2144 and a speed in excess
of the speed limit established pursuant to this act is
unlawful notwithstanding any provision of that section."

Section 2. Repealer. Sections 32-2144.3 and 32-2144.4,
R.C.M. 1947, are repealed.

-End-

HB 626

1 HOUSE BILL NO. 626

2 INTRODUCED BY SIVERTSEN, AAGESON, FAGG,

3 MOORE, KROPP, HULAR, MEYER, GERKE, CONROY,

4 KEYSER, ELLERD, ROBBINS, SCULLY, DASSINGER, ROTH,

5 QUILICI, WYRICK, UHDE, SMITH, MENAHAN, LYNCH, LIEN,

6 SEIFERT, HARRINGTON, WILLIAMS, COURTNEY, MANUEL, FABREGA

7
8 A BILL FOR AN ACT ENTITLED: "AN ACT TO ESTABLISH A FUEL
9 CONSERVATION SPEED LIMIT OF 65 MILES PER HOUR; AMENDING
10 SECTION 32-2144.1, R.C.M. 1947; ~~AND~~ REPEALING SECTIONS
11 32-2144.3 AND 32-2144.4, R.C.M. 1947; AND PROVIDING A
12 CONTINGENT DELAYED EFFECTIVE DATE."

13
14 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:15 Section 1. Section 32-2144.1, R.C.M. 1947, is amended
16 to read as follows:

17 "32-2144.1. ~~Declarator~~ of Conservation speed limits
18 -- exception to the basic rule. ~~The attorney general shall~~
19 ~~declare by proclamation filed with the secretary of state a~~
20 ~~speed limit for all motor vehicles on all public streets and~~
21 ~~highways in the state whenever the establishment of such a~~
22 ~~speed limit by the state is required by federal law as a~~
23 ~~condition to the state's continuing eligibility to receive~~
24 ~~funds authorized by the Federal Aid Highway Act of 1973 and~~
25 ~~all acts amendatory thereto or any other federal statutes.~~

1 ~~Such speed limit may not be less than that required by~~
2 ~~federal law and the attorney general shall by further~~
3 ~~proclamation change the speed limit adopted pursuant to~~
4 ~~this act to comply with federal law. Any proclamation issued~~
5 ~~pursuant to this act becomes effective at midnight of the~~
6 ~~day upon which it is filed with the secretary of state. To~~
7 ~~assist in the conservation of valuable and scarce motor fuel~~
8 ~~resources while providing for the safe and convenient flow~~
9 ~~of traffic, no person may operate a motor vehicle in excess~~
10 ~~of 65 miles per hour on a public highway in this state~~
11 ~~unless otherwise limited under 32-2144. The speed limit~~
12 ~~imposed pursuant to this act is an exception to the basic~~
13 ~~rule requirements of section 32-2144 and a speed in excess~~
14 ~~of the speed limit established pursuant to this act is~~
15 ~~unlawful notwithstanding any provision of that section."~~

16 Section 2. Repealer. Sections 32-2144.3 and 32-2144.4,
17 R.C.M. 1947, are repealed.18 SECTION 3. WHEN 29 STATES HAVE ENACTED SIMILAR
19 LEGISLATION, THE GOVERNOR SHALL ISSUE A DECLARATION OF THAT
20 FACT, THIS ACT IS EFFECTIVE UPON THE ISSUING OF THAT
21 DECLARATION.

-End-

March 4, 1977

STANDING COMMITTEE REPORT
Senate Committee on Highways & Transportation

That House Bill No. 626 be amended as follows:

1. Amend page 2, section 3, line 18.

Following: "SECTION 3."

Strike: "WHEN 29 STATES HAVE ENACTED SIMILAR"

Insert: "Effective date. The governor may issue a declaration implementing the provisions of this act when such implementation will not jeopardize the state's continued eligibility to receive funds authorized by the Federal Highways Act."

2. Amend page 2, section 3, lines 19 through 21.

Following: line 18

Strike: lines 19 through 21 in their entirety

March 7, 1977

SENATE COMMITTEE OF THE WHOLE

That House Bill No. 626 be amended as follows:

1. Amend page 2, section 3.

Following: "Federal Highways Act."

Insert: "This act is effective upon the issuing of the declaration of implementation."

1 HOUSE BILL NO. 626

2 INTRODUCED BY SIVERTSEN, AAGESON, FAGG,

3 MOORE, KROPP, MULAR, MEYER, GERKE, CONROY,

4 KEYSER, ELLERD, ROBBINS, SCULLY, DASSINGER, ROTH,

5 QUILICI, WYRICK, UHDE, SMITH, MENAHAN, LYNCH, LIEN,

6 SEIFERT, HARRINGTON, WILLIAMS, COURTNEY, MANUEL, FABREGA

7
8 A BILL FOR AN ACT ENTITLED: "AN ACT TO ESTABLISH A FUEL
9 CONSERVATION SPEED LIMIT OF 65 MILES PER HOUR; AMENDING
10 SECTION 32-2144.1, R.C.M. 1947; ~~AND REPEALING SECTIONS~~
11 ~~32-2144.3 AND 32-2144.4, R.C.M. 1947; AND PROVIDING A~~
12 CONTINGENT DELAYED EFFECTIVE DATE."

13
14 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:15 Section 1. Section 32-2144.1, R.C.M. 1947, is amended
16 to read as follows:

17 "32-2144.1. ~~Declaration of Conservation~~ speed limits
18 ~~is an exception to the basic rule. The attorney general shall~~
19 ~~declare by proclamation filed with the secretary of state a~~
20 ~~speed limit for all motor vehicles on all public streets and~~
21 ~~highways in the state whenever the establishment of such a~~
22 ~~speed limit by the state is required by federal law as a~~
23 ~~condition to the state's continuing eligibility to receive~~
24 ~~funds authorized by the Federal Aid Highway Act of 1973 and~~
25 ~~all acts amendatory thereto or any other federal statutes~~

1 ~~Such speed limit may not be less than that required by~~
2 ~~federal law, and the attorney general shall by further~~
3 ~~proclamation change the speed limit adopted pursuant to~~
4 ~~this act to comply with federal law. Any proclamation issued~~
5 ~~pursuant to this act becomes effective at midnight of the~~
6 ~~day upon which it is filed with the secretary of state. To~~
7 ~~assist in the conservation of valuable and scarce motor fuel~~
8 ~~resources while providing for the safe and convenient flow~~
9 ~~of traffic, no person may operate a motor vehicle in excess~~
10 ~~of 65 miles per hour on a public highway in this state~~
11 ~~unless otherwise limited under 32-2144. The speed limit~~
12 ~~imposed pursuant to this act is an exception to the basic~~
13 ~~rule requirements of section 32-2144 and a speed in excess~~
14 ~~of the speed limit established pursuant to this act is~~
15 ~~unlawful notwithstanding any provision of that section."~~

16 Section 2. Repealer. Sections 32-2144.3 and 32-2144.4,
17 R.C.M. 1947, are repealed.

18 SECTION 2. WHEN 49 STATES HAVE ENACTED SIMILAR
19 EFFECTIVE DATE, THE GOVERNOR MAY ISSUE A DECLARATION
20 IMPLEMENTING THE PROVISIONS OF THIS ACT WHEN SUCH
21 IMPLEMENTATION WILL NOT JEOPARDIZE THE STATE'S CONTINUED
22 ELIGIBILITY TO RECEIVE FUNDS AUTHORIZED BY THE FEDERAL
23 HIGHWAYS ACT. LEGISLATION. THE GOVERNOR SHALL ISSUE A
24 DECLARATION OF THAT FACT. THIS ACT IS EFFECTIVE UPON THE
25 ISSUING OF THAT DECLARATION. THIS ACT IS EFFECTIVE UPON THE

HB 0626/03

1 ISSUING OF THE DECLARATION OF IMPLEMENTATION.

-End-