

*Senate* BILL NO. 366  
*DeVine*  
*by Request*

1  
2 INTRODUCED BY \_\_\_\_\_  
3

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION 8-119,  
5 R.C.M. 1947, TO CONFORM THE PENALTY FOR VIOLATIONS BY A  
6 MOTOR CARRIER WITH THE JURISDICTION OF JUSTICE COURTS."

7  
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 Section 1. Section 8-119, R.C.M. 1947, is amended to  
10 read as follows:

11 "8-119. Penalties for violations. Any motor carrier,  
12 subject to the provisions of this act, or, whenever any such  
13 motor carrier is a corporation, any director or officer  
14 thereof, or any receiver, trustee, lessee, agent, or persons  
15 acting for or employed by such corporation, or any person,  
16 corporation, association, or partnership, or officer, agent  
17 or employee thereof, or any broker of property or officer,  
18 agent or employee thereof, who violates or fails to comply  
19 with or who procures, aids or abets in the violation of any  
20 provision of this act, or who fails to obey, observe, or  
21 comply with any lawful order, decision, rule or regulation,  
22 direction, demand, or requirement of the board, or any part  
23 of provisions thereof, shall:

24 (a) be subject to a civil penalty to be collected and  
25 deposited to the general fund by the board after notice and

1 hearing in an amount not less than twenty-five dollars (\$25)  
2 nor more than five hundred dollars (\$500) for the first  
3 offense, and not less than one hundred dollars (\$100) nor  
4 more than one thousand dollars (\$1,000) for each subsequent  
5 offense; or

6 (b) ~~be deemed guilty of a misdemeanor and shall upon~~  
7 ~~conviction thereof be punished by~~ be subject, upon  
8 conviction in a justice court, to a fine of not less than  
9 twenty-five dollars (\$25) nor more than five hundred dollars  
10 (\$500) for the first offense, and not less than one hundred  
11 dollars (\$100) nor more than one thousand dollars (\$1,000)  
12 for each subsequent offense ~~or by imprisonment in the county~~  
13 ~~jail for a period of not more than thirty (30) days, or by~~  
14 ~~both such fine and imprisonment."~~

-End-

INTRODUCED BILL

SB366

Approved by Committee  
on Highways & Transportation

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SB366

## 1 SENATE BILL NO. 366

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