

SENATE BILL NO. 98

INTRODUCED BY HAZELBAKER

BY REQUEST OF THE ATTORNEY GENERAL

IN THE SENATE

January 15, 1979	Introduced and referred to Committee on Highways and Transportation.
January 24, 1979	Committee recommend bill do pass and be placed on Consent Calendar. Report adopted.
January 25, 1979	Printed and placed on members' desks.
January 27, 1979	Consent Calendar discussion.
January 29, 1979	Consent Calendar, do pass. Transmitted to second house.

IN THE HOUSE

January 30, 1979	Introduced and referred to Committee on Highways and Transportation.
March 2, 1979	Committee recommend bill be concurred in. Report adopted.
March 3, 1979	Second reading, concurred in.
March 6, 1979	Third reading, concurred in.

IN THE SENATE

March 7, 1979	Returned from second house. Concurred in. Sent to enrolling. Reported correctly enrolled.
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1 *Spitzer* BILL NO. 98
 2 INTRODUCED BY *Spitzer*
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4
 5 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION
 6 61-5-106 TO ALLOW STUDENTS WHO HAVE COMPLETED DRIVER
 7 EDUCATION TO OBTAIN AN INSTRUCTION PERMIT."

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

10 Section 1. Section 61-5-106, MCA, is amended to read:

11 "61-5-106. Instruction and traffic education permits
 12 and temporary licenses. (1) Any person satisfying the age
 13 requirements specified in 61-5-105(1) may apply to the
 14 division for an instruction permit. The division may in its
 15 discretion, after the applicant has successfully passed all
 16 parts of the examination other than the driving test, issue
 17 to the applicant an instruction permit which shall entitle
 18 the applicant, while having such permit in his immediate
 19 possession, to drive a motor vehicle upon the public
 20 highways for a period of 6 months when accompanied by a
 21 licensed operator or chauffeur who is occupying a seat
 22 beside the driver. In addition, the division may issue such
 23 an instruction permit to any person who is at least 14 1/2
 24 years of age and who has successfully completed or is
 25 successfully participating in a traffic education course

1 approved by the division and the superintendent of public
 2 instruction. Any instruction permit so issued shall be
 3 restricted to the operation of a motor vehicle only when
 4 accompanied by an approved instructor or licensed parent or
 5 guardian and may be further restricted to specific times
 6 and/or areas.

7 (2) The division upon receiving proper application may
 8 in its discretion issue a traffic education permit effective
 9 for a school year or more restricted period to an applicant
 10 who is enrolled in a traffic education program approved by
 11 the division even though the applicant has not reached the
 12 legal age to be eligible for an operator's license. Such
 13 permit shall entitle the permittee when he has such a permit
 14 in his immediate possession to operate only on a designated
 15 highway or within a designated area a motor vehicle only
 16 when an approved instructor is occupying a seat beside the
 17 permittee or a motorcycle only when under the immediate and
 18 proximate supervision of an approved instructor.

19 (3) The division may in its discretion issue a
 20 temporary driver's permit to an applicant for an operator's
 21 license permitting him to operate a motor vehicle while the
 22 division is completing its investigation and determination
 23 of all facts relative to such applicant's right to receive
 24 an operator's license. Such permit must be in his immediate
 25 possession while operating a motor vehicle, and it shall be

LC 0363/01

- 1 invalid when the applicant's license has been issued or for
- 2 good cause has been refused."

-End-

Approved by Committee
on Highways & Transportation

Senate BILL NO. 98
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