

CHAPTER NO. 595

SENATE BILL NO. 406

INTRODUCED BY CONOVER, JERGESON, GRAHAM, BOYLAN,  
FASBENDER, KOLSTAD, ETCHART, NELSON

IN THE SENATE

February 7, 1979	Introduced and referred to Committee on Highways and Transportation.
February 8, 1979	Fiscal note requested.
February 13, 1979	Fiscal note returned.  Committee recommend bill do pass. Report adopted.
February 14, 1979	Printed and placed on members' desks.
February 15, 1979	Second reading, do pass.
February 17, 1979	Considered correctly engrossed.
February 19, 1979	Third reading, passed. Transmitted to second house.

IN THE HOUSE

February 20, 1979	Introduced and referred to Committee on Highways and Transportation.
March 8, 1979	Committee recommend bill be concurred in as amended. Report adopted.
March 12, 1979	Second reading, pass consideration.
March 13, 1979	Second reading, concurred in.
March 15, 1979	Third reading, concurred in as amended.

#### IN THE SENATE

March 16, 1979	Returned from second house. Concurred in as amended.
March 17, 1979	Second reading, pass consideration.
March 19, 1979	Second reading, amendments adopted.
March 20, 1979	Third reading, amendments adopted. Sent to enrolling.
March 24, 1979	Correctly enrolled.  Signed by President.
March 26, 1979	Delivered to Governor.
April 2, 1979	Returned from Governor with recommended amendments.
April 3, 1979	Second reading, amendments adopted.
April 4, 1979	Third reading, amendments adopted. Transmitted to second house.

#### IN THE HOUSE

April 6, 1979	On motion Governor's amendments placed on second reading for the 80th Legislative Day.
April 7, 1979	Governor's amendments adopted on second reading.
April 9, 1979	Governor's amendments adopted on third reading.
April 10, 1979	Returned from second house. Sent to enrolling.  Reported correctly enrolled.

1 *Senate* BILL NO. *406*  
 2 INTRODUCED BY *Concave Jergam*  
 3 *Boyer Tashenker Koldstad Edhart NELSON*

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PERMIT A DEALER IN  
 5 IMPLEMENTS OF HUSBANDRY TO TRANSPORT SUCH IMPLEMENTS ON  
 6 SATURDAY AND SUNDAY; TO PROVIDE FOR THE PURCHASE OF AN  
 7 OVERSIZE PERMIT BY SUCH DEALER FOR \$75 TO COVER A PERIOD OF  
 8 1 YEAR; AMENDING SECTIONS 61-10-121, 61-10-122, AND  
 9 61-10-124, MCA."

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

12 Section 1. Section 61-10-121, MCA, is amended to read:

13 "61-10-121. Permits for excess size and weight. (1)

14 The department of highways and local authorities in their  
 15 respective jurisdictions may in their discretion, upon  
 16 application in writing and with good cause shown, issue a  
 17 special permit in writing authorizing the applicant to  
 18 operate or move a vehicle, combination of vehicles, load,  
 19 object, or other thing of a size or weight exceeding the  
 20 maximum specified in 61-10-101 through 61-10-110 upon a  
 21 highway under the jurisdiction of and for the maintenance of  
 22 which the body granting the permit is responsible. However,  
 23 only the department has the discretion to issue permits for  
 24 movement of a vehicle or combination of vehicles carrying  
 25 built-up or reducible loads in excess of 9 feet in width or

1 exceeding the length, height, or weight specified in  
 2 61-10-101 through 61-10-110. This permit shall be issued in  
 3 the public interest. A carrier receiving this permit must  
 4 have public liability and property damage insurance for the  
 5 protection of the traveling public as a whole. A permit may  
 6 not be issued for a period of time greater than the license  
 7 period provided in this title, including grace periods  
 8 allowed by this title. Owners of vehicles licensed in other  
 9 jurisdictions may, at the discretion of the department,  
 10 purchase permits to expire with their registration. A  
 11 license required by the state governs the issuance of a  
 12 special permit. The department may issue oversize permits to  
 13 dealers in implements of husbandry and self-propelled  
 14 machinery which may be transferred from unit to unit by the  
 15 dealer for the fees set forth in 61-10-124. These oversize  
 16 permits may not restrict dealers in implements of husbandry  
 17 and self-propelled machinery from traveling on a Saturday or  
 18 Sunday. These oversize permits expire on December 31 of each  
 19 year with no grace period. For the purposes of this section,  
 20 a dealer in implements of husbandry or self-propelled  
 21 machinery must be a resident of the state. A post-office box  
 22 number is not a permanent address under this section.

23 (2) The applicant for a special permit shall  
 24 specifically describe the powered vehicle or towing vehicle  
 25 and generally describe the type of vehicle, combination of

-2- SB 406  
 INTRODUCED BILL

1 vehicles, load, object, or other thing to be operated or  
 2 moved and the particular state highways over which the  
 3 vehicle, combination of vehicles, load, object, or other  
 4 thing is to be moved and whether the permit is required for  
 5 a single trip or for continuous operation."

6 Section 2. Section 61-10-122, MCA, is amended to read:

7 "61-10-122. Discretion of issuer -- conditions. The  
 8 department or local authority may issue or withhold a  
 9 special permit at its discretion or, if the permit is  
 10 issued, limit the number of trips or establish seasonal or  
 11 other time limitations within which the vehicle, combination  
 12 of vehicles, load, object, or other thing described may be  
 13 operated on the public highways indicated, or otherwise  
 14 limit or prescribe conditions of operation of the vehicle,  
 15 combination of vehicles, load, object, or other thing when  
 16 necessary to assure against damage to the road foundation,  
 17 surfaces, or structures or safety of traffic, and may  
 18 require an undertaking or other security considered  
 19 necessary to compensate for injury to a roadway or road  
 20 structure. During harvest no permit may be denied to  
 21 oversize harvest or harvest-related agricultural machinery  
 22 solely on the grounds that the travel takes place on a  
 23 Saturday or Sunday. No permit may be denied to dealers in  
 24 implements of husbandry and self-propelled machinery solely  
 25 on the grounds that the travel may take place on a Saturday

1 or Sunday."

2 Section 3. Section 61-10-124, MCA, is amended to read:

3 "61-10-124. Special permits -- fee. (1) In Except as  
 4 provided in subsection (2)(b), in addition to the regular  
 5 license and gross vehicle weight fees, a fee of \$6 for each  
 6 permit issued in excess of the size and weight specified in  
 7 61-10-101 through 61-10-110 shall be paid for all movements  
 8 under special permits on the public highways under the  
 9 jurisdiction of the department.

10 (2) (a) Term Except as provided in subsection (2)(b),  
 11 term or blanket permits may not be issued for an overwidth  
 12 vehicle, combination of vehicles, load, or other thing in  
 13 excess of 15 feet, an overlength vehicle, combination of  
 14 vehicles, load, object, or other thing in excess of 85 feet,  
 15 and an overheight vehicle, combination of vehicles, load, or  
 16 other thing in excess of 13 1/2 feet or of a limit  
 17 determined by the department. A vehicle, combination of  
 18 vehicles, load, or other thing in excess of these dimensions  
 19 is limited to trip permits.

20 (b) A term permit may be issued to a dealer in  
 21 implements of husbandry and self-propelled machinery for an  
 22 overwidth or overlength vehicle referred to in subsection  
 23 (2)(a). The fee for this permit is \$75. This permit covers  
 24 a period of 1 year and expires on December 31 of each year  
 25 with no grace period.

1           (3) A Except as provided in subsection (2)(b), a fee  
2 of \$6 shall be paid for each overweight permit issued, but  
3 a permit may not be issued for a period of time greater than  
4 the license period provided in this title, including grace  
5 periods allowed by this title. Owners of vehicles licensed  
6 in other jurisdictions may, at the discretion of the  
7 department, purchase permits to expire with their  
8 registration. A license required by the state governs the  
9 issuance of a special permit."

-End-

S B 406

## FISCAL NOTE

Form BD-15

In compliance with a written request received February 8, 1979, there is hereby submitted a Fiscal Note for Senate Bill 406 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:

To permit transporting of implements of husbandry on Saturday and Sunday; providing for purchase of an oversize permit.

## ASSUMPTIONS:

1. There are 150 implement dealers.
2. Each dealer will average 2 trip permits.

## FISCAL IMPACT:

	<u>FY 80</u>	<u>FY 81</u>
Revenue under proposed law	\$22,500	\$22,500
Revenue under current law	<u>1,800</u>	<u>1,800</u>
Increased revenue under proposed law	<u>\$20,700</u>	<u>\$20,700</u>

The additional revenue will accrue to the Highway Earmarked Revenue Account.

*Richard L. Drayton*  
 BUDGET DIRECTOR  
 Office of Budget and Program Planning  
 Date: 2/12/79

1 *Senate* BILL NO. *406*  
 2 INTRODUCED BY *Conroy, Jorgensen, Johnson*  
 3 *Boyer, Zastrow, Kolesar, Edlund, NELSON*

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PERMIT A DEALER IN  
 5 IMPLEMENTS OF HUSBANDRY TO TRANSPORT SUCH IMPLEMENTS ON  
 6 SATURDAY AND SUNDAY; TO PROVIDE FOR THE PURCHASE OF AN  
 7 OVERSIZE PERMIT BY SUCH DEALER FOR \$75 TO COVER A PERIOD OF  
 8 1 YEAR; AMENDING SECTIONS 61-10-121, 61-10-122, AND  
 9 61-10-124, MCA."

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

12 Section 1. Section 61-10-121, MCA, is amended to read:  
 13 "61-10-121. Permits for excess size and weight. (1)  
 14 The department of highways and local authorities in their  
 15 respective jurisdictions may in their discretion, upon  
 16 application in writing and with good cause shown, issue a  
 17 special permit in writing authorizing the applicant to  
 18 operate or move a vehicle, combination of vehicles, load,  
 19 object, or other thing of a size or weight exceeding the  
 20 maximum specified in 61-10-101 through 61-10-110 upon a  
 21 highway under the jurisdiction of and for the maintenance of  
 22 which the body granting the permit is responsible. However,  
 23 only the department has the discretion to issue permits for  
 24 movement of a vehicle or combination of vehicles carrying  
 25 built-up or reducible loads in excess of 9 feet in width or

1 exceeding the length, height, or weight specified in  
 2 61-10-101 through 61-10-110. This permit shall be issued in  
 3 the public interest. A carrier receiving this permit must  
 4 have public liability and property damage insurance for the  
 5 protection of the traveling public as a whole. A permit may  
 6 not be issued for a period of time greater than the license  
 7 period provided in this title, including grace periods  
 8 allowed by this title. Owners of vehicles licensed in other  
 9 jurisdictions may, at the discretion of the department,  
 10 purchase permits to expire with their registration. A  
 11 license required by the state governs the issuance of a  
 12 special permit. The department may issue oversize permits to  
 13 dealers in implements of husbandry and self-propelled  
 14 machinery which may be transferred from unit to unit by the  
 15 dealer for the fees set forth in 61-10-124. These oversize  
 16 permits may not restrict dealers in implements of husbandry  
 17 and self-propelled machinery from traveling on a Saturday or  
 18 Sunday. These oversize permits expire on December 31 of each  
 19 year with no grace period. For the purposes of this section,  
 20 a dealer in implements of husbandry or self-propelled  
 21 machinery must be a resident of the state. A post-office box  
 22 number is not a permanent address under this section.

23 (2) The applicant for a special permit shall  
 24 specifically describe the powered vehicle or towing vehicle  
 25 and generally describe the type of vehicle, combination of

1 vehicles, load, object, or other thing to be operated or  
 2 moved and the particular state highways over which the  
 3 vehicle, combination of vehicles, load, object, or other  
 4 thing is to be moved and whether the permit is required for  
 5 a single trip or for continuous operation."

6 Section 2. Section 61-10-122, MCA, is amended to read:

7 "61-10-122. Discretion of issuer -- conditions. The  
 8 department or local authority may issue or withhold a  
 9 special permit at its discretion or, if the permit is  
 10 issued, limit the number of trips or establish seasonal or  
 11 other time limitations within which the vehicle, combination  
 12 of vehicles, load, object, or other thing described may be  
 13 operated on the public highways indicated, or otherwise  
 14 limit or prescribe conditions of operation of the vehicle,  
 15 combination of vehicles, load, object, or other thing when  
 16 necessary to assure against damage to the road foundation,  
 17 surfaces, or structures or safety of traffic, and may  
 18 require an undertaking or other security considered  
 19 necessary to compensate for injury to a roadway or road  
 20 structure. During harvest no permit may be denied to  
 21 oversize harvest or harvest-related agricultural machinery  
 22 solely on the grounds that the travel takes place on a  
 23 Saturday or Sunday. No permit may be denied to dealers in  
 24 implements of husbandry and self-propelled machinery solely  
 25 on the grounds that the travel may take place on a Saturday

1 or Sunday."

2 Section 3. Section 61-10-124, MCA, is amended to read:

3 "61-10-124. Special permits -- fee. (1) In Except as  
 4 provided in subsection (2)(b), in addition to the regular  
 5 license and gross vehicle weight fees, a fee of \$6 for each  
 6 permit issued in excess of the size and weight specified in  
 7 61-10-101 through 61-10-110 shall be paid for all movements  
 8 under special permits on the public highways under the  
 9 jurisdiction of the department.

10 (2) (a) Term Except as provided in subsection (2)(b),  
 11 term or blanket permits may not be issued for an overwidth  
 12 vehicle, combination of vehicles, load, or other thing in  
 13 excess of 15 feet, an overlength vehicle, combination of  
 14 vehicles, load, object, or other thing in excess of 85 feet,  
 15 and an overheight vehicle, combination of vehicles, load, or  
 16 other thing in excess of 13 1/2 feet or of a limit  
 17 determined by the department. A vehicle, combination of  
 18 vehicles, load, or other thing in excess of these dimensions  
 19 is limited to trip permits.

20 (b) A term permit may be issued to a dealer in  
 21 implements of husbandry and self-propelled machinery for an  
 22 overwidth or overlength vehicle referred to in subsection  
 23 (2)(a). The fee for this permit is \$75. This permit covers  
 24 a period of 1 year and expires on December 31 of each year  
 25 with no grace period.



LC 1295/01

1           (3) A Except as provided in subsection (2)(b), a fee  
2 of \$6 shall be paid for each overweight permit issued, but  
3 a permit may not be issued for a period of time greater than  
4 the license period provided in this title, including grace  
5 periods allowed by this title. Owners of vehicles licensed  
6 in other jurisdictions may, at the discretion of the  
7 department, purchase permits to expire with their  
8 registration. A license required by the state governs the  
9 issuance of a special permit."

-End-

SB 4106

1 SENATE BILL NO. 406

2 INTRODUCED BY CONOVER, JERGESON, GRAHAM, BOYLAN,

3 FASBENDER, KOLSTAD, ETCHART, NELSON

4  
5 A BILL FOR AN ACT ENTITLED: "AN ACT TO PERMIT A DEALER IN  
6 IMPLEMENTS OF HUSBANDRY OR PURCHASERS OF THE SAME TO  
7 TRANSPORT SUCH IMPLEMENTS ON SATURDAY AND SUNDAY; TO PROVIDE  
8 FOR THE PURCHASE OF AN OVERSIZE PERMIT BY SUCH DEALER FOR  
9 \$75 TO COVER A PERIOD OF 1 YEAR; AMENDING SECTIONS  
10 61-10-121, 61-10-122, AND 61-10-124, MCA."

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

13 Section 1. Section 61-10-121, MCA, is amended to read:

14 "61-10-121. Permits for excess size and weight. (1)

15 The department of highways and local authorities in their  
16 respective jurisdictions may in their discretion, upon  
17 application in writing and with good cause shown, issue a  
18 special permit in writing authorizing the applicant to  
19 operate or move a vehicle, combination of vehicles, load,  
20 object, or other thing of a size or weight exceeding the  
21 maximum specified in 61-10-101 through 61-10-110 upon a  
22 highway under the jurisdiction of and for the maintenance of  
23 which the body granting the permit is responsible. However,  
24 only the department has the discretion to issue permits for  
25 movement of a vehicle or combination of vehicles carrying

1 built-up or reducible loads in excess of 9 feet in width or  
2 exceeding the length, height, or weight specified in  
3 61-10-101 through 61-10-110. This permit shall be issued in  
4 the public interest. A carrier receiving this permit must  
5 have public liability and property damage insurance for the  
6 protection of the traveling public as a whole. A permit may  
7 not be issued for a period of time greater than the license  
8 period provided in this title, including grace periods  
9 allowed by this title. Owners of vehicles licensed in other  
10 jurisdictions may, at the discretion of the department,  
11 purchase permits to expire with their registration. A  
12 license required by the state governs the issuance of a  
13 special permit. The department may issue oversize permits to  
14 dealers in implements of husbandry and self-propelled  
15 machinery OR PURCHASERS OF THE SAME which may be transferred  
16 from unit to unit by the dealer for the fees set forth in  
17 61-10-124. These oversize permits may not restrict dealers  
18 in implements of husbandry and self-propelled machinery OR  
19 PURCHASERS OF THE SAME from traveling on a Saturday or  
20 Sunday. These oversize permits expire on December 31 of each  
21 year with no grace period. For the purposes of this section,  
22 a dealer in implements of husbandry or self-propelled  
23 machinery must be a resident of the state. A post-office box  
24 number is not a permanent address under this section.

25 (2) The applicant for a special permit shall

1 specifically describe the powered vehicle or towing vehicle  
 2 and generally describe the type of vehicle, combination of  
 3 vehicles, load, object, or other thing to be operated or  
 4 moved and the particular state highways over which the  
 5 vehicle, combination of vehicles, load, object, or other  
 6 thing is to be moved and whether the permit is required for  
 7 a single trip or for continuous operation."

8 Section 2. Section 61-10-122, MCA, is amended to read:

9 "61-10-122. Discretion of issuer -- conditions. The  
 10 department or local authority may issue or withhold a  
 11 special permit at its discretion' or, if the permit is  
 12 issued, limit the number of trips or establish seasonal or  
 13 other time limitations within which the vehicle, combination  
 14 of vehicles, load, object, or other thing described may be  
 15 operated on the public highways indicated, or otherwise  
 16 limit or prescribe conditions of operation of the vehicle,  
 17 combination of vehicles, load, object, or other thing when  
 18 necessary to assure against damage to the road foundation,  
 19 surfaces, or structures or safety of traffic, and may  
 20 require an undertaking or other security considered  
 21 necessary to compensate for injury to a roadway or road  
 22 structure. During harvest no permit may be denied to  
 23 oversize harvest or harvest-related agricultural machinery  
 24 solely on the grounds that the travel takes place on a  
 25 Saturday or Sunday. No permit may be denied to dealers in

1 implements of husbandry and self-propelled machinery OR  
 2 PURCHASERS OF THE SAME solely on the grounds that the travel  
 3 may take place on a Saturday or Sunday."

4 Section 3. Section 61-10-124, MCA, is amended to read:

5 "61-10-124. Special permits -- fee. (1) In Except as  
 6 provided in subsection (2)(b), in addition to the regular  
 7 license and gross vehicle weight fees, a fee of \$6 for each  
 8 permit issued in excess of the size and weight specified in  
 9 61-10-101 through 61-10-110 shall be paid for all movements  
 10 under special permits on the public highways under the  
 11 jurisdiction of the department.

12 (2) (a) Term Except as provided in subsection (2)(b),  
 13 term or blanket permits may not be issued for an overwidth  
 14 vehicle, combination of vehicles, load, or other thing in  
 15 excess of 15 feet, an overlength vehicle, combination of  
 16 vehicles, load, object, or other thing in excess of 85 feet,  
 17 and an overheight vehicle, combination of vehicles, load, or  
 18 other thing in excess of 13 1/2 feet or of a limit  
 19 determined by the department. A vehicle, combination of  
 20 vehicles, load, or other thing in excess of these dimensions  
 21 is limited to trip permits.

22 (b) A term permit may be issued to a dealer in  
 23 implements of husbandry and self-propelled machinery OR  
 24 PURCHASERS OF THE SAME for an overwidth or overlength  
 25 vehicle referred to in subsection (2)(a). The fee for this

1 permit is \$75. This permit covers a period of 1 year and  
2 expires on December 31 of each year with no grace period.

3 (3) A Except as provided in subsection (2)(b), a fee  
4 of \$6 shall be paid for each overweight permit issued, but  
5 a permit may not be issued for a period of time greater than  
6 the license period provided in this title, including grace  
7 periods allowed by this title. Owners of vehicles licensed  
8 in other jurisdictions may, at the discretion of the  
9 department, purchase permits to expire with their  
10 registration. A license required by the state governs the  
11 issuance of a special permit."

-End-

## SENATE BILL NO. 406

INTRODUCED BY CONOVER, JERGESON, GRAHAM, BOYLAN,  
FASBENDER, KOLSTAD, ETCHART, NELSON

A BILL FOR AN ACT ENTITLED: "AN ACT TO PERMIT A DEALER IN  
IMPLEMENTS OF HUSBANDRY ~~OR PURCHASERS OF THE SAME~~ TO  
TRANSPORT SUCH IMPLEMENTS ON SATURDAY AND SUNDAY; TO PROVIDE  
FOR THE PURCHASE OF AN OVERSIZE PERMIT BY SUCH DEALER FOR  
\$75 TO COVER A PERIOD OF 1 YEAR; AMENDING SECTIONS  
61-10-121, 61-10-122, AND 61-10-124, MCA."

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

Section 1. Section 61-10-121, MCA, is amended to read:

"61-10-121. Permits for excess size and weight. (1)

The department of highways and local authorities in their  
respective jurisdictions may in their discretion, upon  
application in writing and with good cause shown, issue a  
special permit in writing authorizing the applicant to  
operate or move a vehicle, combination of vehicles, load,  
object, or other thing of a size or weight exceeding the  
maximum specified in 61-10-101 through 61-10-110 upon a  
highway under the jurisdiction of and for the maintenance of  
which the body granting the permit is responsible. However,  
only the department has the discretion to issue permits for  
movement of a vehicle or combination of vehicles carrying

built-up or reducible loads in excess of 9 feet in width or  
exceeding the length, height, or weight specified in  
61-10-101 through 61-10-110. This permit shall be issued in  
the public interest. A carrier receiving this permit must  
have public liability and property damage insurance for the  
protection of the traveling public as a whole. A permit may  
not be issued for a period of time greater than the license  
period provided in this title, including grace periods  
allowed by this title. Owners of vehicles licensed in other  
jurisdictions may, at the discretion of the department,  
purchase permits to expire with their registration. A  
license required by the state governs the issuance of a  
special permit. The department may issue oversize permits to  
dealers in implements of husbandry and self-propelled  
machinery ~~OR PURCHASERS OF THE SAME~~ which may be transferred  
from unit to unit by the dealer for the fees set forth in  
61-10-124. ~~These oversize permits may not restrict dealers  
in implements of husbandry and self-propelled machinery OR  
PURCHASERS OF THE SAME from traveling on a Saturday or  
Sunday.~~ These oversize permits expire on December 31 of each  
year with no grace period. For the purposes of this section,  
a dealer in implements of husbandry or self-propelled  
machinery must be a resident of the state. A post-office box  
number is not a permanent address under this section.

(2) The applicant for a special permit shall

1 specifically describe the powered vehicle or towing vehicle  
 2 and generally describe the type of vehicle, combination of  
 3 vehicles, load, object, or other thing to be operated or  
 4 moved and the particular state highways over which the  
 5 vehicle, combination of vehicles, load, object, or other  
 6 thing is to be moved and whether the permit is required for  
 7 a single trip or for continuous operation."

8 Section 2. Section 61-10-122, MCA, is amended to read:

9 "61-10-122. Discretion of issuer -- conditions. The  
 10 department or local authority may issue or withhold a  
 11 special permit at its discretion or, if the permit is  
 12 issued, limit the number of trips or establish seasonal or  
 13 other time limitations within which the vehicle, combination  
 14 of vehicles, load, object, or other thing described may be  
 15 operated on the public highways indicated, or otherwise  
 16 limit or prescribe conditions of operation of the vehicle,  
 17 combination of vehicles, load, object, or other thing when  
 18 necessary to assure against damage to the road foundation,  
 19 surfaces, or structures or safety of traffic, and may  
 20 require an undertaking or other security considered  
 21 necessary to compensate for injury to a roadway or road  
 22 structure. During harvest no permit may be denied to  
 23 oversize harvest or harvest-related agricultural machinery  
 24 solely on the grounds that the travel takes place on a  
 25 Saturday or Sunday. No permit may be denied to dealers in

1 implements of husbandry and self-propelled machinery OR  
 2 PURCHASERS-OF-THE-SAME solely on the grounds that the travel  
 3 may take place on a Saturday or Sunday."

4 Section 3. Section 61-10-124, MCA, is amended to read:

5 "61-10-124. Special permits -- fee. (1) Except as  
 6 provided in subsection (2)(b), in addition to the regular  
 7 license and gross vehicle weight fees, a fee of \$6 for each  
 8 permit issued in excess of the size and weight specified in  
 9 61-10-101 through 61-10-110 shall be paid for all movements  
 10 under special permits on the public highways under the  
 11 jurisdiction of the department.

12 (2) (a) Term Except as provided in subsection (2)(b),  
 13 term or blanket permits may not be issued for an overwidth  
 14 vehicle, combination of vehicles, load, or other thing in  
 15 excess of 15 feet, an overlength vehicle, combination of  
 16 vehicles, load, object, or other thing in excess of 85 feet,  
 17 and an overheight vehicle, combination of vehicles, load, or  
 18 other thing in excess of 13 1/2 feet or of a limit  
 19 determined by the department. A vehicle, combination of  
 20 vehicles, load, or other thing in excess of these dimensions  
 21 is limited to trip permits.

22 (b) A term permit may be issued to a dealer in  
 23 implements of husbandry and self-propelled machinery OR  
 24 PURCHASERS--OF--THE--SAME for an overwidth or overlength  
 25 vehicle referred to in subsection (2)(a). The fee for this

1 ~~permit is \$75. This permit covers a period of 1 year and~~  
2 ~~expires on December 31 of each year with no grace period.~~

3 (3) ~~A Except as provided in subsection (2)(b), a fee~~  
4 ~~of \$6 shall be paid for each overweight permit issued, but~~  
5 ~~a permit may not be issued for a period of time greater than~~  
6 ~~the license period provided in this title, including grace~~  
7 ~~periods allowed by this title. Owners of vehicles licensed~~  
8 ~~in other jurisdictions may, at the discretion of the~~  
9 ~~department, purchase permits to expire with their~~  
10 ~~registration. A license required by the state governs the~~  
11 ~~issuance of a special permit."~~

-End-

HOUSE OF REPRESENTATIVES  
March 8, 1979

Committee on Highways and Transportation Amendments to SB 406,  
3rd Reading copy, as follows:

1. Title, line 5.  
Following: "HUSBANDRY"  
Insert: "OR PURCHASERS OF THE SAME"
2. Page 2, line 14.  
Following: "machinery"  
Insert: "or purchasers of the same"
3. Page 2, line 17.  
Following: "machinery"  
Insert: "or purchasers of the same"
4. Page 3, line 24.  
Following: "machinery"  
Insert: "or purchasers of the same"
5. Page 4, line 21.  
Following: "machinery"  
Insert: "or purchasers of the same"

AND AS AMENDED BE CONCURRED IN



April 7, 1979

GOVERNOR'S PROPOSED AMENDMENTS TO SENATE BILL NO. 406

1. Title, line 6 after "HUSBANDRY"  
--Strike: "OR PURCHASERS OF THE SAME"
2. Page 2, line 15 after "machinery"  
Strike: "OR PURCHASERS OF THE SAME"
3. Page 2, line 18 after "machinery"  
Strike: "OR PURCHASERS OF THE SAME"
4. Page 4, line 1 after "machinery"  
Strike: "OR PURCHASERS OF THE SAME"
5. Page 4, line 23 after "machinery"  
Strike: "OR PURCHASERS OF THE SAME"