## INTRODUCED QY SHONTZ

IN THE HOUSE

January 16. 1981

February 14, 1921

February 16. 1981

February 17, 1981
February 18, 1981
February 19, 1981

February 20, 1981

March 14, 1981

March 16. 1981
March 18, 1981

March 19. 1981

April 7. 1981

Introduced and referred to Comalttee on Highways and Transportation.

Committee recommend bill do pass as amended. Report adopted.

Bill printed and placed on members' desks.
second reading, do pais.
Correctiy engroased.
Third reading, passed. Ayes, 100 , Hoes, 0. Transmitted to senate.

IN THE SEAATE
Introduced and referred to Committee on bighway and Pransportation.

Comittae recommend bill be concurred in as amended. Report adopted.
second reading, concurred in.
Third reading, concurred in as amended. Ayes, 44; Noes, 4.

IN MHE HOUSE
Returned from Senate with amendments.
second reading, amendments concurred in.

On motion, rules suspended and bill placed on thira reading this day.
thicd reading, amendments concurred in. Ayes, 97t Noes, 0 . Sent to enrolling.

Reported correctly enrolled.
and $N$ equals number of axles. However, the maximum allowable gross weight on a group of axles may not exceed 3 the following values:


INTRODUCED BILL HB 299
"61-10-144. Violation of siandards -- seven percent allowance. (1) It is a misdemeanor for a person, firmy or corporation to violate any provision of s1-10-101 through 61-10-110.
(2) However, the operator of a vehicle or corbination cf venicles may move over the highsays to the first open state scale, permanent or portable, without incurring the excess weight penalties set forth in 61-10-145 if the total gross welight of the vehicle or combination of vehicles does not exceed allowable weight limitations by more than 7\%. In the event the vehicle or conbination of vehicles is not in excess of the allowable meight limitations by more than $7 \%$, the departinent way issue a single trip permit for the fee of $\$ 10$ for allowing said vehicle or conbination of vehicles to move over the highways to the first facility where its load can be safely adjusted or to its destinstion. Violations in

 conforn to the size and weight limitations before the venicle or comiznation of venicles is movet frim the point of weighing.
(3)_Ihe_cperator_ef_a__yebicle_whc_uas_receiyed_a permit_for_the_moyemeat_of__cacicultural_aroducts_during bacxest_season_under_6l=10-107_is__exenzt_from_tbe_single trip_oermit_fee_of 510 charged_under_subsection_121e"


## Approved by Conmittee Approved by Committee on Highways \& Iransportation

HOUSE BILL NO. 299
INTRODUCED EY SHONTZ

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allowable gross weight on a group of axles may not exceed
the following values:
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6 axies 90,000 pounds
7 axles 105.500 pounds
8 axles 105,500 pounds
9 axles 105,500 pounds
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movement--of--agrieuteurot--products--during-harvest-season
remains-in-effett-for-the-dwrbtion-of--that--yearge--marvest
season"
H3+--An--applicant--who-receives-o-speeiot-permit-under
ehis-section--for--the--movement-of--agricotturat--produces
during-harvest-season-is-exempt-from-the-singte-trip-permit
fee-emarged-under-6i-t0-t44tzt* (2) A SPECIAL_PERMIT ISSUED
UNDER SUBSECTION_ILL FOR THE TRANSPORIAIIDNGF AGRICULIURAL
PRODUCIS_BY_FARM YEHICLES FROM_A HARVESIING_COMBINE OR OIHER
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BE_FDR THE FULL_TERM_DF THE HARUESI SEASON OF THE
AGRICULTURAL_PRODUCT TRANSPORTED.
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fZitutil31 This section does not apply to highways

SECOND READING

| 1 | which are a part of the national system of interstate and |
| :---: | :---: |
| 2 | defense highways (as referred to in 23 U.S.C. 127) when |
| 3 | application of this section would prevent this state from |
| 4 | receiving federal funds for highway purposes." |
| 5 | Section 2. Section 61-10-144, MCA, is amended to read: |
| 6 | m61-10-144. Violation of standards -- seven percent |
| 7 | allowance. (1) It is a misdemeanor for a person, firmp or |
| 8 | corporation to violate any provision of 61-10-101 through |
| 9 | 61-10-110. |
| 10 | (2) However, the operator of a vehicle of combination |
| 11 | of vehicles may move over the highways to the first open |
| 12 | state scale, permanent or portable, without incurring the |
| 13 | excess weight penalties set forth in 61-10-145 if the total |
| 14 | gross weight of the vehicle or combination of vehicles does |
| 15 | not exceed allowable weight limitations by more than 7\%. In |
| 16 | the event the vehicle or combination of vehicles is not in |
| 17 | excess of the allowable weight limitations by more than $7 \boldsymbol{\%}$ |
| 18 | the department may issue a single trip permit for the fee of |
| 19 | \$10 for allowing said vehicle or combination of vehicles to |
| 20 | move over the highways to the first facifity where its load |
| 21 | can be safely adjusted or to its destination. Violations in |
| 22 | excess of 7\% are subject to the fines provided in $61-10-145$, |
| 23 | and all loads in excess of 7\% must be adjusted or reduced to |
| 24 | conform to the size and weight limitations before the |
| 25 | vehicle or combination of vehicles is moved from the point |


#### Abstract

of weighing.    trip-permit-feezof-ste-ehargetunder-sobsection=tきts (3) AN OPERATOR DF A YEHICLE OR_COMBINATION_OF VEHICLES SUBJECI TO THE PROVISIONS OF 61-10-107I21 MAY MOVE OVER_A_HIGHWAY_ EXCEPI_ANY HIGHHAY HHICH IS_PART DF THE FEOERAL AID INTERSIAIE_SYSTEM,HITHIM_SOMILE RADIUS OE THE HARVESTEO FIELD TO THE POINT OF FIRSI UNLOADINGQ WITHOUT INCURRING IHE EXCESS HEIGHI PENALTIES SEI FORTH IN 61-10-145 TF IME TOTAL GROSS HEIGHI OF THE VEHICLE OR COMBIMAIION OF VEHICLES_OOES NOT EXCEED ALL OWABLE_HEIGHT LIMITATIONS OY MORE THAN_ZO_PERCENT PER AXLEE THE YEHICLE OR COMBINATION OF VEHICLES MAY_NOI_EXCEED_GO_MILES PER HOUR-_NO SINGLE TRIP PERHIT AS REOUIRED IN SUBSECTION 122 SHALL BE APPLICABLE_TO SUCH VEHICLE OR_COMBINAIION_DF YEHICLES. WHEN SUCH YEHICLES OR_COMBINATION OF YEHICLES VIOLATES_ANY OF_THE PROVISIONS OF IHIS SUBSECTION, THE FINE OR PENALTY IMPOSED SHALL APPLY IN THAI PORIION_OF THE LOAD ABCVE THE LEGAL_LIMIT:" horvest--seoson--under-6t-t是-107-is-exempt-from-the-singte




## HOUSE BILL NO. 299

## INTRODUCED BY SHONTZ

A EILL FOR AN ACT ENTITLED: TAN ACT TO EXEMPT A PERSON RECEIVING A PERMIT FOR THE MOVEMENT OF AGRICULTURAL PRODUCTS from single trip permit fees; amending sections 6l-10-107 ANO 61-10-144. MCA."
be it enacted gy the legislature of the state of montana:
Section 1. Section 61-10-107, MCA, is amended to read:
*61-10-107. Maximum gross axle weight -- permit required. (l) The department of highways may, based on evaluation of safety, highway capacity, and economics of highway maintenance and vehicle operation, authorize by special permit at a fee of slo, specifiying highway routings, the operation of a vehicle having two but not more than nine axles if the maximum single axle load is 20,000 pounss and if no two consecutive axles more than 40 inches or less than 96 inches apart carry a load in excess of 34,000 pounds. For purposes of this section, axles 40 inches or less apart are considered as a single axle. The maximum gross weight allowed on a vehicle or combination so authorized by this special permit shall be determined oy the formula $w$ equals 500 \{LN/N minus $l$ plus 12 N plus 361 ín which $H$ equals gross weight, Lequals wheel base in feet.
and $N$ equals number of axles. However, the maximum allowable gross weight on a group of axles may not exceed the following values:

40,000 pounds
3 axles 60,000 pounds
4 axies 80,000 pounds
5 axtes 85,500 pounds
6 axles 90,000 pounds
7 axles 105,500 pounds
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(3t--An--0pp+icant--who-receives-a-speciat-permit-under this-seetion--for--the--movement--of--agrietterfot--produets during--harvest-season-is-exempt-from-the-singte-tpip-permit fee-eharged-under-6z-te-t44tziz 121_A_SPECIAL_PERMIT ISSUED UNDER_SUBSECTIGN_(I) FOR THE_TRANSPQRTAFION OF AGRICULTURAL PRODUCIS BY FARM VEHICLES FROM A HARVESTING COMSINE OR OTHER HARVESTING MACHINERY TO THE POINT OF EIRSI UNLOADING SHALL EE FQR THE FULL TERM_OF IHE HARVEST SEASON OF_THE AGRICULTURAL_PROQUCT_TRANSPORTED.
teftuti 31 This section does not apply to highways


#### Abstract

Which are a part of the national system of interstate and defense highways (as referred to in 23 U.5.C. 127) when application of this section would prevent this state from receiving fegeral funds for highway purposes."

Section 2. Section 61-10-144, itCA. is amended to read: "61-10-144. Violation of standards -- seven percent allowance. (I) It is a misdemeanor for a person, firmp or corporation to violate any provision of 61-ig-10l through 61-10-110. (2) However, the operator of a vehicte or combination of vehicles may move over the highways to the first open state scaler permanent or portable, withcut incuring the excess weight penalties set forth in ol-10-145 if the total gross weight of the vehicle or combination of vehicles does not exceed allowable weight limitations by more than 7\%. In the event the vehicle or combination of vehicles is not in excess of the allowable weight limitations by more than $7 \%$. the department may issue a single trip permit for the fee of $\$ 10$ for allowing said vehicle or combination of vehicies to move over the highways to the first facility where its load can be safely adjusted or to its destination. Violations in excess of $7 \%$ are subject to the fines provided in 61-10-145, and all loads in excess of $7 \%$ must be adjusted or reduced to conform to the size and weight limitations before the vehicle or combination of vehicles is moved from the point


#### Abstract

of weighing.     (3) AN DPERAIOR OF YEHICLE OR COMBINAIION__UF VEHICLES_SUEJECI TO THE PROVISIONS OF OL-10-1OTISL MAY MOYE OVER_A_HIGHWAY, EXCEPI_ANY HIGHWAY HHICH IS_PART_OF THE FEDERAL AID INTERSIAIE SYSTEM, WITHIN A 50 MILE RAOIUS OF THE HARVESIEO FIELDIO_IHE PGINI DF FIRST UNLOADING. WITHOUI INCURRING_THE EXCESS_HEIGHI_PENALTIES SET FORTH_IN_61-IO-145 IF THE TOIAL GROSS WEIGHT OF THE VEHICLE OR COMBINAIION_JF VEHICLES DOES_NOT EXXEED_ALLCWAZE WEIGHI LIMITATIONS ZY MORE THAN_ZD_PERCENI_PER AXLE. IHE VEHICLE OR COMBINAIION UF VEHICLES_MAY_NOI EXCEED 4O MILES PER HOUR._NO_SINGLE TRIP PERMII AS REQUIRED IN SUBSECTIDN ITI SHALL BE APPLICABLE TO SUCH VEHICLE OR_COMBINATION OE VEHICLES. WHEX SUCH VEHICLES OR COMBINAIION OF VEHICLES VIOLATES ANY OF THE PROVISIONS UF IHIS SUBSECTION2 THE FINE OR PENALIY IMPOSEO SHALL APPLY IT IHAT PURIION OF THE LOAD ABCVE THE LEGGL LIMIT: "


-End-

## HOUSE SILL NO. 299

INTRODUCED aY SHONT
a BILL for AN act entitleo: "an act to exempt a person receiving a permit for the movement of agriculeural provucts from single trip permit fees; amending sections or-10-107 ANO 61-10-144. MCA﹎ANO_PRUVIOING AN_EFEECIIVEDATE."
be it enacteo ey the legislature of the state :jf montana:
Section l. Section 61-10-107, MCA, is amended to read: "sl-10-107. Maximum gross axle weight -- permit required. (1) The department of highways may, based on evaluation of safety, highway capacity, and economics of nighway maintenance and vehicle operation authorize oy special permit at a fee of \$10. specifiying hignway routings, the operation of a venicle having two but not more than nine axies if the maximum single axle load is 20,000 pounas and if no two consecutive axles more than 40 inches or less than 96 inches aport carry a load in excess of 34.000 pounds. For purposes of this section, axles 40 inches or less apart are considered as a single axle. Ine maximum gross wataht allowed on a venicle or cumbination so authorlzed by this special permit shall be determined uy the formuat mequals 500 (LiN/N minus 1 plus L2if plus 36) in whicn $\dot{H}$ equals gross weight, $L$ equals wheel base in feet.
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REFERENCE BILL

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OVER_A_HIGHWAY*_EXCEPT ANY HIGHWAY WHICH__IS__PGRI_DF_IHE
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## SENATE STANDING COMMITTEE REPORT (Highways \& Transportation)

That House Bill No. 299 be amended as follows:

1. Title, line 7.

Foilowing: "MCA"
Insert: "; AND PROVIDING AN EFFECTIVE DATE"
2. Page 4, following line 20.

Insert: "Section 3. Effective date. [This act] is effective on July 1, 1981."
3. Page 4, line 14.

Following: "AXLE"
Insert: "but the maximum load per inch of tire width may not exceed 670 pounds"

