

House Bill 320

In The House

January 19, 1981	Introduced and referred to Committee on Highways and Transportation.
February 18, 1981	Committee recommend bill do pass.
February 19, 1981	Bill printed and placed on members' desks.
February 21, 1981	Second reading do pass.
February 23, 1981	Considered correctly engrossed.
February 24, 1981	Third reading passed.

In The Senate

March 2, 1981	Introduced and referred to Committee on Highways and Transportation.
March 14, 1981	Committee recommend bill not concurred.

In The House

March 17, 1981	Returned from Senate not concurred.
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## 1 STATEMENT OF INTENT

## 2 HOUSE BILL 320

3 House Highways and Transportation Committee  
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5 A statement of intent is required for this bill because  
6 it grants rulemaking authority to the Department of Highways  
7 to implement, interpret, and carry out the provisions  
8 relating to motor vehicle size, weight, and load  
9 restrictions.

10 The legislature intends that the department have  
11 discretion to adopt rules or to amend existing rules in such  
12 manner as will promote the enforcement of provisions  
13 regulating vehicles pursuant to Title 61, chapter 10, MCA,  
14 for the protection of the public and the state highways. It  
15 is intended that the department, with its expertise and  
16 experience in the administration and enforcement of gross  
17 vehicle weight laws, supplement the statutory provisions  
18 with such enforceable rules as are necessary to further the  
19 administration and regulation of vehicles under this  
20 chapter.

21 It is contemplated that such rules should supplement  
22 and interpret the provisions of Chapter 10, by providing:

23 (1) guidance and direction for the administration and  
24 collection of gross vehicle weight fees;

25 (2) implementation and regulation of the permit

1 systems authorized by statute; and

2 (3) regulation of the movement of vehicles with  
3 oversized or overweight loads for the purpose of insuring  
4 highway safety for the protection of the traveling public  
5 and the state highway system.

6 It is not intended that the department have the  
7 authority to adopt rules having the effect of increasing the  
8 size, weight, and height standards contained in Title 61,  
9 chapter 10.

Approved by Committee  
on Highways & Transportation

1                   HOUSE BILL NO. 320  
2                   INTRODUCED BY KROPP  
3                   BY REQUEST OF THE DEPARTMENT OF HIGHWAYS  
4  
5    A BILL FOR AN ACT ENTITLED:   "AN ACT TO AUTHORIZE THE  
6    DEPARTMENT OF HIGHWAYS TO ADOPT RULES IMPLEMENTING TITLE 61,  
7    CHAPTER 10, MCA, RELATING TO SIZE, WEIGHT, AND LOAD  
8    PROVISIONS."  
9  
10   BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
11       Section 1. Rulemaking authority. The department of  
12    highways may adopt and enforce rules to implement,  
13    interpret, or otherwise execute the provisions of this  
14    chapter.  
15       Section 2. Codification instruction. Section 1 is  
16    intended to be codified as an integral part of Title 61,  
17    chapter 10, and the provisions of Title 61, chapter 10,  
18    apply to section 1.

-End-

SECOND READING  
HB 320

STATEMENT OF INTENT

HOUSE BILL 320

House Highways and Transportation Committee

A statement of intent is required for this bill because it grants rulemaking authority to the Department of Highways to implement, interpret, and carry out the provisions relating to motor vehicle size, weight, and load restrictions.

The legislature intends that the department have discretion to adopt rules or to amend existing rules in such manner as will promote the enforcement of provisions regulating vehicles pursuant to Title 61, chapter 10, MCA, for the protection of the public and the state highways. It is intended that the department, with its expertise and experience in the administration and enforcement of gross vehicle weight laws, supplement the statutory provisions with such enforceable rules as are necessary to further the administration and regulation of vehicles under this chapter.

It is contemplated that such rules should supplement and interpret the provisions of Chapter 10, by providing:

- (1) guidance and direction for the administration and collection of gross vehicle weight fees;
(2) implementation and regulation of the permit

systems authorized by statute; and

- (3) regulation of the movement of vehicles with oversized or overweight loads for the purpose of insuring highway safety for the protection of the traveling public and the state highway system.

It is not intended that the department have the authority to adopt rules having the effect of increasing the size, weight, and height standards contained in Title 61, chapter 10.

