

HOUSE BILL NO. 488

INTRODUCED BY HEMSTAD

IN THE HOUSE

January 25, 1983	Introduced and referred to Committee on Highways and Transportation.
February 1, 1983	Committee recommend bill do pass as amended. Report adopted.
February 2, 1983	Bill printed and placed on members' desks.
	On motion taken from printing and referred to Committee on Highways and Transportation.
February 7, 1983	Statement of Intent attached.
	Committee recommend bill do pass as amended. Report adopted.
February 8, 1983	Bill printed and placed on members' desks.
February 9, 1983	Second reading, do pass.
February 10, 1983	Considered correctly engrossed.
February 11, 1983	Third reading, passed. Transmitted to Senate.

IN THE SENATE

February 12, 1983	Introduced and referred to Committee on Highways and Transportation.
March 2, 1983	Committee recommend bill be concurred in. Report adopted. Statement of Intent amended.

March 4, 1983

Second reading, concurred in.

March 7, 1983

Third reading, concurred in.
Ayes, 46; Noes, 2.

IN THE HOUSE

March 7, 1983

Returned to House with
amendments to Statement of
Intent.

March 9, 1983

Second reading, Statement of
Intent amendments concurred
in.

March 10, 1983

Third reading, Statement of
Intent amendments concurred
in. Sent to enrolling.

Reported correctly enrolled.

1 House BILL NO. 488
2 INTRODUCED BY Senstad
3

4 A BILL FOR AN ACT ENTITLED: "AN ACT EXCEPTING CERTAIN
5 SAFETY DEVICES FROM THE MEASUREMENT OF VEHICLE WIDTH;
6 AMENDING SECTION 61-10-102, MCA."
7

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

9 Section 1. Section 61-10-102, MCA, is amended to read:

10 "61-10-102. Width. (1) No vehicle, including a bus,
11 unloaded or with load, may have a total outside width in
12 excess of 102 inches. This width for buses is allowed only
13 on paved highways 20 feet or more in width.

14 (2) This restriction does not apply to an implement of
15 husbandry or a vehicle used for hauling hay, moved or
16 propelled upon the highway during daylight hours for a
17 distance of not more than 100 miles if the movement is
18 incidental to the farming operations of the owner of the
19 implement of husbandry or the vehicle used for hauling hay.
20 If the implement or vehicle has a width in excess of 12
21 feet, it shall be preceded by flagman escorts for the
22 purpose of warning other highway users. This restriction
23 does not apply to dual-wheel tractors under 15 feet overall
24 width which are used in farming operations. The rear of the
25 implement of husbandry or vehicle used for hauling hay shall

1 properly display lights which meet the standard requirements
2 of 61-9-219. However, if the highway passes through a
3 hazardous area, the implements or vehicles must be preceded
4 and followed by flagman escorts.

5 ~~(3) A safety device that the department of highways~~
6 ~~determines by rule to be necessary for safe and efficient~~
7 ~~operation of motor vehicles is not included in the~~
8 ~~calculation of width provided in subsection (1)."~~

-End-

1 STATEMENT OF INTENT

2 HOUSE BILL 488

3 House Highways and Transportation Committee

4

5 A statement of intent is required for this bill because
6 it gives the highway patrol authority to allow by rule a
7 safety device on a vehicle to protrude beyond the 102-inch
8 width limit set in 61-10-102. This authorization is
9 necessary to conform with federal law that excludes from the
10 102-inch width limit safety-related appendages such as rear
11 view mirrors, twin signal lamps, marker lamps, steps and
12 handholds for entry and egress, flexible fender extensions,
13 mudflaps, splash and spray suppressant devices or designs,
14 refrigeration units, or air compressors which the highway
15 patrol may interpret as necessary for safe and efficient
16 operation of commercial motor vehicles.

SECOND READING

Second printing
No change in bill

Rereferred for statement
of intent and

Approved by Committee
on Highways & Transportation

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of 61-9-219. However, if the highway passes through a
hazardous area, the implements or vehicles must be preceded
and followed by flagman escorts.

~~(3) A safety device that the department of highways
HIGHWAY PATROL DIVISION determines by rule ADOPTED PURSUANT
TO 61-9-504 to be necessary for safe and efficient operation
of motor vehicles is not included in the calculation of
width provided in subsection (1)."~~

-End-

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2 HOUSE BILL 488

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THIRD READING
HB 488

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-End-

March 2, 1983

SENATE STANDING COMMITTEE REPORT
(Highways and Transportation)

That Statement of Intent on House Bill No. 488 be amended as follows:

1. Page 1, line 11.

Following: "mirrors,"

Strike: "twin"

Insert: "turn"

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2 HOUSE BILL 488

3 House Highways and Transportation Committee

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13 extensions, mudflaps, splash and spray suppressant devices
14 or designs, refrigeration units, or air compressors which
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REFERENCE BILL

HB 488

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