HOUSE BILL NO. 655

INTRODUCED BY HARP, DRISCOLL

IN THE HOUSE

February 5, 1983	Introduced and referred to Committee on Labor and Employment Relations.
February 15, 1983	Committee recommend bill do pass as amended. Report adopted.
	Statement of Intent attached.
Pebruary 16, 1983	Bill printed and placed on members' desks.
February 18, 1983	Second reading, do pass as amended. Statement of Intent stricken.
February 21, 1983	Correctly engrossed.
February 22, 1983	Third reading, passed. Transmitted to Senate.
IN THE S	enate
March 1, 1983	Introduced and referred to Committee on Business and Industry.
March 15, 1983	Committee recommend bill be concurred in. Report adopted.
March 17, 1983	Second reading, concurred in.
March 19, 1983	Third reading, concurred in. Ayes, 50: Noes. 0.

IN THE HOUSE

March 19, 1983

March 21, 1983

Returned to House.

Sent to enrolling.

Reported correctly enrolled.

2 INTRODUCED BY HARP David

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A BILL FOR AN ACT ENTITLED: "AN ACT TO EXCLUDE LINE TRUCKS AND BUCKET TRUCKS FROM THE LAWS REGULATING HOISTING ENGINES; AMENDING SECTION 50-76-101. MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

Section 1. Section 50-76-101, MCA, is amended to read:

"50-76-101. Where chapter not to apply. (1) This
chapter shall not apply to hoisting engines, air
compressors, or elevators under federal control or to
operating elevators in completed private or public

15 buildings.

(2) The provisions of this chapter shall not apply to forklifts and front-end and rear-end loaders or line trucks and bucket trucks.**

18 and bucket trucks.*

NEW_SECTION: Section 2. Effective date. This act is effective on passage and approval.

-End-

1	STATEMENT OF INTENT
2	HOUSE BILL 655
3	House Labor and Employment Relations Committee
4	
5	It is intended by this bill to amend Section 50-76-101
6	MCA, to exclude from the provisions of Title 50, Chapter 76
7	line trucks and bucket trucks engaged in the maintenance o
8	repair of existing facilities. Such trucks engaged in ne
9	construction are not excluded.
o	Because line trucks and bucket trucks are similar t
1	other equipment included in this chapter, it is necessary t
. 2	define and distinguish them. These trucks are no
.3	exclusively used for maintenance or repair and may b
4	adapted for new construction.
5	The Division of Workers' Compensation is delegated th
6	rulemaking authority to define the vehicles and exclud
.7	those intended by this amendment.

SECOND READING

48th Legislature

HB 0655/02

Approved by Committee on Labor & Employment Relations

1	HOUSE BILL NO. 655
2	INTRODUCED BY HARP, DRISCOLL
3	
4	A BILL FOR AN ACT ENTITLED: "AN ACT TO EXCLUDE LINE TRUCKS
5	AND BUCKET TRUCKS FROM THE LAWS REGULATING HOISTING ENGINES;
6	AMENDING SECTION 50-76-101, MCA; AND PROVIDING AN IMMEDIATE
7	EFFECTIVE DATE.*
8	
9	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
LO	Section 1. Section 50-76-101, MCA, is amended to read:
11	"50-76-101. where chapter not to apply. (1) This
12	chapter shall not apply to holsting engines, air
13	compressors, or elevators under federal control or to
14	operating elevators in completed private or public
15	buildings.
16	(2) The provisions of this chapter shall not apply to
17	forklifts and front-end and rear-end loaders <u>eculing-truck</u>
18	and-becket-trucka-
19	131_IHE_PROVISIONS_OF_THIS_CHAPIER_SHALL_NOT_APPLYI
20	LINE_TRUCKS_AND_BUCKET_TRUCKS_ENGAGED_IN_THE_MAINTENANCE_DI
21	REPAIR DE EXISTING FACILITIES IN ACCORDANCE WITH RULE
22	ADDPIED_BY_THE_DEPARTMENT."
23	NEW SECTION. Section 2. Effective date. This act is
24	effective on massage and approval.

-End-

48th Legislature HB 655

1	STATEMENT OF INTENT
2	HOUSE BILL 655
3	House Labor and Employment Relations Committee
4	
5	ft-is-intended-by-this-bill-to-amend-Section-50-76-101y
6	MCky-to-exclude-from-the-provisions-of-Title-58v-Chapter-76v
7	tine-brucks-and-bucket-trucks-engaged-in-the-maintenanceor
8	repairofexistingfscilitiesv-Such-trucks-engaged-in-new
9	construction-are-not-excluded.
16	Because-fine-trucks-and-bucket-trucksaresimiforto
11	other-equipment-ineluded-in-this-chaptery-it-is-necessary-to
12	defineanddistinguishthemwThesetrucksorenot
13	exclusively-usedformaintenanceorrepairandmaybe
14	adaoted-for-new-construction*
15	TheBivision-of-Workers≛-Compensation-is-dalegated-the
16	rulemaking-authority-todefinetheyehielesandexclude
17	those-intended-by-this-smendment:

THIRD READING

48th Legislature HB 0655/03 HB 0655/03

1	HOUSE BILL NO.	655
2	INTRODUCED BY HARP+	DRISCOLL
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chapter shall not apply to hoisting engines, air
compressors, or elevators under federal control or to
operating elevators in completed private or public
buildings.

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AS MEASURED FROM PIVOT PIN TO THE CENTER OF THE FURTHEST 2 PULLEY OR SHEAVE - "LINE TRUCKS" MAY BE EQUIPPED WITH A BOTARY DIGGING DEVICE AND ARE CAPABLE DE ATTAINING MAXIMUM ALLOHABLE HIGHWAY SPEEDS. BUCKET IRUCKS ARE PERSONNEL-LIETING DEVICES DESIGNED TO LIET PERSONNEL TO WORK 6 STATIONS_AROYE_GROUND: "BUCKET_TRUCKS" ARE NOT DESIGNED FOR 7 THE PURPOSES INTENDED FOR A "LINE IRUCK". 8 LINE-FRUCKS-AND-BUCKET-TRUCKS-ENGAGED-IN-IUC-MAINTENANCE--OR 10 REPAIR == 0E == EXISTING == EAGILITIES == IN- = AGGORDANGE == #IIH=RULES 11 ADDDIED-BY-IME-DEPARIMENIE" MEW_SECTION. Section 2. Effective date. This act is 12 13 effective on passage and approval.

-End-

-2- HB 655

THIRD READING

1	STATEMENT OF INTENT
2	HOUSE BILL 655
3	House Labor and Employment Relations Committee
4	
5	It-is-intended-by-this-bill-to-amend-Section-58-76-181,
6	MCAy-to-exclude-from-the-provisions-of-Title-58y-Chapter-Tóy
7	line-trucks-and-bucket-trucks-engaged-in-the-maintenanceor
8	repairofexistingfacilitiesu-Such-trucks-engaged-in-nex
9	construction-ore-not-exeluded.
0	Because-line-trucks-and-bucket-trucksaresimilarto
1	other-equipment-included-in-this-chaptery-it-is-necessary-to
2	defineanddistinguishthemThesetrucksarenot
.3	exclusively-usedformaintenanceorrepairandmaybe
4	adapted-for-new-constructions
5	TheBivision-of-Norkers*-Compensation-is-detegated-the
6	rulemoking-outhority-todefinethevehiclesandexclude
7	those-intended-by-this-smendments

REFERENCE BILL

HB 655

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AND BUCKET TRUCKS FROM THE LAWS REGULATING HOISTING ENGINE: AMENDING SECTION 50-76-101, MCA; AND PROVIDING AN IMMEDIAT EFFECTIVE DATE.* BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: Section 1. Section 50-76-101, MCA, is amended to read "50-76-101. Where chapter not to apply. (1) Thi chapter shall not apply to hoisting engines, as compressors, or elevators under federal control or a operating elevators in completed private or public buildings. (2) The provisions of this chapter shall not apply to forklifts and front-end and rear-end loaders enginestruck and=bucket=trucks OR_LINE_TRUCKS_AND_BUCKET_TRUCKS. EOR_TE PURPOSES_OE_THIS_SECTIONs_PLINE_TRUCKS. ARE_HOISTING_AND DIGGING_DEVICES_MOUNTED_ON_A_STANDARD_MANUFACTURER'S_TRUCKS DRIVER_AND_TWO_OR_MORE_CREMMENs_MLINE_TRUCKS** ARE_EQUIPPE WITH_A_HYDRAULICALLY_DEFRATEDs_TELESCOPING_BOOM_MHICH_USES_		
A BILL FOR AN ACT ENTITLED: "AN ACT TO EXCLUDE LINE TRUCKS AND BUCKET TRUCKS FROM THE LAWS REGULATING HOISTING ENGINE: AMENDING SECTION 50-76-101, MCA; AND PROVIDING AN IMMEDIAT EFFECTIVE DATE." BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: Section 1. Section 50-76-101, MCA, is amended to reach section 1. Section 50-76-101, MCA, is amended to reach chapter shall not apply to hoisting engines, and compressors, or elevators under federal control or section generating elevators in completed private or public buildings. (2) The provisions of this chapter shall not apply the forklifts and front-end and rear-end loaders or line trucks and bucket trucks OR LINE TRUCKS AND BUCKET TRUCKS. FOR Its PURPOSES OF THIS SECTION: "LINE TRUCKS" ARE HOISTING AND DIGGING DEVICES HOUNTED ON A STANDARD MANUFACTURER'S TRUCKS CHASSIS MITH AN ALL-MEATHER CAB CAPABLE OF TRANSPORTING. ORIVER AND IND OR MORE CREMMEN. "LINE TRUCKS" ARE EQUIPPE WITH A HYDRAULICALLY OPERATED: TELESCOPING BOOM MHICH USES.	1	MOUSE BILL NO. 655
A BILL FOR AN ACT ENTITLED: "AN ACT TO EXCLUDE LINE TRUCKS AND BUCKET TRUCKS FROM THE LAWS REGULATING HOISTING ENGINE: AMENDING SECTION 50-76-101, MCA; AND PROVIDING AN IMMEDIAT EFFECTIVE DATE." BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: Section 1. Section 50-76-101, MCA; is amended to read "50-76-101. Where chapter not to apply. (1) This chapter shall not apply to hoisting engines, as compressors, or elevators under federal control or of operating elevators in completed private or public buildings. (2) The provisions of this chapter shall not apply to forklifts and front-end and rear-end loaders of this end-bucket trucks OR LINE TRUCKS. AND BUCKET TRUCKS. FOR THE PURPOSES OF THIS SECTION: "LINE TRUCKS" ARE HOISTING AND DIGGING DEVICES HOUNTED ON A STANDARD MANUFACTURER'S TRUCKS CHASSIS HITH AN ALL-MEATHER CAB CAPABLE OF TRANSPORTING. DRIVER AND IND OR MORE CREMMENT "LINE TRUCKS" ARE EQUIPPE WITH A HYDRAULICALLY OPERATED: TELESCOPING BOOM MHICH USES.	2	INTRODUCED BY HARP, DRISCOLL
AND BUCKET TRUCKS FROM THE LAWS REGULATING HOISTING ENGINE: AMENDING SECTION 50-76-101, MCA; AND PROVIDING AN IMMEDIAT EFFECTIVE DATE.* BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: Section 1. Section 50-76-101, MCA, is amended to read "50-76-101. Where chapter not to apply. (1) Thi chapter shall not apply to hoisting engines, as compressors, or elevators under federal control or a operating elevators in completed private or public buildings. (2) The provisions of this chapter shall not apply to forklifts and front-end and rear-end loaders enginestruck and=bucket=trucks OR_LINE_TRUCKS_AND_BUCKET_TRUCKS. EOR_TE PURPOSES_OE_THIS_SECTIONs_PLINE_TRUCKS. ARE_HOISTING_AND DIGGING_DEVICES_MOUNTED_ON_A_STANDARD_MANUFACTURER'S_TRUCKS DRIVER_AND_TWO_OR_MORE_CREMMENs_MLINE_TRUCKS** ARE_EQUIPPE WITH_A_HYDRAULICALLY_DEFRATEDs_TELESCOPING_BOOM_MHICH_USES_	3	
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PURPOSES DE IHIS SECTION: "LINE IRUCKS" ARE HOISTING AND DIGGING DEVICES MOUNTED ON A STANDARD MANUEACTURER'S IRUC CHASSIS WITH AN ALL-MEATHER CAB CAPABLE DE TRANSPORTING DRIVER AND IWO OR MORE CREWMEN: "LINE TRUCKS" ARE EQUIPPE WITH A HYDRAULICALLY DRERATED: TELESCOPING BOOM WHICH USES	7	forklifts and front-end and rear-end loaders or time-truck
DIGGING DEVICES MOUNTED ON A STANDARD MANUFACTURER'S TRUC CHASSIS WITH AN ALL-MEATHER CAB CAPABLE OF TRANSPORTING DRIVER AND IND OR MORE CREWNEN: "LINE TRUCKS" ARE EQUIPPE WITH A HYDRAULICALLY OPERATED: TELESCOPING BOOM WHICH USES	В	and-bucket-frucks OR LINE IRUCKS AND BUCKET IRUCKS. FOR IN
CHASSIS_WITH_AN_ALL=MEATHER_CAB_CAPABLE_OF_TRANSPORTING_ DRIVER_AND_TWO_OR_MORE_CREWMEN_= "LINE_TRUCKS" ARE_EQUIPPE WITH_A_HYDRAULICALLY_DPERATED. TELESCOPING_BOOM_WHICH_USES_	,	PURPOSES OF THIS SECTION, "LINE TRUCKS" ARE HOISTING AND
2 DRIVER_AND_ING_OR_MORE_CREWMENULINE_TRUCKS_ARE_EQUIPPE 3 WITH A HYDRAULICALLY DPERATED. TELESCOPING_BOOM_WHICH_USES_	0	DIGGING DEVICES MOUNTED DN & STANDARD MANUFACTURER'S IRUC
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NOT EXTEND MORE THAN 36 FEET IN LENGTH WHEN FULLY EXTENDED

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2	PULLEY OR SHEAVE. "LINE TRUCKS" MAY BE FOUTPPED WITH
3	ROTARY_DIGGING_DEVICE_AND_ARE_CAPABLE_QEAITAININGMAXIMM
4	ALLOWABLE HIGHWAY SPEEDS "BUCKET TRUCKS" AR
5	PERSONNEL-LIETING DEVICES DESIGNED TO LIET PERSONNEL TO WORK
6	STATIONS_ABOVE_GROUND: "BUCKET_IRUCKS"_ARE_NOT_DESIGNED_ED
7	IHE_PURPOSES_INTENDED_FOR_A_TLINE_IRUCK**
8	ta: <u></u>
9	LINE:TRUCKS-AND-BUCKET-TRUCKS-ENGAGED-IN-THE-MAINTENANGEOF
10	REPAIROFEXISTINGFACILITIESINACCORDANCEWITH_RWEES
11	<u> </u>
12	NEW SECTION. Section 2. Effective date. This act is
13	effective on passage and approval.

-End-