

SENATE BILL NO. 237

1/23 Introduced
1/24 Referred to Highways & Transportation
2/05 Hearing
2/06 Committee Report-Bill Do Pass
2/11 2nd Reading Pass
2/13 3rd Reading Pass

Transmitted to House

2/27 Referred to Highways & Transportation
3/14 Hearing
3/19 Hearing
Died in Committee

Senate BILL NO. 237

INTRODUCED BY *Christine Munn* *Conover* *Ray*
Langston *1300* *William* *LANK* *Yellowtail* *E. Smith*
Stacy *Applied* *Tracy*
A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING ISSUANCE OF
SUFFICIENT PERMITS FOR ALL OVERSIZE VEHICLES OWNED BY AN
IMPLEMENT DEALER; AMENDING SECTION 61-10-121, 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 period
for which the GVW license is valid as 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, which may be transferred from
unit to unit by the dealer, for the fee set forth in
61-10-124. If upon receipt of the fee the department
approves issuance of oversize permits to a dealer, the
department shall issue original permits for all vehicles of
the dealership. These oversize permits may not restrict
dealers in implements of husbandry and self-propelled
machinery 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
specifically describe the powered vehicle or towing vehicle



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

7 NEW SECTION. Section 2. Extension of authority. Any
8 existing authority of the department of highways to make
9 rules on the subject of the provisions of this act is
10 extended to the provisions of this act.

-End-

APPROVED BY COMMITTEE
ON HIGHWAYS & TRANSPORTATION

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Bengton *William* *LANE* *Yellowtail* *E. Smith*
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