

HOUSE BILL 25

Introduced by O'Keefe, et al.

12/28	Fiscal Note Requested
1/02	Introduced
1/02	Referred to Highways & Transportation
1/04	Fiscal Note Printed
1/04	Fiscal Note Received
1/05	Hearing
1/14	Committee Report--Bill Passed as Amended
1/17	2nd Reading Passed
1/19	3rd Reading Passed

Transmitted to Senate

1/20	Referred to Highways & Transportation
2/07	Hearing
2/08	Committee Report--Bill Not Concurred
2/08	Adverse Committee Report Adopted

HOUSE BILL NO. 25

INTRODUCED BY O'KEEFE

A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING NOTICE AT ENTRANCES TO MONTANA OF MINIMUM SPEED REGULATIONS; AND AMENDING SECTION 61-8-311, MCA."

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

Section 1. Section 61-8-311, MCA, is amended to read:

"61-8-311. Minimum speed regulations. (1) A person may not drive a motor vehicle at a speed slow enough to impede or block the normal and reasonable movement of traffic except when reduced speed is necessary for safe operation or in compliance with law.

(2) On a two-lane highway where passing is unsafe because of traffic in the opposite direction or other conditions, a slow-moving vehicle, including a passenger vehicle, behind which four or more vehicles are formed in line shall turn off the roadway at the nearest place designated as a turnout by signs erected by the authority having jurisdiction over the highway or wherever sufficient area for a safe turnout exists in order to permit the vehicles following it to proceed. If the shoulder of the highway to the right of the overtaken vehicle is wide enough and is in a condition allowing safe travel, the driver of

the overtaken vehicle may drive onto the shoulder and proceed at a safe speed until passed. As used in this section a slow-moving vehicle is one which is proceeding at a rate of speed less than the normal flow of traffic at the particular time and place. The department of highways is authorized to designate and construct such turnouts and to erect signs at appropriate places advising motorists of this statute.

(3) If the department of highways or local authorities within their respective jurisdictions determine on the basis of an engineering and traffic investigation that slow speeds on any part of a highway consistently impede the normal and reasonable movement of traffic, the commission or the local authority may set a minimum speed limit below which a person may not drive a vehicle except when necessary for safe operation or in compliance with law.

(4) The department of highways shall display prominently at ports of entry or checking stations established under 60-2-301 and located on the federal-aid interstate or primary highway systems notice of the provisions of this section."

Section 2. Extension of authority. Any existing authority to make rules on the subject of the provisions of [this act] is extended to the provisions of [this act].

-End-

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INTRODUCED BILL
HB 25

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB25, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

An act requiring notice at entrances to Montana of minimum speed regulations; and amending section 61-8-311, MCA.

ASSUMPTIONS:

1. Signs will be placed at 54 rest areas, 28 weigh stations, and 7 custom stations. Total 89 signs.
2. Sign message will be lengthy and require a two post sign. A lengthy sign being a sign with more than three lines.
3. The cost of each two post sign is \$60.00.
4. Replacement factor is included in the \$60.00 cost for vandalism, environmental and age destruction.

FISCAL IMPACT:Expenditures:Proposed LawFY90 FY91

Additional Costs:

\$5,340 0

Funding:

Earmarked Special Revenue Fund \$5,340 0

Revenues: N/ATECHNICAL OR MECHANICAL DEFECTS IN PROPOSED LEGISLATION OR CONFLICTS WITH EXISTING LEGISLATION:

Signs with more than three lines in the legend have proven to be inefficient to read at highway speeds between 55-65 MPH. Signs placed where motorist are stopped are more likely to be viewed.



DATE

1/4/89

RAY SHACKLEFORD, BUDGET DIRECTOR

Office of Budget and Program Planning



DATE

1/4/89

MARK O'KEEFE, PRIMARY SPONSOR

Fiscal Note for HB25, as introduced**HB 25**

APPROVED BY COMMITTEE
ON HIGHWAYS & TRANSPORTATION

HOUSE BILL NO. 25

INTRODUCED BY O'KEEFE, GRADY, HARPER, MOORE,

OWENS, CONNELLY

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conditions, a slow-moving vehicle, including a passenger
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designated as a turnout by signs erected by the authority
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area for a safe turnout exists in order to permit the
vehicles following it to proceed. If the shoulder of the
highway to the right of the overtaken vehicle is wide enough

and is in a condition allowing safe travel, the driver of
the overtaken vehicle may drive onto the shoulder and
proceed at a safe speed until passed. As used in this
section a slow-moving vehicle is one which is proceeding at
a rate of speed less than the normal flow of traffic at the
particular time and place. The department of highways is
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statute.

(3) If the department of highways or local authorities
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(4) The department of highways shall display
prominently at ports of entry or checking stations
established under 60-2-301 and AT OTHER LOCATIONS THE
DEPARTMENT DESIGNATES AND THAT ARE located on the
federal-aid interstate or primary highway systems notice of
the provisions of this section."

NEW SECTION. **Section 2.** Extension of authority. Any
existing authority to make rules on the subject of the

HB 0025/02

1 provisions of [this act] is extended to the provisions of
2 [this act].

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