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 ReportBill Passed as Amended
1/17	2nd Reading Passed
1/19	3rd Reading Passed

Transmitted to Senate

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

LC 0379/01

HOUSE BILL NO. 25 1 INTRODUCED BY O'KEEFE 2 3 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING NOTICE AT 4 5 ENTRANCES TO MONTANA OF MINIMUM SPEED REGULATIONS; AND 6 AMENDING SECTION 61-8-311. MCA." 7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 8 Section 1. Section 61-8-311, MCA, is amended to read: 9 "61-8-311. Minimum speed regulations. (1) A person may 10 not drive a motor vehicle at a speed slow enough to impede 11 or block the normal and reasonable movement of traffic 12 except when reduced speed is necessary for safe operation or 13 14 in compliance with law. 15 (2) On a two-lane highway where passing is unsafe 16 because of traffic in the opposite direction or other conditions, a slow-moving vehicle, including a passenger 17 18 vehicle, behind which four or more vehicles are formed in 19 line shall turn off the roadway at the nearest place designated as a turnout by signs erected by the authority 20 having jurisdiction over the highway or wherever sufficient 21 area for a safe turnout exists in order to permit the 22 23 vehicles following it to proceed. If the shoulder of the 24 highway to the right of the overtaken vehicle is wide enough 25 and is in a condition allowing safe travel, the driver of



the overtaken vehicle may drive onto the shoulder and 1 proceed at a safe speed until passed. As used in this 2 section a slow-moving vehicle is one which is proceeding at З a rate of speed less than the normal flow of traffic at the 4 particular time and place. The department of highways is 5 authorized to designate and construct such turnouts and to 6 erect signs at appropriate places advising motorists of this 7 8 statute.

(3) If the department of highways or local authorities 9 within their respective jurisdictions determine on the basis 10 of an engineering and traffic investigation that slow speeds 11 on any part of a highway consistently impede the normal and 12 reasonable movement of traffic, the commission or the local 13 authority may set a minimum speed limit below which a person 14 15 may not drive a vehicle except when necessary for safe operation or in compliance with law. 16 (4) The department of highways shall display 17 prominently at ports of entry or checking stations 18 established under 60-2-301 and located on the federal-aid 19

20 interstate or primary highway systems notice of the

21 provisions of this section."

22 Section 2. Extension of authority. Any existing

23 authority to make rules on the subject of the provisions of

24 [this act] is extended to the provisions of [this act].

-End-

INTRODUCED BILL -7-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:	Proposed Law	
Expenditures:	FY90	<u>FY91</u>
Additional Costs:	\$5,340	0
Funding:		
Earmarked Special Revenue Fund	\$5,340	0

Revenues: N/A

TECHNICAL 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 // 4

RAY SHACKLEFORD, BUDGET DIRECTOR Office of Budget and Program Planning

DATE SPONSOR

Fiscal Note for HB25, as introduced

HB 25

51st Legislature

HB 0025/02

APPROVED BY COMMITTEE ON HIGHWAYS & TRANSPORTATION

1	HOUSE BILL NO. 25
2	INTRODUCED BY O'KEEFE, GRADY, HARPER, MOORE,
3	OWENS, CONNELLY
4	
5	A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING NOTICE AT
6	ENTRANCES TO MONTANA OF MINIMUM SPEED REGULATIONS; AND
7	AMENDING SECTION 61-8-311, MCA."
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9	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
10	Section 1. Section 61-8-311, MCA, is amended to read:
11	"61-8-311. Minimum speed regulations. (1) A person may
12	not drive a motor vehicle at a speed slow enough to impede
13	or block the normal and reasonable movement of traffic
14	except when reduced speed is necessary for safe operation or
15	in compliance with law.
16	(2) On a two-lane highway where passing is unsafe
17	because of traffic in the opposite direction or other
18	conditions, a slow-moving vehicle, including a passenger
19	vehicle, behind which four or more vehicles are formed in
20	line shall turn off the roadway at the nearest place
21	designated as a turnout by signs erected by the authority
22	having jurisdiction over the highway or wherever sufficient
23	area for a safe turnout exists in order to permit the

vehicles following it to proceed. If the shoulder of the 24 25 highway to the right of the overtaken vehicle is wide enough

and is in a condition allowing safe travel, the driver of 1 2 the overtaken vehicle may drive onto the shoulder and 3 proceed at a safe speed until passed. As used in this 4 section a slow-moving vehicle is one which is proceeding at 5 a rate of speed less than the normal flow of traffic at the 6 particular time and place. The department of highways is 7 authorized to designate and construct such turnouts and to 8 erect signs at appropriate places advising motorists of this 9 statute.

10 (3) If the department of highways or local authorities 11 within their respective jurisdictions determine on the basis 12 of an engineering and traffic investigation that slow speeds 13 on any part of a highway consistently impede the normal and 14 reasonable movement of traffic, the commission or the local 15 authority may set a minimum speed limit below which a person 16 may not drive a vehicle except when necessary for safe 17 operation or in compliance with law.

18	(4) The department of highways shall display
19	prominently at ports of entry or checking stations
20	established under 60-2-301 and AT OTHER LOCATIONS THE
21	DEPARTMENT DESIGNATES AND THAT ARE located on the
22	federal-aid interstate or primary highway systems notice of
23	the provisions of this section."
24	NEW SECTION. Section 2. Extension of authority. Any

25 existing authority to make rules on the subject of the

-2-



HB 25 SECOND READING HB 0025/02

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

-End-

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1	ROUSE BILL NU. 23
2	INTRODUCED BY O'KEEFE, GRADY, HARPER, MOORE,
3	OWENS, CONNELLY
4	
5	A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING NOTICE AT
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24 <u>NEW SECTION.</u> Section 2. Extension of authority. Any
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HB 0025/02

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- 2 [this act].

-End-