

1 House BILL NO. 164
2 INTRODUCED BY Clark Berlin
3 BY REQUEST OF THE DEPARTMENT OF JUSTICE
4

5 A BILL FOR AN ACT ENTITLED: "AN ACT PROHIBITING OPERATION
6 OF A MOTOR VEHICLE WITH AN OBSTRUCTED WINDSHIELD; AND
7 AMENDING SECTION 61-9-405, MCA."
8

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

10 **Section 1.** Section 61-9-405, MCA, is amended to read:

11 "61-9-405. Windshields to be unobstructed and equipped
12 with wipers. (1) No person shall drive any motor vehicle
13 with any obstruction, sign, poster, or other nontransparent
14 material upon the front windshield, side wings, or side or
15 rear windows of such vehicle ~~which--obstructs~~ that hinders
16 the driver's clear view of the highway or any intersecting
17 highway.

18 (2) The windshield on every motor vehicle shall be
19 equipped with a device for clearing rain, snow, or other
20 moisture from the windshield, which device shall be so
21 constructed as to be controlled or operated by the driver of
22 the vehicle.

23 (3) Every windshield wiper upon a motor vehicle shall
24 be maintained in good working order."

25 NEW SECTION. **Section 2.** Extension of authority. Any

1 existing authority to make rules on the subject of the
2 provisions of [this act] is extended to the provisions of
3 [this act].

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