

HOUSE BILL 506

Introduced by Darko, et al.

1/31	Introduced
2/01	Referred to Highways & Transportation
2/01	Fiscal Note Requested
2/06	Fiscal Note Received
2/07	Hearing
2/08	Fiscal Note Printed
	Died in Committee

1 HOUSE BILL NO. 506  
2 INTRODUCED BY Mark Stang  
3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING FLASHING  
5 LIGHTS ON ROAD CONSTRUCTION AND ROAD MAINTENANCE EQUIPMENT  
6 AND ON IMPLEMENTS OF HUSBANDRY; AND AMENDING SECTIONS  
7 61-9-226 AND 61-9-228, MCA."  
8

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

10 NEW SECTION. Section 1. Road construction and road  
11 maintenance equipment. "Road construction equipment" means  
12 every vehicle designed for and when used for construction  
13 and "road maintenance equipment" means every vehicle  
14 designed for and when used for maintenance as the terms  
15 "construction" and "maintenance" are defined in 60-1-103.

16 **Section 2.** Section 61-9-226, MCA, is amended to read:  
17 "61-9-226. Special restrictions on lamps. (1) Any  
18 lighted lamp or illuminating device upon a motor vehicle  
19 other than headlamps, spot lamps, auxiliary lamps, or  
20 flashing turn signals, emergency vehicle warning lamps, and  
21 school bus warning lamps, which projects a beam of light of  
22 an intensity greater than 300 candlepower ~~shall~~ must be so  
23 directed that no part of the high-intensity portion of the  
24 beam will strike the level of the roadway on which the  
25 vehicle stands at a distance of more than 75 feet from the

1 vehicle.

2 (2) No person ~~shall~~ may drive or move any vehicle or  
3 equipment upon a highway with any lamp or device ~~thereon~~ on  
4 the vehicle or equipment displaying a red light visible from  
5 directly in front of the center ~~thereof~~ of the vehicle or  
6 equipment. This section ~~shall~~ does not apply to any vehicle  
7 upon which a red light visible from the front is expressly  
8 authorized or required by this code.

9 (3) Flashing lights are prohibited except on an  
10 authorized emergency vehicle, school bus, snow-removal  
11 equipment, road construction and road maintenance equipment,  
12 implements of husbandry, or on any vehicle as a means for  
13 indicating a right or left turn, or the presence of a  
14 vehicular traffic hazard requiring unusual care in  
15 approaching, overtaking, or passing."

16 **Section 3.** Section 61-9-228, MCA, is amended to read:  
17 "61-9-228. Standards for lights on snow-removal  
18 equipment, road construction equipment, road maintenance  
19 equipment, and implements of husbandry. (1) The commission  
20 shall adopt standards and specifications applicable to  
21 headlamps, clearance lamps, and identification and other  
22 lamps on snow-removal equipment, road construction and road  
23 maintenance equipment, and implements of husbandry when  
24 operated on the highways of this state in lieu of the lamps  
25 otherwise required on motor vehicles by this chapter. Such

1 The standards and specifications may permit the use of  
2 flashing lights for purposes of identification on  
3 snow-removal equipment when in service upon the highways and  
4 must require the use of flashing lights on road construction  
5 and road maintenance equipment and on implements of  
6 husbandry when in service upon the highways. The standards  
7 and specifications for lamps referred to in this section  
8 ~~shall~~ must correlate with and so far as possible conform  
9 with those approved by the American association of state  
10 highway officials.

11 (2) It ~~shall---be~~ is unlawful to operate any  
12 snow-removal equipment, road construction or road  
13 maintenance equipment, or implements of husbandry on any  
14 highway unless the lamps ~~thereon~~ on the equipment comply  
15 with and are lighted when and as required by the standards  
16 and specifications adopted as provided in this section."

17 NEW SECTION. Section 4. Extension of authority. Any  
18 existing authority to make rules on the subject of the  
19 provisions of [this act] is extended to the provisions of  
20 [this act].

21 NEW SECTION. Section 5. Codification instruction.  
22 [Section 1] is intended to be codified as an integral part  
23 of Title 61, chapter 1, part 1, and the provisions of Title  
24 61, chapter 1, part 1, apply to [section 1].

-End-

STATE OF MONTANA - FISCAL NOTE


Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB506, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

An Act requiring flashing lights on road construction and road maintenance equipment and on implements of husbandry; and amending Sections 61-9-226 and 61-9-228, MCA.

FISCAL IMPACT: None

 2/6/89  
RAY SHACKLEFORD, BUDGET DIRECTOR      DATE  
OFFICE OF BUDGET AND PROGRAM PLANNING

 2/7/89  
PAULA A. DARKO, PRIMARY SPONSOR      DATE

Fiscal Note for HB506, as introduced

**HB 506**