

HOUSE BILL NO. 671

INTRODUCED BY PATTERSON, D. BROWN, SQUIRES, GOULD,
COCCHIARELLA, REHBERG, HANNAH, MCDONOUGH, SIMON, QUILICI,
PHILLIPS, ROTH, DRISCOLL, ADDY, KIMBERLEY, WHALEN, DAILY,
CLARK, KILPATRICK, PAVLOVICH, REAM, HARRINGTON, WYATT,
O'CONNELL, GOOD, BROOKE, MOORE, KADAS, MCLANE, RAMIREZ,
T. NELSON, HANSEN, EUDAILY, GLASER

IN THE HOUSE

FEBRUARY 13, 1989

INTRODUCED AND REFERRED TO COMMITTEE
ON HIGHWAYS & TRANSPORTATION.

FIRST READING.

FEBRUARY 17, 1989

COMMITTEE RECOMMEND BILL
DO PASS. REPORT ADOPTED.

FEBRUARY 18, 1989

PRINTING REPORT.

FEBRUARY 20, 1989

SECOND READING, DO PASS.

FEBRUARY 21, 1989

ENGROSSING REPORT.

THIRD READING, PASSED.
AYES, 96; NOES, 3.

TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 28, 1989

INTRODUCED AND REFERRED TO COMMITTEE
ON HIGHWAYS & TRANSPORTATION.

FIRST READING.

MARCH 17, 1989

COMMITTEE RECOMMEND BILL BE
CONCURRED IN AS AMENDED. REPORT
ADOPTED.

MARCH 18, 1989

SECOND READING, CONCURRED IN.

MARCH 21, 1989

THIRD READING, CONCURRED IN.
AYES, 49; NOES, 0.

RETURNED TO HOUSE WITH AMENDMENTS.

IN THE HOUSE

MARCH 31, 1989

RECEIVED FROM SENATE.

SECOND READING, AMENDMENTS
CONCURRED IN.

APRIL 1, 1989

THIRD READING, AMENDMENTS
CONCURRED IN.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

HOUSE BILL NO. 671

INTRODUCED BY

A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING THE SPEED LIMIT ON INTERSTATE HIGHWAYS WITHIN AN URBANIZED AREA TO INCREASE TO 65 MILES AN HOUR IF THE SPEED LIMIT OF 55 MILES AN HOUR IS NO LONGER REQUIRED FOR FEDERAL HIGHWAY FUNDING; ALLOWING THE SPEED LIMIT ON ALL HIGHWAYS TO BE SUBJECT TO THE BASIC RULE IF NO SPEED LIMIT IS REQUIRED FOR FEDERAL

HIGHWAY FUNDING; AMENDING SECTION 61-8-305, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

Section 1. Section 61-8-305, MCA, is amended to read:

"61-8-305. Applicability of conservation speed limit.

(1) The provisions of 61-8-304 ~~shall~~ do not apply to those public streets and highways for which a speed limit lower than that required by federal law was applicable on March 2, 1974, under any other state, county, municipal, or other local law, ordinance, regulation, or order.

(2) The fuel conservation speed ~~limit~~ limits imposed by 61-8-304 ~~shall~~ remain in effect only as long as the establishment of ~~that~~ those speed ~~limit~~ limits by the state is required by federal law as a condition to the state's continuing eligibility to receive funds authorized by the

Federal-Aid Highways Amendments of 1974 and all acts amendatory thereto or any other federal statute.

(3) If the speed limit of 55 miles an hour for vehicles traveling on federal-aid interstate highways within an urbanized area of 50,000 population or more is no longer required by federal law as a condition to the state's continuing eligibility for federal highway funding, the speed limit within an urbanized area increases to 65 miles an hour.

(4) If there is no speed limit required by federal law as a condition to the state's continuing eligibility for federal highway funding, then the speed limit on Montana highways is subject to the basic rule speed restrictions in 61-8-303.

NEW SECTION. Section 2. Effective date. [This act] is effective on passage and approval.

-End-

APPROVED BY COMMITTEE
ON HIGHWAYS & TRANSPORTATION

1 *House* BILL NO. *671*
2 INTRODUCED BY *Patterson Dave Brown*
3 *Cocchiarella*
4 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING THE SPEED
5 LIMIT ON INTERSTATE HIGHWAYS WITHIN AN URBANIZED AREA TO
6 INCREASE TO 65 MILES AN HOUR IF THE SPEED LIMIT OF 55 MILES
7 AN HOUR IS NO LONGER REQUIRED FOR FEDERAL HIGHWAY FUNDING;
8 ALLOWING THE SPEED LIMIT ON ALL HIGHWAYS TO BE SUBJECT TO
9 THE BASIC RULE IF NO SPEED LIMIT IS REQUIRED FOR FEDERAL
10 HIGHWAY FUNDING; AMENDING SECTION 61-8-305, MCA; AND
11 PROVIDING AN IMMEDIATE EFFECTIVE DATE."

12
13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

14 **Section 1.** Section 61-8-305, MCA, is amended to read:

15 "61-8-305. Applicability of conservation speed limit.

16 (1) The provisions of 61-8-304 ~~shall~~ do not apply to those
17 public streets and highways for which a speed limit lower
18 than that required by federal law was applicable on March 2,
19 1974, under any other state, county, municipal, or other
20 local law, ordinance, regulation, or order.

21 (2) The fuel conservation speed limit ~~limits~~ limits imposed
22 by 61-8-304 ~~shall~~ remain in effect only as long as the
23 establishment of ~~that~~ those speed ~~limit~~ limits by the state
24 is required by federal law as a condition to the state's
25 continuing eligibility to receive funds authorized by the

1 Federal-Aid Highways Amendments of 1974 and all acts
2 amendatory thereto or any other federal statute.

3 (3) If the speed limit of 55 miles an hour for
4 vehicles traveling on federal-aid interstate highways within
5 an urbanized area of 50,000 population or more is no longer
6 required by federal law as a condition to the state's
7 continuing eligibility for federal highway funding, the
8 speed limit within an urbanized area increases to 65 miles
9 an hour.

10 (4) If there is no speed limit required by federal law
11 as a condition to the state's continuing eligibility for
12 federal highway funding, then the speed limit on Montana
13 highways is subject to the basic rule speed restrictions in
14 61-8-303.

15 **NEW SECTION. Section 2.** Effective date. [This act] is
16 effective on passage and approval.

-End-

1 House BILL NO. 671
 2 INTRODUCED BY Patricia Jane Brown
 3 Josephine Rehberg Shelley Roth
 4 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING THE SPEED
 5 LIMIT ON INTERSTATE HIGHWAYS WITHIN AN URBANIZED AREA TO
 6 INCREASE TO 65 MILES AN HOUR IF THE SPEED LIMIT OF 55 MILES
 7 AN HOUR IS NO LONGER REQUIRED FOR FEDERAL HIGHWAY FUNDING;
 8 ALLOWING THE SPEED LIMIT ON ALL HIGHWAYS TO BE SUBJECT TO
 9 THE BASIC RULE IF NO SPEED LIMIT IS REQUIRED FOR FEDERAL
 10 HIGHWAY FUNDING; AMENDING SECTION 61-8-305, MCA; AND
 11 PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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16 (1) The provisions of 61-8-304 ~~shall~~ do not apply to those
 17 public streets and highways for which a speed limit lower
 18 than that required by federal law was applicable on March 2,
 19 1974, under any other state, county, municipal, or other
 20 local law, ordinance, regulation, or order.

21 (2) The fuel conservation speed limit ~~limits~~ imposed
 22 by 61-8-304 ~~shall~~ remain in effect only as long as the
 23 establishment of ~~that~~ those speed limit ~~limits~~ by the state
 24 is required by federal law as a condition to the state's
 25 continuing eligibility to receive funds authorized by the

1 Federal-Aid Highways Amendments of 1974 and all acts
 2 amendatory thereto or any other federal statute.

3 (3) If the speed limit of 55 miles an hour for
 4 vehicles traveling on federal-aid interstate highways within
 5 an urbanized area of 50,000 population or more is no longer
 6 required by federal law as a condition to the state's
 7 continuing eligibility for federal highway funding, the
 8 speed limit within an urbanized area increases to 65 miles
 9 an hour.

10 (4) If there is no speed limit required by federal law
 11 as a condition to the state's continuing eligibility for
 12 federal highway funding, then the speed limit on Montana
 13 highways is subject to the basic rule speed restrictions in
 14 61-8-303.

15 NEW SECTION. **Section 2.** Effective date. [This act] is
 16 effective on passage and approval.

-End-

SENATE STANDING COMMITTEE REPORT

March 16, 1989

MR. PRESIDENT:

We, your committee on Highways and Transportation, having had under consideration HB 671 (third reading copy -- blue), respectfully report that HB 671 be amended and as so amended be concurred in:

Sponsor: Patterson (Noble)

1. Title, line 9.
Following: "RULE"
Insert: "STATUTE"

2. Page 2, line 13.
Following: "rule"
Insert: "and other"

AND AS AMENDED BE CONCURRED IN

Signed: Sen. Tveit
Larry J. Tveit, Chairman

HB 671

SENATE

HOUSE BILL NO. 671

INTRODUCED BY PATTERSON, D. BROWN, SQUIRES, GOULD,
COCCHIARELLA, REHBERG, HANNAH, MCDONOUGH, SIMON, QUILICI,
PHILLIPS, ROTH, DRISCOLL, ADDY, KIMBERLEY, WHALEN, DAILY,
CLARK, KILPATRICK, PAVLOVICH, REAM, HARRINGTON, WYATT,
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A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING THE SPEED
LIMIT ON INTERSTATE HIGHWAYS WITHIN AN URBANIZED AREA TO
INCREASE TO 65 MILES AN HOUR IF THE SPEED LIMIT OF 55 MILES
AN HOUR IS NO LONGER REQUIRED FOR FEDERAL HIGHWAY FUNDING;
ALLOWING THE SPEED LIMIT ON ALL HIGHWAYS TO BE SUBJECT TO
THE BASIC RULE STATUTE IF NO SPEED LIMIT IS REQUIRED FOR
FEDERAL HIGHWAY FUNDING; AMENDING SECTION 61-8-305, MCA; AND
PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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by 61-8-304 ~~shall~~ remain in effect only as long as the
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continuing eligibility to receive funds authorized by the
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vehicles traveling on federal-aid interstate highways within
an urbanized area of 50,000 population or more is no longer
required by federal law as a condition to the state's
continuing eligibility for federal highway funding, the
speed limit within an urbanized area increases to 65 miles
an hour.

(4) If there is no speed limit required by federal law
as a condition to the state's continuing eligibility for
federal highway funding, then the speed limit on Montana
highways is subject to the basic rule AND OTHER speed
restrictions in 61-8-303.

NEW SECTION. Section 2. Effective date. [This act] is
effective on passage and approval.

-End-