

HOUSE BILL NO. 232

INTRODUCED BY CLARK  
BY REQUEST OF THE DEPARTMENT OF JUSTICE

IN THE HOUSE

JANUARY 19, 1993	INTRODUCED AND REFERRED TO COMMITTEE ON HIGHWAYS & TRANSPORTATION.
	FIRST READING.
FEBRUARY 1, 1993	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
FEBRUARY 2, 1993	PRINTING REPORT.
FEBRUARY 3, 1993	SECOND READING, DO NOT PASS.
FEBRUARY 4, 1993	ON MOTION, PREVIOUS ACTION RECONSIDERED.
FEBRUARY 5, 1993	SECOND READING, DO PASS.
FEBRUARY 6, 1993	ENGROSSING REPORT.
FEBRUARY 8, 1993	THIRD READING, PASSED. AYES, 70; NOES, 29.
	TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 10, 1993	INTRODUCED AND REFERRED TO COMMITTEE ON HIGHWAYS & TRANSPORTATION.
	FIRST READING.
MARCH 19, 1993	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 20, 1993	ON MOTION, CONSIDERATION PASSED FOR THE DAY.
MARCH 22, 1993	SECOND READING, CONCURRED IN.
MARCH 23, 1993	THIRD READING, CONCURRED IN. AYES, 48; NOES, 1.
	RETURNED TO HOUSE.

IN THE HOUSE

MARCH 24, 1993

RECEIVED FROM SENATE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

House BILL NO. 232

INTRODUCED BY Clark

BY REQUEST OF THE DEPARTMENT OF JUSTICE

A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING THAT THE EXEMPTION, FOR TRUCKS OR TRUCK TRACTORS HAVING THREE OR MORE AXLES, FROM THE GENERAL REQUIREMENT THAT MOTOR VEHICLES MUST HAVE BRAKES ACTING ON ALL WHEELS APPLIES ONLY TO TRUCKS OR TRUCK TRACTORS THAT WERE MANUFACTURED BEFORE JULY 25, 1980; AND AMENDING SECTION 61-9-304, MCA."

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

**Section 1.** Section 61-9-304, MCA, is amended to read:

"61-9-304. Brakes required on all wheels -- exceptions.

Every vehicle ~~shall~~ must be equipped with brakes acting on all wheels except:

(1) trailers, semitrailers, pole trailers of a gross weight not exceeding 3,000 pounds, provided that:

(a) the total weight on and including the wheels of the trailer or trailers ~~shall~~ may not exceed 40% of the gross weight of the towing vehicle when connected to the trailer or trailers; and

(b) the combination of vehicles consisting of the towing vehicle and its total towed load is capable of complying with the performance requirements of 61-9-312;

(2) any vehicle being towed in driveway or towaway operations, provided the combination of vehicles is capable of complying with the performance requirements of 61-9-312;

(3) trucks and truck tractors having three or more axles need not have brakes on the front wheels, ~~except that when such vehicles are equipped with at least two steerable axles, the wheels of one steerable axle need not have brakes~~ if the vehicle was manufactured before July 25, 1980.

However, such the trucks and truck tractors must be capable of complying with the performance requirements of 61-9-312.

(4) special mobile equipment as defined in 61-1-104;

(5) the wheel of a sidecar attached to a motorcycle or to a motor-driven cycle, or the front wheel of a motor-driven cycle need not be equipped with brakes. However, a quadricycle, motorcycle, or motor-driven cycle must be capable of complying with the performance requirements of 61-9-312."

-End-

APPROVED BY COMMITTEE  
ON HIGHWAYS & TRANSPORTATION

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