

HOUSE BILL NO. 295

INTRODUCED BY FOSTER, KOEHNKE, BARNETT,
CLARK, HANSEN, MCCARTHY

IN THE HOUSE

JANUARY 21, 1993	INTRODUCED AND REFERRED TO COMMITTEE ON LOCAL GOVERNMENT.
	FIRST READING.
FEBRUARY 10, 1993	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
FEBRUARY 11, 1993	PRINTING REPORT.
FEBRUARY 13, 1993	SECOND READING, DO PASS.
FEBRUARY 15, 1993	ENGROSSING REPORT.
FEBRUARY 16, 1993	THIRD READING, PASSED. AYES, 99; NOES, 1.
FEBRUARY 17, 1993	TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 20, 1993	INTRODUCED AND REFERRED TO COMMITTEE ON HIGHWAYS & TRANSPORTATION.
	FIRST READING.
MARCH 5, 1993	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 6, 1993	SECOND READING, CONCURRED IN.
MARCH 8, 1993	THIRD READING, CONCURRED IN. AYES, 48; NOES, 0.
	RETURNED TO HOUSE.

IN THE HOUSE

MARCH 16, 1993	RECEIVED FROM SENATE.
	SENT TO ENROLLING.
	REPORTED CORRECTLY ENROLLED.

1 House BILL NO. 295
2 INTRODUCED BY Foster Fehinke Barnett Clark
3 Joe McCreedy
4 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING LOCAL
5 AUTHORITIES TO REDUCE SPEED LIMITS IN AREAS NEAR SENIOR
6 CITIZEN CENTERS OR NEAR DESIGNATED CROSSWALKS THAT ARE CLOSE
7 TO SENIOR CITIZEN CENTERS; AND AMENDING SECTION 61-8-310,
8 MCA."
9

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

11 **Section 1.** Section 61-8-310, MCA, is amended to read:

12 "61-8-310. When local authorities may and shall alter
13 limits. (1) If a local authority in its jurisdiction
14 determines on the basis of an engineering and traffic
15 investigation that the speed permitted under 61-8-303 and
16 61-8-309 through 61-8-313 is greater or less than is
17 reasonable and safe under the conditions found to exist upon
18 a highway or part of a highway, the local authority may set
19 a reasonable and safe limit thereon-which that:

20 (a) decreases the limit at an intersection;

21 (b) increases the limit within an urban district, but
22 not to more than 55 miles per hour during the nighttime;

23 (c) decreases the limit outside an urban district, but
24 not to less than 15 miles per hour; or

25 (d) decreases the limit in an area near a school, a

1 senior citizen center, as defined in 23-5-112, or a
2 designated crosswalk, as crosswalk is defined in 61-1-209,
3 near that is close to a school or a senior citizen center to
4 not less than 80%, rounded down to the nearest whole number
5 evenly divisible by 5 but not less than 25 miles an hour, of
6 the speed limit that would be set on the basis of an
7 engineering and traffic investigation.

8 (2) A board of county commissioners may set limits as
9 provided in subsection (1)(c) without an engineering and
10 traffic investigation on a county road, as defined in
11 60-1-103.

12 (3) A local authority in its jurisdiction may determine
13 the proper speed for all arterial streets and shall set a
14 reasonable and safe limit thereon-which on arterial streets
15 that may be greater or less than the speed permitted under
16 61-8-303 for an urban district.

17 (4) An altered limit established as authorized under
18 this section is effective at all times or at other times
19 determined by the authority when appropriate signs giving
20 notice of the altered limit are erected upon the highway.

21 (5) Except as provided in subsection (1)(d), the
22 commission has exclusive jurisdiction to set special speed
23 limits on all federal-aid highways or extensions thereof of
24 federal-aid highways in all municipalities or urban areas.
25 The commission shall set these limits in accordance with

LC 0663/01

1 61-8-309."

-End-

APPROVED BY COMM.
ON LOCAL GOVERNMENT

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3 Jim Hansen Joe McCreedy
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 3 Donna Jensen Joe McPhee
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HB 0295/02

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