

HOUSE BILL NO. 679

INTRODUCED BY D. LOGE

A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING CERTAIN VEHICLES TO CARRY TRACTION CONTROL DEVICES DURING WINTER MONTHS; PROVIDING A PENALTY; AND PROVIDING RULEMAKING AUTHORITY."

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

**NEW SECTION. Section 1. Certain vehicles to carry tire traction devices during winter months.**

(1) (A) ~~From~~ EXCEPT AS PROVIDED IN SUBSECTION (1)(B), FROM October 1 through April 30, a person operating a ~~tow truck, highway maintenance vehicle, motor truck of 1-ton capacity 26,000~~ 26,001 GVW or greater, ~~passenger bus, or truck tractor~~ TOWING A TRAILER on a mountain pass or on a similar stretch of highway designated by the department of transportation as a place where traction control devices ~~may be~~ ARE POTENTIALLY required shall carry in the vehicle APPROVED traction control devices prescribed by the department.

(B) THE REQUIREMENT OF SUBSECTION (1)(A) DOES NOT APPLY TO A VEHICLE WITH FOUR-WHEEL DRIVE.

(2) A PERSON WHO VIOLATES THE PROVISIONS OF THIS SECTION SHALL BE PUNISHED BY A FINE OF \$225 FOR A FIRST OFFENSE AND NOT LESS THAN \$225 OR MORE THAN \$500 FOR SUBSEQUENT OFFENSES.

~~(2)~~(3) The department may adopt administrative rules to implement this section.

**NEW SECTION. Section 2. Codification instruction.** [Section 1] is intended to be codified as an integral part of Title 61, chapter 9, part 4, and the provisions of Title 61, chapter 9, part 4, apply to [section 1].

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