

1 SENATE BILL NO. 30

2 INTRODUCED BY D. MAHLUM

3 BY REQUEST OF THE DEPARTMENT OF COMMERCE

4

5 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING A TRACTION LICENSE TO OPERATE A STEAM
6 LOCOMOTIVE; AMENDING THE EXPERIENCE REQUIREMENTS FOR OBTAINING A TRACTION LICENSE;
7 AMENDING CRANE AND HOIST MANUFACTURING RATINGS TO OBTAIN A TRACTION LICENSE TO 6
8 TONS OR MORE; AND AMENDING SECTIONS 50-74-306, 50-74-307, AND 50-76-103, MCA."

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

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12 **Section 1.** Section 50-74-306, MCA, is amended to read:

13 **"50-74-306. Traction licenses.** (1) ~~None of the~~ The licenses named in 50-74-303 do not entitle
14 ~~its~~ the holder to operate a traction engine.

15 (2) A person who is entrusted with the care and management of traction engines or boilers on
16 wheels is required to pass an examination testing ~~his~~ the person's competency to operate that class of
17 machinery and procure a traction license.

18 (3) A person who is entrusted with the care, management, and operation of steam locomotives
19 not addressed by federal regulations is required to pass an examination testing the person's competency
20 to operate that class of machinery and procure a traction license.

21 ~~(3)(4)~~ (4) A traction license does not entitle its holder to operate any other class of steam machinery."

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23 **Section 2.** Section 50-74-307, MCA, is amended to read:

24 **"50-74-307. Requirements for traction licenses.** An applicant for a traction engineer's license
25 ~~must;~~

26 (1) must be 18 years of age or older, ~~must;~~

27 (2) must have at least ~~6 months' full-time~~ 480 hours total experience in the operation of steam
28 traction engines, ~~is required to;~~

29 (3) shall successfully pass a written examination prescribed by the department; ~~;~~ and ~~must~~

30 (4) must be found competent to operate a traction engine by the department."

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2 **Section 3.** Section 50-76-103, MCA, is amended to read:

3 **"50-76-103. Crane and hoist license required.** (1) (a) It is unlawful for a person to operate any
4 crane and hoist equipment, when used in hoisting or lowering personnel or material, that has a
5 manufacturer's rating of ~~more than~~ 6 tons or more and a boom length of more than 25 feet without first
6 obtaining a license from the department ~~of commerce~~. This equipment includes overhead trolley and gantry
7 cranes used in construction only and excludes equipment with excavation attachments or log loading
8 equipment when in use.

9 (b) In emergencies, 50-74-317 applies to the operation of the equipment named in this section.

10 (2) Licensing is as follows:

11 (a) First-class crane and hoist engineers are licensed to operate any hoisting equipment in industrial
12 or construction operations.

13 (b) (i) An applicant for a first-class crane and hoist engineer's license must be 18 years of age or
14 older and:

15 (A) must have no less than 3 years' experience operating equipment requiring a second-class crane
16 and hoist engineer's license or shall demonstrate equivalent competency by examination; and

17 (B) is required to pass a written test prescribed by the department ~~of commerce~~.

18 (ii) A biennial physical exam is required of all licensees.

19 (c) Second-class crane and hoist engineers are licensed to operate crane and hoist equipment with
20 a manufacturer's rating of 6 tons and a boom length of 25 feet up to equipment with a rating of 15 tons
21 and a boom length of 60 feet.

22 (d) (i) An applicant for a second-class crane and hoist engineer's license must be 18 years of age
23 or older and:

24 (A) must have no less than 2 years' experience in actual operation of crane and hoist equipment
25 covered by this section or shall demonstrate equivalent competency by examination; and

26 (B) is required to successfully pass a written examination prescribed by the department ~~of~~
27 ~~commerce~~.

28 (ii) A biennial physical exam is required of all licensees.

29 (e) Third-class crane and hoist engineers are licensed to move all truck cranes driven by any power
30 and of any capacity. This license requirement applies to truck crane oilers who move truck cranes.

