

HOUSE BILL NO. 369

INTRODUCED BY YOUNKIN, NEWMAN

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4 A BILL FOR AN ACT ENTITLED: "AN ACT EXTENDING TO SPEED LIMIT VIOLATIONS THE SURCHARGES
5 IMPOSED BY SECTIONS 3-1-317 AND 46-18-236, MCA, UPON A PERSON COMMITTING A CRIME; ~~AND~~
6 AMENDING SECTION 61-8-725, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

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10 **Section 1.** Section 61-8-725, MCA, is amended to read:
11 **"61-8-725. Penalty for violation of speed limits -- no record for certain violations.** (1) A person
12 violating the speed limit imposed pursuant to 61-8-303 shall be fined in accordance with the following schedule:

13 Amount of Fine	MPH in Excess of Speed Limit
14 \$ 20	1 - 10 (daytime)
15 20	1 - 10 (nighttime)
16 40	11 - 20
17 70	21 - 30
18 100	31+

19 (2) A violation of a speed limit imposed pursuant to 61-8-303 is not a criminal offense within the
20 meaning of ~~3-1-317, 45-2-101, 46-18-236, 61-8-104,~~ and 61-8-711 and may not be recorded or charged against
21 a driver's record, and an insurance company may not hold a violation of a speed limit against the insured or
22 increase premiums because of the violation if the speed limit is exceeded by no more than:

- 23 (a) 10 miles an hour during the daytime; or
24 (b) 5 miles an hour during the nighttime.

25 ~~———— (3) The surcharge provided for in 3-1-317 may not be imposed for a violation of 61-8-303."~~

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27 NEW SECTION. SECTION 2. EFFECTIVE DATE. [THIS ACT] IS EFFECTIVE ON PASSAGE AND APPROVAL.

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