

SUMMARY OF TRANSPORTATION LEGISLATION ENACTED AND VETOED DURING THE 2017 LEGISLATIVE SESSION

Prepared for the Revenue and Transportation Interim Committee
by Megan Moore, Research Analyst
June 2017

This document is a summary of transportation legislation enacted and vetoed during the 2017 legislative session. The summary includes only legislation related to the duties of the Department of Transportation and does not include all legislation that was considered by the transportation standing committees. Enacted legislation appears first and is followed by vetoed legislation.

House bills are summarized first in ascending order, then Senate bills in ascending order. Each bill summary is headed by the bill number and chapter number and the bill text is hyperlinked in the electronic version. Sections amended, sections enacted, sections repealed, effective dates, applicability dates, and termination dates are noted at the end of each bill summary.

Outcome of Revenue and Transportation Interim Committee Bills

Two transportation-related bills by request of the Revenue and Transportation Interim Committee did not become law:

- [Senate Bill No. 9](#) revised laws related to the use of seatbelts and child safety restraints to eliminate the secondary enforcement restriction for restraint violations. The Senate Judiciary Committee tabled the bill.
- [Senate Bill No. 35](#) revised laws concerning the deposit and expenditure of highway revenue. The Senate Highways and Transportation Interim Committee tabled the bill but the concepts contained in Senate Bill No. 35 are included in other bills that became law.
 - [House Bill No. 473](#) included a section of law providing for the Highway State Special Revenue Account (HSRA), which revenue is deposited in the account, and how the money in the account may be spent.
 - Provisions included in [House Bill No. 650](#) allocate 4 cents of gas tax revenue to the Highway Patrol and provide for an additional vehicle registration fee on light vehicles with a manufacturer's suggested retail price of more than \$150,000 to fund the Motor Vehicle Division. The bill also creates separate special revenue accounts for the Motor Vehicle Division and Highway Patrol.

Enacted Legislation

The enacted legislation is summarized in the following categories: fuel taxes, miscellaneous, oversize and overweight loads, and traffic control and safety.

Fuel Taxes

1. [House Bill No. 466 \(Ch. 266\)](#) Allows use of certain credit or debit card purchases to estimate agricultural usage of special fuel, and requires a receipt that identifies the purchaser and address of purchase as evidence of a credit or debit card purchase.
 - a) Amends section 15-70-430.
 - b) Effective January 1, 2018.

2. [House Bill No. 473 \(Ch. 267\)](#) Revises highway funding laws, revises laws concerning the deposit and expenditure of highway revenue, establishes a highway restricted account and a bridge and road safety and accountability restricted account, increases the fuel tax and special fuel tax, provides that the new revenue must fund highway projects and local road projects, provides for a local government road match program, requires a performance audit of the Department of Transportation, requires the Department of Transportation to publish a website showing projects funded with the increased revenue, and provides a statutory appropriation and an appropriation.
 - a) Amends sections 15-70-101, 15-70-102, 15-70-403, 15-70-404, 15-70-419, 15-70-456, 17-5-903, 17-7-502, 44-1-501, 60-3-201, 60-5-110, 61-3-738, 61-8-204, 61-8-907, 61-10-126, 61-10-225, 61-10-226, and 75-11-301.
 - b) Enacts sections.
 - c) Repeals section 60-3-202.
 - d) Effective July 1, 2017.

Miscellaneous

1. [House Bill No. 92 \(Ch. 54\)](#) Authorizes the transportation commission to award alternative project delivery contracts, limits the number of projects authorized, requires a report, and provides rulemaking authority.
 - a) Amends sections 18-2-501, 60-2-111, and 60-2-112.
 - b) Effective October 1, 2017.
 - c) Terminates December 31, 2024.
 - d) By request of the Department of Transportation.
2. [House Bill No. 509 \(Ch. 124\)](#) Establishes the David L. Briese Jr. Memorial Highway in Yellowstone County, and directs the Department of Transportation to install signs at the location and to include the memorial highway on the next state highway map.
 - a) Enacts section.
 - b) Effective March 30, 2017.
3. [House Bill No. 644 \(Ch. 274\)](#) Revises laws relating to wildfires and unmanned aerial vehicle systems, prohibits interference with wildfire suppression efforts including by the use of unmanned aerial vehicle systems, restricts governmental entities with self-governing powers from enacting ordinances governing the private use of an unmanned aerial vehicle in relation to a wildfire, and provides penalties.
 - a) Amends section 7-1-111.
 - b) Enacts section.
 - c) Effective October 1, 2017.
4. [Senate Bill No. 33 \(Ch. 11\)](#) Exempts traffic signs, traffic control devices, and street lighting from the requirements of the state building code.
 - a) Amends section 50-60-102.
 - b) Effective October 1, 2017.
 - c) By request of the Department of Transportation.
5. [Senate Bill No. 231 \(Ch. 192\)](#) Establishes the Senator Conrad Burns Memorial Highway, and directs the Department of Transportation to install signs at the location and to include the location on the next publication of the state highway map.
 - a) Enacts section.
 - b) Effective April 13, 2017.

Oversize and Overweight Loads

1. [House Bill No. 41 \(Ch. 68\)](#) Increases the allowable dimensions of certain automobile transporters to conform with federal law, and provides definitions.
 - a) Amends section 61-10-104.
 - b) Effective March 2, 2017.
 - c) By request of the Department of Transportation

Traffic Control and Safety

1. [House Bill No. 471 \(Ch. 125\)](#) Allows a driver to exceed a speed limit when in a passing zone.
 - a) Amends section 61-8-303.
 - b) Effective October 1, 2017.
2. [Senate Bill No. 182 \(Ch. 100\)](#) Requires the Department of Transportation to inform the public regarding certain highway construction projects, and requires the Department of Transportation to establish and maintain lists of government entities and organizations likely to have interest in or be impacted by a construction project.
 - a) Enacts section.
 - b) Effective July 1, 2017.
 - c) Applies to projects that are selected and prioritized under 60-2-110 on or after the effective date.
3. [Senate Bill No. 196 \(Ch. 426\)](#) Revises laws related to traffic violations in work zones, and clarifies work zone traffic violation penalties.
 - a) Amends sections 61-8-301, 61-8-314, and 61-8-370.
 - b) Effective October 1, 2017.

Vetoed Legislation

The Governor vetoed one bill that addressed fuel taxes and vehicle registration fees.

1. [House Bill No. 205](#) Revises laws related to revenue sources for highway funding, provides for an annual electric vehicle fee to be deposited in the highway state special revenue account, provides for a tax on liquefied natural gas placed into the supply tank of a motor vehicle, and revises the tax on compressed natural gas and liquefied petroleum gas placed into the supply tank of a motor vehicle.
 - a) Amends sections 15-30-2131, 15-50-207, 15-70-401, 15-70-701, 15-70-702, 15-70-703, 15-70-704, 15-70-705, 15-70-706, 15-70-707, 15-70-711, 15-70-712, 15-70-713, 15-70-714, 15-70-715, 15-70-716, 15-70-717, 15-70-718, 61-1-101, 61-3-321, 61-3-456, 61-3-537, and 61-3-562.
 - b) [Vetoed](#) May 4, 2017.