

| session | chapter number | description | 61-1-101 | 61-1-206 | 61-8-102 | 61-8-605 |
|---------|----------------|--|--|---|---|--|
| 1991 | 169 | Chapter 169 (1991) creates the shoulder-exclusive definition of "roadway" for use in a single bicycle statute, and adds a cross-reference to the title-wide, shoulder-exclusive definition of "roadway" in 61-1-206. Legislative history shows this was an agency bill to let bicycles use the paved shoulder. | Title 61, chapter 1 was originally a series of MCA sections with individual definitions. 61-1-101 provided that the definitions in chapter 1 applied across the whole title | "Roadway" Except as used in 61-8-605, "roadway" means that portion of a highway improved, designed, or ordinarily used for vehicular travel, exclusive of the berm or shoulder. In the event a highway includes two or more separate roadways, the term "roadway" as used herein shall refer refers to any such roadway separately but not to all such roadways collectively. | 61-8-102 originally had no definitions and merely provided a statement about uniformity of interpretation of chapter 8 | (1) As used in this section, <u>"roadway" means that portion of a highway improved, designed, or ordinarily used for vehicular travel, including the paved shoulder.</u> . . . |
| 2005 | 542 | Chapter 542 (2005) was a massive bill that reorganized Title 61. It gathered all title-wide definitions into 61-1-101. This is how the shoulder-exclusive definition moved from 61-1-206 to 61-1-101. Chapter 542 did not include the cross-reference to 61-8-605 in the shoulder-exclusive definition of roadway. The shoulder-inclusive definition remained in 61-8-605 and remained applicable only in that section. Chapter 542 added "laned roadway" to 61-8-605. | <u>As used in this title . . . (46) "roadway" means that portion of a highway improved, designed or ordinarily used for vehicular travel, exclusive of the berm or shoulder. In the event that a highway includes two or more separate roadways, the term refers to any roadway separately but not to all roadways collectively.</u> | repealed | some definitions are added to 61-8-102 and are applicable across Title 61, chapter 8 | (1) As used in this section, <u>:- (a) "laned roadway" means a roadway that is divided into two or more clearly marked lanes for vehicular traffic; and (b) "roadway" means that portion of a highway improved, designed, or ordinarily used for vehicular travel, including the paved shoulder.</u> . . . |
| 2015 | 255 | Chapter 255 (2015) was a bicycle bill that made changes in Title 61, chapter 8. It moved the shoulder-inclusive definition of "roadway" from 61-8-605 to 61-8-102, making it applicable across all of Title 61, chapter 8. | no change to 61-1-101 | | (2) As used in this chapter . . . (l) <u>"laned roadway means a roadway that is divided into two or more clearly marked lanes for vehicular traffic.</u> . . . (u) <u>"Roadway" means the portion of a highway that is improved, designed, or ordinarily used for vehicular travel, including the paved shoulder.</u> . . . | "laned roadway" and "roadway" are deleted from this section |