

MINUTES

MONTANA SENATE 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON HIGHWAYS AND TRANSPORTATION

Call to Order: By **CHAIRMAN GERALD PEASE**, on February 13, 2007 at 3:00 P.M., in Room 405 Capitol.

ROLL CALL

Members Present:

Sen. Gerald Pease, Chairman (D)
Sen. Jerry W. Black (R)
Sen. Roy Brown (R)
Sen. John Brueggeman (R)
Sen. Vicki Cocchiarella (D)
Sen. Sam Kitzenberg (D)
Sen. Jesse Laslovich (D)
Sen. Frank Smith (D)
Sen. Donald J. Steinbeisser (R)

Members Excused: None.

Members Absent: None.

Staff Present: Andrew Geiger, Legislative Branch
Lois O'Connor, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 422, 2/6/2007; HB 31, 2/6/2007;
HB 121, 2/6/2007
Executive Action: HB 121, SB 422, SB 303, SB 415

00:01:26

HEARING ON SB 422

Opening Statement by Sponsor:

00:02:19 **SEN. KELLY GEBHARDT (R), SD 23**, opened the hearing on **SB 422**, Revise law on wrappers on logging trucks and trailers.

EXHIBIT(his32a01)

Proponents' Testimony:

00:03:41 Jason Todhunter, Montana Logging Association (MLA)

EXHIBIT(his32a02)

00:07:18 Richard Tatarka, President, Montana Logging Association

00:09:05 Spook Stang, Montana Motor Carriers Association

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

00:09:45 Sen. Frank Smith to Mr. Todhunter, MLA

Closing by Sponsor:

00:11:23 Sen. Gebhardt

HEARING ON HB 31

Opening Statement by Sponsor:

00:11:57 **REP. DEBORAH KOTTEL (D), HD 20**, opened the hearing on **HB 31**, Revise new vehicle warranty law.

Proponents' Testimony:

00:17:45 Pam Bucy, Assistant Attorney General, Montana Department of Justice (DOJ)

Opponents' Testimony: None.

Informational Testimony:

00:20:56 Bruce Spencer, Montana Automobile Dealers Association

Questions from Committee Members and Responses: None.

Closing by Sponsor:

00:21:28 Rep. Koettel

EXHIBIT(his32a03)

HEARING ON HB 121

Opening Statement by Sponsor:

00:22:23 **REP. BILL MCCHESENEY (D), HD 40**, opened the hearing on **HB 121**, Clarify DOT duties for driver education programs.

Proponents' Testimony:

00:23:47 Mike Bousliman, Montana Department of Transportation (DOT)

00:24:34 Kathy Bramer, Office of Public Instruction (OPI)

00:25:34 Jane Hamman, Montana Traffic Education Association (MTEA)

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses: None.

Closing by Sponsor:

00:26:39 Rep. McChesney

Sen. Black will carry HB 121

EXECUTIVE ACTION ON HB 121

00:27:15 **Motion/Vote:** SEN. COCCHIARELLA moved that HB 121 BE CONCURRED IN. Motion carried unanimously by voice vote. SEN. BLACK and SEN. BRUEGGEMAN voted aye by proxy.

EXECUTIVE ACTION ON SB 422

00:28:40 **Motion:** SEN. COCCHIARELLA moved that SB 422 DO PASS.

Discussion:

00:29:02 Sen. Smith

00:29:10 Sen. Cocchiarella

00:29:33 **Vote:** Motion that SB 422 DO PASS carried unanimously by voice vote. SEN. BLACK and SEN. BRUEGGEMAN voted aye by proxy.

EXECUTIVE ACTION ON SB 303

00:35:38 **Motion:** SEN. BROWN moved that SB 303 DO PASS.

00:35:59 **Motion:** SEN. BROWN moved that #SB030301.AAG DO PASS.

EXHIBIT(his32a04)

Discussion:

00:36:46 Sen. Laslovich

00:37:13 Sen. Brown to Andrew Geiger, Research Analyst,
Legislative Services Division (LSD)

00:38:03 **Vote:** Motion that #SB030301.AAG DO PASS carried unanimously by voice vote. SEN. BLACK and SEN. BRUEGGEMAN voted aye by proxy.

00:38:31 **Motion:** SEN. BROWN moved that SB 303 DO PASS AS AMENDED.

Discussion:

00:38:44 Sen. Smith

00:39:07 Sen. Brown

00:39:29 Sen. Smith to Sen. Brown

00:40:21 Sen. Brown

00:40:57 Sen. Cocchiarella

00:42:31 Sen. Smith

00:43:08 Sen. Brown

00:43:43 **Substitute Motion/Vote:** SEN. LASLOVICH made a substitute motion that SB 303 BE TABLED. Substitute motion carried unanimously by voice vote. SEN. BLACK and SEN. BRUEGGEMAN voted aye by proxy.

EXECUTIVE ACTION ON SB 415

00:44:54 **Motion:** SEN. LASLOVICH moved that SB 415 DO PASS.

Discussion:

00:45:12 Sen. Cocchiarella

00:47:13 Sen. Smith

00:48:02 **Substitute Motion/Vote:** SEN. BROWN made a substitute motion that SB 415 BE TABLED. Substitute motion carried unanimously by voice vote. SEN. BLACK and SEN. BRUEGGEMAN voted aye by proxy.

ADJOURNMENT

Adjournment: 5:00 P.M.

SEN. GERALD PEASE, Chairman

LOIS O'CONNOR, Secretary

GP/lo

Additional Exhibits:

EXHIBIT ([his32aad.pdf](#))