

MINUTES

MONTANA SENATE 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON HIGHWAYS AND TRANSPORTATION

Call to Order: Chairman John Brueggeman, on February 12, 2009 at 3:00 P.M., in Room 405 Capitol.

ROLL CALL

Members Present:

Sen. John Brueggeman, Chairman (R)
Sen. Bruce Tutvedt, Vice Chairman (R)
Sen. Greg Hinkle (R)
Sen. Jim Keane (D)
Sen. Rick Laible (R)
Sen. Jesse Laslovich (D)
Sen. David E. Wanzenried (D)
Sen. Jonathan Windy Boy (D)
Sen. Ryan Zinke (R)

Members Excused: None.

Members Absent: None.

Staff Present: Libby Goodwin, Committee Secretary
Tammy McGill, Legislative Branch

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 366, 2/5/2009; SR 3, 2/5/2009

Executive Action: SB 347, SR 3, SB 278, SB 366

00:01:22 Chairman Brueggeman relinquished the chair to Vice-Chairman Tutvedt.

HEARING ON SR 3

00:01:32 **Opening Statement by Sponsor:** Sen. John Brueggeman (R), SD 6, opened the hearing on SR 3, Confirm appointees to Highway Commission.

Proponents' Testimony:

00:02:37 Patti Keebler, Governor's Office

00:03:55 Jim Lynch, Montana Department of Transportation (DOT)

Opponents' Testimony:

00:04:27 None

Informational Testimony:

00:04:31 None

Introductions:

00:05:08 Rick Griffith, Candidate

00:06:09 Barb Skelton, Candidate

00:07:07 Diann Seymour-Winterburn, Candidate

Questions from Committee Members and Responses:

00:08:25 Sen. Laible

00:08:59 Mr. Griffith, Candidate

00:11:56 Ms. Seymour-Winterburn, Candidate

00:13:15 Ms. Skelton, Candidate

00:14:44 Sen. Laslovich

00:15:51 Ms. Skelton, Candidate

00:17:11 Mr. Griffith, Candidate

00:19:38 Sen. Laslovich

00:19:54 Ms. Seymour-Winterburn, Candidate

00:20:22 Sen. Laslovich

00:20:49 Ms. Skelton, Candidate

00:22:17 Mr. Griffith, Candidate

00:24:23 Ms. Seymour-Winterburn, Candidate

00:25:16 Sen. Laslovich

00:25:39 Sen. Wanzenreid

00:27:04 Ms. Seymour-Winterburn, Candidate

00:28:41 Mr. Griffith, Candidate

00:29:59 Ms. Skelton, Candidate

00:31:17 Sen. Keane

00:33:51 Mr. Griffith, Candidate
 00:35:24 Sen. Zinke
 00:36:49 Mr. Griffith, Candidate
 00:38:31 Ms. Skelton, Candidate
 00:39:57 Ms. Seymour-Winterburn, Candidate
 00:41:15 Sen. Zinke
 00:41:53 Mr. Griffith, Candidate
 00:43:19 Sen. Brueggeman
 00:43:31 Mr. Lynch, DOT
 00:45:27 Sen. Zinke
 00:45:47 Vice-Chairman Tutvedt
 00:46:13 Mr. Lynch, DOT
 00:47:23 Mr. Griffith, Candidate
 00:49:12 Sen. Brueggeman

00:52:06 **Closing by Sponsor:** Sen. Brueggeman

00:52:11 Recess

00:56:47 Reconvene

HEARING ON SB 366

00:56:59 **Opening Statement by Sponsor:** Sen. John Brueggeman (R), SD 6, opened the hearing on SB 366, Revise motor vehicle laws.

Proponents' Testimony:

00:58:34 None

Opponents' Testimony:

00:58:52 Greg Van Horssen, State Farm Insurance Company; and on behalf of Jacqueline Lenmark, American Insurance Association

01:00:59 Bruce Spencer, Property/Casualty Insurance Association

01:01:41 Dwight Easton, Farmers Insurance Group

Informational Testimony:

01:02:41 None

Questions from Committee Members and Responses:

01:02:48 Sen. Keane

01:03:15 Sen. Brueggeman

01:03:40 Sen. Laslovich

01:04:07 Mr. Van Horssen, State Farm Insurance Company

01:04:57 Sen. Laslovich

01:05:58 Mr. Van Horssen, State Farm Insurance Company
 01:06:19 Sen. Hinkle
 01:06:35 Vice-Chairman Tutvedt
 01:07:06 Mr. Van Horssen, State Farm Insurance Company
 01:07:49 Vice-Chairman Tutvedt
 01:08:13 Mr. Van Horssen, State Farm Insurance Company
 01:08:56 Vice-Chairman Tutvedt
 01:09:14 Mr. Van Horssen, State Farm Insurance Company
 01:09:42 Sen. Keane
 01:09:49 Sen. Brueggeman
 01:10:16 Sen. Keane
 01:10:34 Mr. Van Horssen, State Farm Insurance Company
 01:10:53 Sen. Windy Boy
 01:11:30 Mr. Van Horssen, State Farm Insurance Company
 01:12:18 Sen. Windy Boy
 01:12:47 Sen. Brueggeman
 01:13:44 Vice-Chairman Tutvedt
 01:14:06 Mr. Easton, Farmers Insurance Group
 01:14:24 Vice-Chairman Tutvedt
 01:14:35 Mr. Easton, Farmers Insurance Group
 01:15:00 Vice-Chairman Tutvedt
 01:15:08 Mr. Easton, Farmers Insurance Group
 01:16:02 Sen. Laslovich
 01:16:31 Mr. Easton, Farmers Insurance Group
 01:16:50 Sen. Brueggeman
 01:17:09 Sen. Laslovich
 01:17:29 Mr. Easton, Farmers Insurance Group
 01:17:57 Sen. Laible
 01:18:14 Sen. Brueggeman
 01:18:45 Vice-Chairman Tutvedt
 01:18:55 Mr. Spencer, Property/Casualty Insurance Association

 01:19:34 **Closing by Sponsor:** Sen. Brueggeman

 00:20:04 Sen. Brueggeman resumed the Chair.

EXECUTIVE ACTION ON SB 347

01:20:48 **Motion/Vote:** Sen. Laible moved that **SB 347 BE TABLED.**
 Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SR 3

01:21:26 **Preliminary Motion:** Chairman Brueggeman moved that **SR 3 BE ADOPTED.**

01:21:38 Sen. Tutvedt
01:21:52 Chairman Brueggeman
01:22:25 Sen. Tutvedt
01:22:36 Chairman Brueggeman
01:22:47 Sen. Laible

01:23:34 **Preliminary Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 346

01:24:03 Chairman Brueggeman
01:24:10 Sen. Keane

EXECUTIVE ACTION ON SB 278

01:25:33 **Motion:** Sen. Wanzenried moved that **SB 278 DO PASS.**

01:25:41 Tammy McGill

01:26:14 **Motion:** Sen. Wanzenried moved that **SB 278 BE AMENDED.**
EXHIBIT(his33a01)

01:26:52 Tammy McGill

01:27:36 **Vote:** Motion carried unanimously by voice vote.

01:27:42 **Motion:** Sen. Wanzenried moved that **SB 278 BE AMENDED.**
EXHIBIT(his33a02)

01:28:05 Tammy McGill

01:28:42 Sen. Keane

01:28:53 **Vote:** Motion carried unanimously by voice vote.

01:29:04 **Motion:** Sen. Tutvedt moved that **SB 278 BE AMENDED.**
EXHIBIT(his33a03)

01:29:35 **Vote:** Motion carried unanimously by voice vote.

01:29:42 **Motion:** Sen. Wanzenried moved that **SB 278 DO PASS AS AMENDED.**

01:29:50 Sen. Hinkle
01:31:06 Chairman Brueggeman
01:31:11 Sen. Laible
01:32:24 Sen. Keane

01:33:14 Sen. Tutvedt
01:34:08 Sen. Laslovich

01:36:30 **Vote:** Motion failed 4-5 by roll call vote with Sen. Brueggeman, Sen. Keane, Sen. Wanzenried, and Sen. Zinke voting aye.

01:36:19 Chairman Brueggeman, without objection from the committee, tabled the bill and reversed the vote.

EXECUTIVE ACTION ON SB 366

01:36:57 **Motion:** Sen. Brueggeman moved that **SB 366 DO PASS.**

01:37:07 **Motion:** Sen. Keane moved that **SB 366 BE CONCEPTUALLY AMENDED.**

01:37:20 Tammy McGill
01:37:47 Chairman Brueggeman
01:38:04 Sen. Keane
01:38:19 Chairman Brueggeman
01:38:58 Sen. Laible
01:39:06 Chairman Brueggeman
01:39:27 Tammy McGill
01:39:33 Sen. Keane

01:39:46 **Vote:** Motion carried unanimously by voice vote.

01:39:54 **Motion:** Sen. Brueggeman moved that **SB 366 DO PASS AS AMENDED.**

01:40:00 Sen. Zinke
01:41:12 Chairman Brueggeman

01:41:32 **Vote:** Motion failed 4-5 by roll call vote with Sen. Brueggeman, Sen. Keane, Sen. Tutvedt, and Sen. Windy Boy voting aye.

01:42:15 Chairman Brueggeman, without objection from the committee, tabled the bill and reversed the vote.

ADJOURNMENT

Adjournment: 4:45 P.M.

Libby Goodwin, Secretary

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Additional Documents:

EXHIBIT ([his33aad.pdf](#))