

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON TRANSPORTATION

Call to Order: Chair Gordon Vance, on January 24, 2011 at 3:00 PM, in Room 455
Capitol

ROLL CALL

Members Present:

Rep. Gordon Vance, Chair (R)
Rep. Lee Randall, Vice Chair (R)
Rep. Carolyn Squires, Vice Chair (D)
Rep. Elsie Arntzen (R)
Rep. Tom Berry (R)
Rep. Edward Greef (R)
Rep. Krayton Kerns (R)
Rep. Steve Lavin (R)
Rep. Jerry O'Neil (R)
Rep. Matthew M. Rosendale Sr (R)
Rep. Frank Smith (D)
Rep. Kathy Swanson (D)

Members Excused: Rep. Diane Sands (D)

Members Absent: None

Staff Present: Stephanie Fletcher, Committee Secretary
Megan Moore, 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: HB 241, 1/24/2011; HB 243, 1/24/2011; HB 246, 1/24/2011

Executive Action: HB 178, HB 187, HB 210, HB 229, HB 246, HB 259,

00:00:58 Chairman Vance

HEARING ON HB 246

Opening Statement by Sponsor:

00:01:01 Rep. Pat Connell (R), HD 87, opened the hearing on HB 246, Direct Dept. of Transportation to implement statewide compatible mods to GVW.

00:02:17 Rep. Connell would like the bill tabled.

00:02:23 Chairman Vance

00:02:37 Rep. Squires

00:02:48 Chairman Vance

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony:

00:02:55 Jim Lynch, Director, Montana Department of Transportation

00:03:44 Chairman Vance

00:03:50 Rep. Squires

EXECUTIVE ACTION ON HB 246

00:04:09 **Motion:** Rep. Randall moved that **HB 246 BE TABLED**.

00:04:30 **Vote:** Motion carried unanimously by voice vote. Rep. Sands voted by proxy.

00:04:21 Rep. Squires

00:04:28 Chairman Vance

HEARING ON HB 243

Opening Statement by Sponsor:

00:04:45 Rep. Douglas (Doug) Kary (R), HD 48, opened the hearing on HB 243, Revise laws on uninsured motorists.

Proponents' Testimony:

00:05:38 Ed Melcher, Independent Agent, Frontier Insurance Solutions

EXHIBIT(trh18a01)

00:14:50 Chairman Vance

Opponents' Testimony:

00:15:10 Bruce Spencer, Allstate Insurance

00:17:55 Chairman Vance

00:18:01 Greg Van Horssen, State Farm Insurance Company
00:23:09 Chairman Vance
00:23:15 Jon Metropoulos, Farmers Insurance Company
00:23:48 Chairman Vance

Informational Testimony:

00:23:59 Brenda Nordland, Motor Vehicles Division, Department of Justice
00:24:34 Chairman Vance

Questions from Committee Members and Responses:

00:24:37 Rep. Berry
00:25:37 Brenda Nordlund
00:26:27 Rep. Berry
00:26:34 Chairman Vance
00:26:41 Brenda Nordlund
00:28:31 Rep. Berry
00:28:42 Brenda Nordlund
00:30:59 Rep. Berry
00:31:11 Brenda Nordlund
00:31:34 Rep. Berry
00:31:46 Brenda Nordlund
00:34:06 Chairman Vance
00:34:13 Rep. Arntzen
00:34:33 Brenda Nordlund
00:34:59 Rep. Arntzen
00:35:29 Brenda Nordlund
00:35:45 Chairman Vance
00:35:50 Rep. Smith
00:36:14 Brenda Nordlund
00:36:34 Rep. Smith
00:36:48 Brenda Nordlund
00:37:07 Chairman Vance

Closing by Sponsor:

00:37:15 Rep. Kary

[**EXHIBIT\(trh18a02\)**](#)

00:39:55 Chairman Vance

HEARING ON HB 241

Opening Statement by Sponsor:

00:40:19 Rep. Steve Gibson (R), HD 78, opened the hearing on HB 241, Enforce noise control for off-highway vehicles through FWP enforcement.

Proponents' Testimony:

00:42:04 Roger Hagan, Montana Trail Vehicle Riders Association
[**EXHIBIT\(trh18a03\)**](#)
00:50:02 Chairman Vance
00:50:07 Bob Walker, Our Montana Association

Opponents' Testimony:

00:53:53 Bob Gilbert, Director, Walleyes Unlimited, Montana
00:56:42 Chairman Vance

Informational Testimony:

00:56:52 Jim Kropp, Chief of Enforcement, Montana Department of Fish, Wildlife and
Parks

EXHIBIT(trh18a04)

01:00:46 Chairman Vance

Questions from Committee Members and Responses:

01:00:55 Rep. O'Neil
01:01:18 Jim Kropp
01:01:27 Rep. O'Neil
01:01:42 Jim Kropp
01:02:30 Rep. O'Neil
01:02:42 Jim Kropp
01:03:04 Rep. O'Neil
01:03:40 Jim Kropp
01:03:58 Rep. O'Neil
01:03:48 Jim Kropp
01:04:06 Chairman Vance
01:04:12 Rep. Squires
01:05:07 Jim Kropp
01:05:56 Rep. Squires
01:06:19 Jim Kropp
01:06:31 Rep. Squires
01:07:14 Jim Kropp
01:07:39 Rep. Squires
01:08:05 Jim Kropp
01:08:13 Chairman Vance

Closing by Sponsor:

01:08:23 Rep. Gibson

EXECUTIVE ACTION ON HB 229

01:09:41 Chairman Vance
01:10:05 Rep. Randall

01:10:05 **Motion:** Rep. Randall moved that **HB 229 DO PASS.**

Discussion:

01:10:33 Chairman Vance

01:11:20 **Vote:** Motion carried unanimously by voice vote. Rep. Sands voted by proxy.

EXECUTIVE ACTION ON HB 259

01:11:35 **Motion:** Rep. Randall moved that **HB 259 DO PASS.**

Discussion:

01:12:09 Rep. O'Neil
01:13:17 Rep. Berry
01:13:24 Chairman Vance
01:13:28 Rep. Lavin
01:13:49 Rep. O'Neil
01:14:03 Rep. Lavin
01:14:21 Megan Moore
01:14:45 Chairman Vance
01:14:50 Rep. Smith
01:15:04 Chairman Vance
01:15:12 Rep. Squires

01:15:18 **Vote:** Motion carried unanimously by voice vote. Rep. Sands voted by proxy.

EXECUTIVE ACTION ON HB 210

01:15:36 **Motion:** Rep. Randall moved that **HB 210 DO PASS.**

01:16:27 **Motion/Vote:** Rep. Randall moved that **HB 210 BE AMENDED.** Motion carried unanimously by voice vote. Rep. Sands voted by proxy.

EXHIBIT(trh18a05)

01:16:50 **Motion/Vote:** Rep. Randall moved that **HB 210 DO PASS AS AMENDED.** Motion carried unanimously by voice vote. Rep. Sands voted by proxy.

EXECUTIVE ACTION ON HB 187

01:17:03 **Motion:** Rep. Randall moved that **HB 187 DO PASS.**

Discussion:

01:17:34 Chairman Vance
01:18:46 Rep. Rosendale
01:19:57 Chairman Vance
01:20:00 Rep. Sands returned.
01:20:29 Chairman Vance
01:21:00 Rep. Berry
01:21:12 Rep. Arntzen
01:21:48 Rep. Squires
01:22:56 Chairman Vance
01:22:59 Rep. O'Neil
01:23:57 Rep. Berry
01:24:13 Chairman Vance

01:24:18 Rep. O'Neil
 01:24:44 Rep. Berry
 01:24:57 Chairman Vance
 01:25:03 Jim Lynch
 01:28:18 Rep. Sands
 01:28:30 Jim Lynch
 01:29:45 Rep. Squires
 01:29:50 Jim Lynch
 01:30:08 Chairman Vance
 01:30:10 Rep. Greef
 01:31:05 Chairman Vance
 01:31:17 Rep. Sands
 01:31:37 Rep. Smith
 01:32:13 Chairman Vance

01:32:16 **Motion:** Rep. Sands moved that **HB 187 BE AMENDED.**
[EXHIBIT\(trh18a06\)](#)

Discussion:

01:32:55 Chairman Vance
 01:33:09 Jim Lynch
 01:33:43 Rep. O'Neil left the room.
 01:33:55 Chairman Vance

01:34:04 **Vote:** Motion carried 12-0 by voice vote. Rep. O'Neil and did not vote.

01:34:24 **Motion:** Rep. Berry moved that **HB 187 BE AMENDED.**
[EXHIBIT\(trh18a07\)](#)

Discussion:

01:34:59 Chairman Vance
 01:35:03 Rep. Squires
 01:35:37 Jim Lynch
 01:36:05 Chairman Vance
 01:36:10 Rep. Squires
 01:37:24 Rep. O'Neil returned.
 01:37:36 Jim Lynch
 01:37:45 Chairman Vance
 01:38:13 Jim Lynch

01:38:44 **Vote:** Motion carried unanimously by voice vote.

01:39:01 **Motion:** Rep. Randall moved that **HB 187 DO PASS AS AMENDED.**

Discussion:

01:39:19 Rep. Berry
 01:39:41 Rep. Rosendale

01:40:10 **Vote:** Motion carried 11-2 by roll call vote with Rep. Greef and Rep. O'Neil voting no.

EXECUTIVE ACTION ON HB 178

01:39:51 Chairman Vance, continue Executive Action on HB 178 from 1-19-11.

01:41:13 **Motion:** Rep. Randall moved that **HB 178 DO PASS AS AMENDED.**
EXHIBIT(trh18a08)

Discussion:

01:41:16 Megan Moore
01:41:51 Chairman Vance
01:41:56 Rep. Sands
01:42:22 Chairman Vance
01:42:26 Rep. Randall
01:43:32 Chairman Vance
01:43:36 Rep. Arntzen
01:43:54 Rep. Rosendale
01:44:25 Chairman Vance

01:44:30 **Vote:** Motion carried 9-4 by roll call vote with Rep. Sands, Rep. Smith, Rep. Squires and Rep. Swanson voting no.

ADJOURNMENT

Adjournment: 01:45:41 Chairman Vance

Stephanie Fletcher, Secretary

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ADDITIONAL EXHIBITS:

[EXHIBIT](#)(trh18a09)

Additional Documents:

EXHIBIT(**[trh18aad.pdf](#)**)