

MINUTES

MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON HIGHWAYS AND TRANSPORTATION

Call to Order: Chair Llew Jones, on February 1, 2011 at 3:00 PM, in Room 405 Capitol

ROLL CALL

Members Present:

Sen. Llew Jones, Chairman (R)
Sen. Jon Sonju, Vice Chairman (R)
Sen. Ron Arthun (R)
Sen. Edward Buttrey (R)
Sen. Mary Caferro (D)
Sen. Jim Keane (D)
Sen. Carmine Mowbray (R)
Sen. Bruce Tutvedt (R)
Sen. Gene Vuckovich (D)
Sen. David E. Wanzonried (D)

Members Excused:

Sen. Anders Blewett (D)
Sen. Ryan Zinke (R)

Members Absent: None

Staff Present:

Kirk Lundby, Committee Secretary
Rachel Weiss, 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 179, 1/19/2011; SB 192, SB 213, 1/26/011
Executive Action: SB 14 Tabled
SB 179 Do Pass
SB 211 Tabled
SB 111 Do Pass As Amended - Reconsidered

EXECUTIVE ACTION ON SB 14

00:00:25 **Motion:** Sen. Tutvedt moved that **SB 14 DO PASS.**

00:01:06 **Substitute Motion/Vote:** Sen. Buttrey made a substitute motion that **SB 14 BE TABLED.** Substitute Motion carried 10-2 by voice vote with Sen. Blewett and Sen. Wanzenried voting no. Sen. Blewett and Sen. Zinke voted by proxy.

EXECUTIVE ACTION ON SB 111

00:02:15 **Motion:** Sen. Sonju moved that **SB 111 DO PASS.**

00:02:24 **Motion:** Sen. Sonju moved that **SB 111 BE AMENDED.**
EXHIBIT(his25a01)

Discussion:

00:03:08 Sen. Buttrey

00:03:16 Sen. Blewett entered the committee room

00:05:27 **Vote:** Motion carried 9-3 by voice vote with Sen. Blewett, Sen. Caferro and Sen. Wanzenried voting no. Sen. Zinke voted by proxy.

00:05:32 **Motion:** Sen. Buttrey moved that **SB 111 DO PASS AS AMENDED.**

00:06:03 **Motion:** Sen. Keane moved that **SB 111 BE AMENDED.**
EXHIBIT(his25a02)

Discussion:

00:06:40 Sen. Blewett

00:07:00 Sen. Keane

00:07:16 Sen. Buttrey

00:07:57 Sen. Keane

00:08:36 Sen. Buttrey

00:08:43 Vice Chair Sonju

00:09:33 Sen. Blewett

00:10:33 Sen. Mowbray

00:11:05 **Vote:** Motion failed 5-7 by roll call vote with Sen. Blewett, Sen. Caferro, Sen. Keane, Sen. Vuckovich and Sen. Wanzenried voting aye. Sen. Zinke voted by proxy.

00:13:10 **Motion:** Sen. Tutvedt moved that **SB 111 DO PASS AS AMENDED.**

Discussion:

00:13:35 Sen. Blewett

00:15:48 Sen. Tutvedt

00:16:33 Sen. Wanzenried

00:17:48 **Vote:** Motion carried 7-5 by roll call vote with Sen. Blewett, Sen. Caferro, Sen. Keane, Sen. Vuckovich and Sen. Wanzenried voting no. Sen. Zinke voted by proxy.

EXECUTIVE ACTION ON SB 211

00:20:08 **Motion:** Sen. Sonju moved that **SB 211 DO PASS.**

00:20:14 **Motion:** Sen. Sonju moved that **SB 211 BE AMENDED.**
EXHIBIT(his25a03)

Discussion:

00:21:01 Vice Chair Sonju
00:21:29 Sen. Keane
00:21:42 Sen. Sonju
00:22:17 Sen. Keane
00:22:30 Vice Chair Sonju

00:22:46 Vice Chair Sonju **WITHDRAWS MOTION TO AMEND.**

00:23:00 **Motion/Vote:** Sen. Keane moved that **SB 211 BE AMENDED.** Motion carried unanimously by voice vote. Sen. Zinke voted by proxy.
EXHIBIT(his25a04)

00:23:49 **Motion:** Sen. Sonju moved that **SB 211 DO PASS AS AMENDED.**

00:24:04 **Motion:** Sen. Sonju moved that **SB 211 BE AMENDED.**
EXHIBIT(his25a05)

Discussion:

00:24:58 Sen. Keane
00:25:37 Chairman Jones
00:25:59 Sen. Keane

00:26:26 **Vote:** Motion failed 4-8 by roll call vote with Sen. Arthun, Sen. Buttrey, Sen. Jones and Sen. Mowbray voting aye. Sen. Zinke voted by proxy.

Discussion:

00:27:49 Chairman Jones

00:28:27 **Substitute Motion/Vote:** Sen. Wanzenried made a substitute motion that **SB 211 BE TABLED.** Substitute Motion carried 10-2 by roll call vote with Sen. Mowbray and Sen. Tutvedt voting no. Sen. Zinke voted by proxy.

00:30:10 recess
00:35:22 reconvene

HEARING ON SB 213

Opening Statement by Sponsor:

00:35:54 Sen. Gene Vuckovich (D), SD 43, opened the hearing on SB 213, Designate Montana Highway 1 Pintlar Veterans' Memorial Scenic Highway.

Proponents' Testimony:

None

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

00:39:58 Sen. Tutvedt
00:40:25 Sen. Vuckovich
00:40:38 Sen. Arthun
00:40:56 Sen. Keane
00:41:11 Barry Stang, representing the Motor Carriers of Montana (MCM)
00:41:36 Sen. Caferro

Closing by Sponsor:

00:41:55 Sen. Vuckovich

HEARING ON SB 179

Opening Statement by Sponsor:

00:43:31 Sen. Art Wittich (R), SD 35, opened the hearing on SB 179, Memorialize trooper David Delaittre.

Proponents' Testimony:

00:46:45 Dennis Delaittre, representing himself
00:49:33 Steve Bullock, Attorney General
00:51:20 Colonel Mike Tooley, Chief, Montana Highway Patrol (MHP)
00:53:29 Jim Lynch, Director, Department of Transportation (DOT)
00:54:58 Rebecca Sturdevant, President, Concerns Of Police Survivors (COPS)
00:55:48 Mark Taylor, representing the Association of Montana Troopers (AMT)

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

None

Closing by Sponsor:

00:56:47 Sen. Wittich

EXECUTIVE ACTION ON SB 179

01:00:18 **Motion:** Sen. Tutvedt moved that **SB 179 DO PASS.**

Discussion:

01:00:50 Sen. Caferro

01:01:18 **Vote:** Motion carried unanimously by voice vote. Sen. Zinke voted by proxy.

EXECUTIVE ACTION ON SB 111

01:02:34 **Motion:** Sen. Sonju moved to **RECONSIDER THE MOTION** on **SB 111.**

Discussion:

01:03:07 Sen. Keane

01:03:21 Vice Chair Sonju

01:04:31 Sen. Tutvedt

01:05:08 Chairman Jones

01:05:21 Sen. Keane

01:06:20 **Vote:** Motion carried 11-0 by voice vote. Sen. Zinke voted by proxy. Sen. Wanzenried abstained.

HEARING ON SB 192

Opening Statement by Sponsor:

01:07:50 Sen. Ron Erickson (D), SD 47, opened the hearing on SB 192, Revise motor carrier laws related to motor carrier classes.

Proponents' Testimony:

01:11:26 John Vincent, Commissioner, Public Service Commission (PSC)

EXHIBIT(his25a06)

01:15:36 Jerry Perkins, Owner, Karst Stage Inc.

01:16:45 Bob Young, representing Billings Yellowcab

01:17:26 Vance Vanderpan, Greater Valley Taxi

01:18:28 Carrrie Pintar, Amazing Taxi

01:18:51 Susan Young, Billings Yellowcab

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

01:19:51 Sen. Keane

01:20:16 Eric Dahlgren, attorney, (PSC)

01:20:55 Sen. Keane

01:21:00 Eric Dahlgren

Closing by Sponsor:

01:21:27 Sen. Erickson

Discussion:

01:22:01 Chairman Jones

01:22:31 Sen. Wanzenried

01:23:03 Sen. Tutvedt

01:23:23 Chairman Jones

01:23:41 Sen. Wanzenried

Additional Exhibits:

The following exhibit was received today relating to SB 82 heard in committee on 1/27/2011

EXHIBIT(his25a07)

Letter from Julia Hammerquist

ADJOURNMENT

Adjournment:
01:24:03

Kirk Lundby, Secretary

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Additional Documents:

EXHIBIT([his25aad.pdf](#))