

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 64th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TRANSPORTATION

Call to Order: Chair Steve Lavin, on April 8, 2015 at 3:00 PM, in Room 455 Capitol

ROLL CALL

Members Present:

Rep. Steve Lavin, Chair (R)
Rep. Nancy Wilson, Vice Chair (D)
Rep. Willis Curdy (D)
Rep. Clayton Fiscus (R)
Rep. Frank Garner (R)
Rep. George G. Kipp III (D)
Rep. Margaret (Margie) MacDonald (D)
Rep. Wendy McKamey (R)
Rep. Lee Randall (R)
Rep. Bridget Smith (D)
Rep. Kathy Swanson (D)

Members Excused: Rep. Christy Clark, Vice Chair (R)
Rep. Rob Cook (R)
Rep. Mike Miller (R)

Members Absent: None

Staff Present: Kendra Balian, Committee Secretary
Dave Bohyer, 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 290, 3/31/15

Executive Action: SB 375

00:00:00Chair Lavin
HEARING ON SB 290

Opening Statement by Sponsor:

- 00:00:58 Sen. Jim Keane (D), SD 38, opened the hearing on SB 290, Apply private motor carrier safety standards to certain publicly owned vehicles.
- 00:02:52 Rep. Cook arrived.

Proponents' Testimony:

- 00:03:28 Barry "Spook" Stang, Motor Carriers of Montana (MCM)

Opponents' Testimony:

- 00:04:35 Harold Blattie, Executive Director, Montana Association of Counties (MACo)
- 00:07:51 Rep. Clark arrived.
- 00:08:15 Larry Epstein, Montana County Road Superintendents

Informational Testimony:

- 00:09:44 Duane Williams, Montana Department of Transportation (DOT)

Questions from Committee Members and Responses:

- 00:11:26 Rep. McKamey
- 00:11:58 Duane Williams, DOT
- 00:13:09 Rep. McKamey
- 00:13:30 Duane Williams, DOT
- 00:13:48 Rep. Fiscus
- 00:14:10 Sen. Keane
- 00:15:01 Rep. Fiscus
- 00:15:21 Sen. Keane
- 00:15:36 Rep. Fiscus
- 00:16:01 Sen. Keane
- 00:16:47 Rep. McKamey
- 00:17:31 Sen. Keane
- 00:18:52 Rep. MacDonald
- 00:19:57 Duane Williams, DOT
- 00:20:37 Rep. Wilson
- 00:21:09 Harold Blattie, Executive Director, MACo

Closing by Sponsor:

- 00:22:22 Sen. Keane
- 00:23:12 Chair Lavin

EXECUTIVE ACTION ON SB 375

- 00:24:41 **Motion:** Rep. Randall moved that **SB 375 BE CONCURRED IN.**

00:25:42 **Motion:** Rep. Randall moved that **SB 375 BE AMENDED.**
EXHIBIT(trh70a01)

Discussion:

00:27:07 Rep. McKamey
00:27:37 Barry "Spook" Stang, Motor Carriers of Montana (MCM)
00:27:51 Rep. McKamey
00:28:02 Barry "Spook" Stang, MCM
00:28:07 Rep. McKamey
00:28:13 Barry "Spook" Stang, MCM
00:29:08 Chair Lavin
00:29:37 Rep. McKamey
00:30:46 Rep. Fiscus
00:31:39 Rep. Wilson
00:33:14 Rep. MacDonald

00:34:26 Recess
00:36:37 Reconvened

00:36:42 Rep. Randall
00:37:26 Dave Bohyer, Legislative Services Division (LSD)
00:37:40 Barry "Spook" Stang, MCM
00:38:45 Rep. Randall
00:38:55 Dave Bohyer, LSD
00:39:43 Rep. Randall
00:39:59 Dave Bohyer, LSD
00:40:58 Rep. Randall
00:41:30 Rep. Garner
00:42:27 Rep. Randall
00:42:57 Rep. Fiscus
00:43:39 Rep. Garner
00:43:51 Rep. Randall
00:44:00 Rep. MacDonald
00:44:22 Dave Bohyer, LSD
00:44:38 Chair Lavin

00:45:09 **Vote:** Motion failed 7-7 by roll call vote with Rep. Clark, Rep. Cook, Rep. Fiscus, Rep. McKamey, Rep. Miller, Rep. Randall and Rep. B. Smith voting aye. Rep. Miller voted by proxy.

00:46:01 **Motion:** Rep. Randall moved that **SB 375 BE AMENDED.**
EXHIBIT(trh70a02)

Discussion:

00:47:36 Rep. Fiscus
00:47:59 Rep. Randall
00:48:34 Rep. Fiscus
00:48:58 Rep. Randall
00:49:09 Rep. Garner

00:49:22 **Vote:** Motion carried 12-2 by voice vote with Rep. Cook and Rep. Curdy voting no. Rep. Miller voted by proxy.

00:49:59 **Motion:** Rep. Randall moved that **SB 375 BE AMENDED.**
[EXHIBIT\(trh70a03\)](#)

Discussion:

00:51:12 Rep. Curdy
00:51:54 Rep. Fiscus
00:52:02 Chair Lavin

00:52:32 **Vote:** Motion carried 10-4 by roll call vote with Rep. Curdy, Rep. MacDonald, Rep. Swanson and Rep. Wilson voting no. Rep. Miller voted by proxy.

00:53:18 Rep. Randall

00:54:07 **Motion:** Rep. Lavin moved that **SB 375 BE AMENDED.**
[EXHIBIT\(trh70a04\)](#)

Discussion:

00:54:31 Dave Bohyer, LSD
00:55:04 Rep. Curdy
00:55:04 Dave Bohyer, LSD
00:55:57 Rep. Wilson
00:56:24 Barry "Spook" Stang, MCM
00:57:11 Chair Lavin

00:57:17 **Vote:** Motion carried unanimously by voice vote. Rep. Miller voted by proxy.

00:57:30 **Motion:** Rep. Randall moved that **SB 375 BE CONCURRED IN AS AMENDED.**

Discussion:

00:57:43 Rep. Curdy
00:59:47 Rep. McKamey
01:00:16 Tom Butler, Colonel, Montana Highway Patrol (MHP)
01:00:52 Rep. McKamey
01:01:14 Tom Butler, Colonel, MHP
01:01:45 Chair Lavin
01:01:51 Rep. Fiscus
01:03:27 Rep. MacDonald
01:03:47 Rep. Garner
01:04:12 Rep. Kipp
01:06:14 Rep. Randall
01:07:04 Chair Lavin

01:07:52 **Vote:** Motion failed 7-7 by roll call vote with Rep. Clark, Rep. Cook, Rep. Fiscus, Rep. Garner, Rep. Lavin, Rep. McKamey and Rep. Randall voting aye. Rep. Miller voted by proxy.

01:08:56 Chair Lavin

ADJOURNMENT

Adjournment: 01:10:28

Kendra Balian, Secretary

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Additional Documents:

EXHIBIT([trh70aad.pdf](#))